



# **Australian Broadcasting Corporation (Definition of senior political staff member) Instrument 2024**

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I, Michelle Rowland, Minister for Communications, make the following instrument.

Dated 12 September 2024

Michelle Rowland  
Minister for Communications

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# Contents

1 Name .....	1
2 Commencement.....	1
3 Authority .....	1
4 Definitions .....	1
5 Schedules.....	2
6 Specification of classes of persons .....	2
<b>Schedule 1—Repeals</b>	<b>3</b>



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## 1 Name

This instrument is the *Australian Broadcasting Corporation (Definition of senior political staff member) Instrument 2024*.

## 2 Commencement

This instrument commences on the day after the instrument is registered.

## 3 Authority

This instrument is made under subsection 3(3) of the *Australian Broadcasting Corporation Act 1983*.

## 4 Definitions

(1) In this instrument:

**Act** means the *Australian Broadcasting Corporation Act 1983*.

**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.

(2) In this instrument, the term **Policy Advice** means advice about policy matters, the communication of policy matters to the public, and/or parliamentary matters.

(3) Without limitation to subsection (2), examples of Policy Advice include:

- (a) developing policy proposals for the consideration of member of a State Parliament or a Legislature of a Territory;
- (b) analysing policy proposals and making recommendations to a member of a State Parliament or a Legislature of a Territory;
- (c) participating in policy discussions with or on behalf of a member of a State Parliament or a Legislature of a Territory;
- (d) working with public sector employees to implement policies on behalf of a member of a State Parliament or a Legislature of a Territory who is a Minister.

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## 5 Schedules

Each instrument that is specified in a Schedule to this instrument is amended or repealed as set out in the applicable items in the Schedule concerned, and any other item in a Schedule to this instrument has effect according to its terms.

## 6 Specification of classes of persons

- (1) For the purposes of the definition of ‘senior political staff member’ under subsection 3(1) of the Act, subsections (2), (3) and (4) below specify the classes of persons.

### ***Class A—Federal***

- (2) A person who:
- (a) is employed under the *Members of Parliament (Staff) Act 1984* (Cth); and
  - (b) occupies a position in the ‘senior staff’ classification as defined by the Commonwealth Members of Parliament Staff Enterprise Agreement 2020-2023 made under the *Fair Work Act 2009*.

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

- (3) 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 Policy Advice to the member.
- (4) Without limiting subsection 6(3), a person is deemed to be employed in a senior position if the position is known by one of the following designations:
- (a) Chief of Staff;
  - (b) Deputy Chief of Staff;
  - (c) Principal Adviser (however described);
  - (d) Senior Adviser (however described);
  - (e) Senior Media Adviser (however described);
  - (f) Specialist Adviser (however described).

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## Schedule 1—Repeals

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

#### **1 The whole of the instrument**

Repeal the instrument