

# Commonwealth of Australia

*Australian Broadcasting Corporation Act 1983*

## **Australian Broadcasting Corporation (Definition of senior political staff member) Instrument 2014**

I, MALCOLM BLIGH TURNBULL, Minister for Communications, make this instrument under subsection 3(3) of the *Australian Broadcasting Corporation Act 1983*.

Dated 29 January 2014

MALCOLM TURNBULL  
Minister for Communications

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### **1. Name of instrument**

This legislative instrument is the *Australian Broadcasting Corporation (Definition of senior political staff member) Instrument 2014*.

### **2. Commencement**

This legislative instrument commences on the day after it is registered on the Federal Register of Legislative Instruments.

### **3. Definitions**

***Legislature of a Territory*** means:

- (a) the Legislative Assembly for the Australian Capital Territory; or
- (b) the Legislative Assembly of the Northern Territory.

***Minister*** means a Minister of State for a State or a Territory.

#### **4. Specified classes of persons**

The following classes of persons are specified for the purpose of defining a *senior political staff member*:

##### *4.1 Class A – Federal*

- (a) A person employed under the *Members of Parliament (Staff) Act 1984* (Cth) and who occupies a position in the “senior staff” classification as defined by the Commonwealth Members of Parliament Staff Enterprise Agreement 2012-2015 made under the *Fair Work Act 2009*.

##### *4.2 Class B – State or Territory*

- (a) A person employed in a senior position by or on behalf of a member of a State Parliament or a Legislature of a Territory to primarily provide advice about policy matters, the communication of policy matters to the public, and/or parliamentary matters.
- (b) Without limiting paragraph 4.2(a), a person is deemed to be employed in a senior position if the position is known by one of the following designations:
  - (i) Chief of Staff;
  - (ii) Deputy Chief of Staff;
  - (iii) Principal Adviser (however described);
  - (iv) Senior Adviser (however described);
  - (v) Senior Media Adviser (however described);
  - (vi) Specialist Adviser (however described).
- (c) For the purpose of subsection 4.2, examples of advice about policy matters include:
  - (i) developing policy proposals for the consideration of the member;
  - (ii) analysing policy proposals and making recommendations to the member;
  - (iii) participating in policy discussions with or on behalf of the member;
  - (iv) where the member is a Minister, working with public sector employees to implement policies.