



TASMANIAN STATE SERVICE AMENDMENT ACT 1986

No. 41 of 1986

TABLE OF PROVISIONS

- 1. Short title.
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AN ACT to amend the Tasmanian State Service Act 1984.

[Royal Assent 9 May 1986]

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—This Act may be cited as the *Tasmanian State Service Amendment Act 1986*. Short title.

2—This Act shall commence on the day on which it receives the Royal assent. Commencement.

Principal Act.

3—In this Act, the *Tasmanian State Service Act 1984** is referred to as the Principal Act.

Amendment of section 68 of Principal Act (Procedure, &c., of appeal).

4—Section 68 of the Principal Act is amended as follows:—

(a) by omitting subsection (3) and substituting the following subsection:—

(3) The Commissioner for Review may—

(a) in the case of a prescribed appeal, determine the appeal without holding a hearing; and

(b) in the case of any other appeal, if the Commissioner for Review and the parties to the appeal agree, determine the appeal without holding a hearing.

(b) by omitting subsection (8) and substituting the following subsection:—

(8) A party to an appeal is entitled to tender written evidence to the Commissioner for Review and, where the Commissioner for Review conducts an appeal by holding a hearing, a party to the appeal is entitled to examine any person who tenders evidence at those proceedings.

(c) by omitting from subsection (9) “A party to proceedings before the Commissioner for Review ” and substituting “Where the Commissioner for Review conducts an appeal by holding a hearing, a party to the proceedings relating to the hearing ”;

(d) by adding after subsection (21) the following subsection:—

(22) For the purposes of this section, “prescribed appeal ” means an appeal relating to the filling of a vacancy in a position listed in Parts I, II, or III of Schedule 5 to the *Tasmanian State Service Regulations 1985*.

* No. 25 of 1984. Amended by Nos. 61, 88, 107, 112, and 126 of 1985.