

1980

THE PARLIAMENT OF THE COMMONWEALTH OF AUSTRALIA

HOUSE OF REPRESENTATIVES

COMMONWEALTH TEACHING SERVICE AMENDMENT BILL 1980

EXPLANATORY MEMORANDUM

(Circulated by authority of the Minister for Education,
the Hon Wal. Fife)

Commonwealth Teaching Service Amendment Bill 1980

Outline

This Bill amends the Commonwealth Teaching Service Act to provide for the compulsory transfer of Commonwealth Teaching Service personnel serving in the Northern Territory to the Northern Territory Teaching Service. It also provides for the preservation of the rights and entitlements of transferred officers and employees including rights of re-entry to the Commonwealth Teaching Service under certain conditions. The Northern Territory Government is enacting complementary legislation which provides for the establishment of the Northern Territory Teaching Service and which guarantees the preservation of existing rights and entitlements of transferred officers and employees. A date for this transfer is to be negotiated with the Northern Territory Government.

The provisions of the Bill follow closely similar amendments made to the Public Service Act to provide for the transfer of Australian Public Servants to the Northern Territory Public Service.

In addition to this purpose, the Bill also provides for the amendment of Section 18 of the Act to enable administrative staff required by the Commonwealth Teaching Service Commissioner to be persons employed under either the Public Service Act or the Commonwealth Teaching Service Act.

Clause 4

This clause authorises the compulsory transfer of Commonwealth Teaching Service personnel based in the Northern Territory to the Northern Territory Teaching Service. It also preserves the rights and entitlements of transferred officers and employees in respect of such matters as salary, recreation and sick leave, and long service leave.

It specifies the conditions under which a transferred officer may be re-appointed to the Commonwealth Teaching Service by way of transfer or promotion. Special re-entry to the Commonwealth Teaching Service is provided for in circumstances where an officer has been disadvantaged by the compulsory transfer. A Re-appointment Review Committee is to be established to determine eligibility for re-appointment to the Commonwealth Teaching Service under the conditions specified in this clause.

Clause 5

This clause is a transitional provision to cover the circumstances of promotions in the Commonwealth Teaching Service of transferred officers that are not completed at the date of transfer.