



PUBLIC SERVICE

No. 68 of 1976

ANALYSIS

1. Short title and citation.
2. Age limits to first appointment in certain cases.
3. Appeals in respect of promotion, &c.
4. General provisions as to employment of married women.
5. Married women temporarily employed in 1967.

AN ACT to amend the Public Service Act 1973.

[11 November 1976]

BE it enacted by His Excellency the Governor of Tasmania, by and with the advice and consent of the Legislative Council and House of Assembly, in Parliament assembled, as follows:—

1—(1) This Act may be cited as the *Public Service Act 1976*. Short title and citation.

(2) The *Public Service Act 1973*, as subsequently amended, is in this Act referred to as the Principal Act.

Age limits to first appointment in certain cases.

Appeals in respect of promotion, &c.

2 Section 27 of the Principal Act is repealed.

3 Section 33 of the Principal Act is amended by omitting subsection (8) and substituting the following subsections:—

“(8) The permanent head of the department in which the vacancy occurs or his representative, the officer proposed to be recommended by the Board, and the appellant, are entitled to be present before the Appeal Board on the hearing of an appeal under this section.

“(8A) A person who is entitled to appear before the Appeal Board on the hearing of an appeal under this section is entitled to tender evidence, and to examine any person tendering evidence, to the Appeal Board.

“(8B) Subject to subsection (8C), the officer proposed to be recommended by the Board and the appellant may nominate any officer of the Public Service to appear in either case as his advocate and the person so nominated may appear before the Board and, on behalf of the person for whom he is appearing as advocate, tender evidence, and examine any person tendering evidence, to the Appeal Board.

“(8C) No person who is a barrister or a legal practitioner may be nominated or shall be permitted to appear as an advocate on the hearing of an appeal under this section except in any case where the appeal is in respect of a position of legal officer.

“(8D) For the purpose of subsection (8C), a legal officer is a person who is classified as a legal officer under the award known as the Legal Officers’ Principal Award or any award made in substitution for that award.”.

General provisions as to employment of married women.

4 Section 87 of the Principal Act is amended by omitting subsections (2), (3), and (4).

Married women temporarily employed in 1967.

5 Section 110 of the Principal Act is amended—

(a) by omitting from the commencement of subsection (1) the words “Subject to subsection (2) of this section where” and substituting the word “Where”;

(b) by omitting from the end of that subsection the words “and subsection (4) of section eighty-seven”; and

(c) by omitting subsection (2).