**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 January2014

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:

1. the Legislative Assembly for the Australian Capital Territory; or
2. 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*

1. 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*

1. 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.
2. 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:
	1. Chief of Staff;
	2. Deputy Chief of Staff;
	3. Principal Adviser (however described);
	4. Senior Adviser (however described);
	5. Senior Media Adviser (however described);
	6. Specialist Adviser (however described).
3. For the purpose of subsection 4.2, examples of advice about policy matters include:
4. developing policy proposals for the consideration of the member;
5. analysing policy proposals and making recommendations to the member;
6. participating in policy discussions with or on behalf of the member;
7. where the member is a Minister, working with public sector employees to implement policies.