

INSTRUMENT NO. 168 OF 1997

EXPLANATORY MEMORANDUM

Determination made under sub-section 6(2) - 2/1997

Legislative Assembly (Members' Staff) Act 1989

Legislative Context

The Legislative Assembly (Members' Staff) Act 1989 (the Act) provides for the employment of staff by Members of the Legislative Assembly on behalf of the Territory. Section 6 of the Act provides for the terms and conditions to be generally the same as those applying to ACT public servants except where the Chief Minister determines otherwise under subsection 6(2). Sub-section 6(2) provides the power for the Chief Minister to determine in writing that the terms and conditions of employment are varied as specified in the Determination.

Outline

This Determination provides that employees engaged under the Act are not subject to the provision of *Recreation Leave considered to have been taken* and employees are able to preserve recreation leave credits on the same basis as Executives in the ACT Public Service.

Attachment A to this Determination is the form of contract of employment which is required to be used by Members in engaging staff employed under the Act.