

***Public Service Act 1999***

**Subsection 24(3)**

**Amendment Determination**

I, Joseph William Ludwig, Public Service Minister, being of the opinion that it is necessary to do so because of exceptional circumstances, hereby:

- (a) amend the Determination made on 13 March 2008 under subsection 24(3) of the *Public Service Act 1999* (the Principal Determination) as set out in the Attachment, to take effect on and from the day on which this Determination is registered under the *Legislative Instruments Act 2003*; and
- (b) revoke Schedule 2 of the Principal Determination immediately after the commencement of the *Department of Resources, Energy and Tourism Enterprise Agreement 2009-2011* and the *Department of Industry, Innovation, Science and Research Enterprise Agreement 2009-2011*.

Dated this 29th day of October 2009

Joseph William Ludwig  
Public Service Minister

AMENDMENTS

1. Paragraph 2
  - Omit ‘an independent conciliator or mediator (not being the Australian Industrial Relations Commission) agreed between the parties to the dispute’
  - Substitute ‘Fair Work Australia’
2. Paragraph 4
  - Omit ‘*Workplace Relations Act 1996*’
  - Substitute ‘*Fair Work Act 2009 and the Fair Work (Transitional Provisions and Consequential Amendments) Act 2009,*’
3. Paragraph 6
  - Omit ‘a collective agreement’
  - Substitute ‘an enterprise agreement’
4. Paragraph 7 – definition of ‘agreement’
  - Omit ‘or a pre-reform certified agreement’
  - Substitute ‘, a pre-reform certified agreement or an enterprise agreement’
5. Paragraph 7 – definition of ‘AWA’, ‘collective agreement’, ‘pre-reform AWA’ and ‘pre-reform certified agreement’
  - Omit ‘*Workplace Relations Act 1996*’
  - Substitute ‘*Fair Work (Transitional Provisions and Consequential Amendments) Act 2009*’
6. Paragraph 7 – new definition of ‘enterprise agreement’
  - Add:  
‘enterprise agreement’ has the same meaning as in the *Fair Work Act 2009*.
7. Schedule 1, paragraph 4
  - Omit ‘or the’
  - Substitute ‘or until the’