



New South Wales

# **Administrative Arrangements (Administrative Changes—Miscellaneous) Order (No 3) 2024**

under the

Constitution Act 1902

MARGARET BEAZLEY, Governor

I, the Honourable Margaret Beazley AC KC, Governor of New South Wales, with the advice of the Executive Council, make the following order under the *Constitution Act 1902*, Part 7.

Dated 7 August 2024.

By Her Excellency's Command,

CHRIS MINNS, MP  
Premier

## **Administrative Arrangements (Administrative Changes— Miscellaneous) Order (No 3) 2024**

under the

Constitution Act 1902

### **1 Name of order**

This order is the *Administrative Arrangements (Administrative Changes—Miscellaneous) Order (No 3) 2024*.

### **2 Commencement**

This order commences on the day on which it is published on the NSW legislation website.

## Schedule 1      **Amendment of Administrative Arrangements (58th Parliament) Order 2023**

### [1] Part 1A

Insert after Part 1—

### **Part 1A Construction of references after transfers**

#### **3A Construction of references to certain Public Service agencies**

- (1) If the Governor abolishes a Public Service agency and transfers all parts of the abolished agency, or all parts other than specified parts, to another Public Service agency, a reference in a document to the abolished agency, other than a reference in relation to the specified parts, must be read as a reference to the successor agency.
- (2) If the Governor transfers a part or parts of a Public Service agency (the *transferor agency*) to another Public Service agency (the *transferee agency*), a reference in a document—
  - (a) to the transferor agency, in relation to the transferred part or parts, must be read as a reference to the transferee agency, and
  - (b) to the head of the transferor agency, however described, in relation to the transferred part or parts, must be read as a reference to the head of the transferee agency.
- (3) To avoid doubt, subsection (2) applies even if the transferor agency is abolished.
- (4) If the Governor renames a Public Service agency, a reference in a document to the old name of the Public Service agency must be read as a reference to the new name of the Public Service agency.
- (5) In this section—

*head*, of a Public Service agency, has the same meaning as in the *Government Sector Employment Act 2013*.

**Note—** The *Constitution Act 1902*, section 50D(3) provides that, if the Governor abolishes a Public Service agency, the Public Service agency to which the Governor transfers all parts of the abolished agency, or all parts other than specified parts, is taken for all purposes to be the successor of the abolished agency.

#### **3B Application of part**

This part does not apply to a transfer, abolition or renaming that occurred before its commencement.

### [2] Part 10

Insert after Part 9—

## **Part 10 Provision consequent on making of Administrative Arrangements (Administrative Changes—Miscellaneous) Order (No 3) 2024**

### **42 Transfer of part of Department of Planning, Housing and Infrastructure to Infrastructure NSW Staff Agency**

The Infrastructure Team within the Bradfield Development Authority branch of the Department of Planning, Housing and Infrastructure is transferred to the Infrastructure NSW Staff Agency.

## **Schedule 2      Amendment of Administrative Arrangements (Minns Ministry—Administration of Acts) Order 2023**

**[1]      Schedule 1 Allocation of the administration of Acts**

Insert in alphabetical order under the heading **Minister for Energy**—

*Energy Security Corporation  
Act 2024 No 45*

**[2]      Schedule 1, Minister for the Environment**

Omit the matter relating to the *Environmentally Hazardous Chemicals Act 1985*.

**[3]      Schedule 1, Treasurer**

Insert in alphabetical order—

*Appropriation Act 2024 No  
36*

*Appropriation (Parliament)  
Act 2024 No 37*

*Emergency Services Levy  
Insurance Monitor Act 2024  
No 33*

**[4]      Schedule 1, Minister for Planning and Public Spaces**

Omit the matter relating to the *Warnervale Airport (Restrictions) Act 1996*.

**[5]      Schedule 1, Minister for Industrial Relations**

Insert in alphabetical order—

*Community Services Sector  
(Portable Long Service  
Leave) Act 2024 No 39*

**[6]      Schedule 1, Attorney General**

Omit the matter relating to the *Royal Institute for Deaf and Blind Children Act 1998*.

Insert in alphabetical order—

*NextSense Act 1998 No 6*

**[7]      Schedule 1, Minister for Lands and Property**

Omit the matter relating to the *Property NSW Act 2006*.

Insert in alphabetical order—

*Catholic Cemeteries and  
Crematoria Trust Act 2024  
No 44*

*Property and Development*  
*NSW Act 2006 No 40*

**[8] Schedule 1, Minister for Building**

Omit the matter relating to the *Home Building Act 1989*.

Insert instead—

*Home Building Act 1989 No 147* whole Act jointly with the  
Minister for Better  
Regulation and Fair Trading  
(except Parts 6, 6A, 6B and  
6C)

## **Schedule 3      Amendment of Administrative Arrangements (Public Service agencies and Ministers) Order 2023**

### **Schedule 1 Ministers to whom Public Service agencies responsible**

Omit “Minister for Planning and Public Spaces” wherever occurring in the matter relating to the Department of Transport and the Department of Primary Industries and Regional Development in section 1.