

## OMBUDSMAN (AMENDMENT) BILL 1991

NEW SOUTH WALES



### EXPLANATORY NOTE

**(This Explanatory Note relates to this Bill as introduced into Parliament)**

The object of this Bill is to amend the Ombudsman Act 1974:

- (a) to make the positions of Deputy Ombudsman and Assistant Ombudsman statutory office positions in the Senior Executive Service; and
- (b) to provide that the Ombudsman is the person who has the power to appoint persons to those positions (rather than the Governor as at present); and
- (c) to provide that the Ombudsman (rather than the Governor) is the person who has the power to remove persons from those positions under the provisions of the Public Sector Management Act 1988 applying to the removal of statutory officers in the SES; and
- (d) to make consequential amendments.

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**Clause 1** specifies the short title of the proposed Act.

**Clause 2** provides for the commencement of the proposed Act on a day or days to be appointed by proclamation.

**Clause 3** makes the amendments described above.

**Clause 4** makes a consequential amendment to the Public Sector Management Act 1988 by listing the positions of Deputy Ombudsman and Assistant Ombudsmen as statutory office positions in the Senior Executive Service.

**Clause 5** makes a consequential amendment to the Statutory and Other Offices Remuneration Act 1975 by removing the positions of Deputy Ombudsman and Assistant Ombudsman from that Act.

**Clause 6** contains a transitional provision which provides that the persons who currently hold the positions of Deputy Ombudsman and Assistant Ombudsman are to be taken to have been appointed to those positions under the proposed new provisions.

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