

INDEPENDENT STATE OF PAPUA NEW GUINEA.

CHAPTER NO. 68.

Public Service (Oversea Agencies).

GENERAL ANNOTATION.

ADMINISTRATION.

As at 13 February 1976 (the date of gazettal of the most comprehensive allocation of responsibilities to Ministers and Departments at about the effective date), the administration of this Chapter was vested in the Prime Minister.

Accordingly, as at that date, unless some other intention is clearly indicated, by note or in the text, it seems that references in or in relation to this Chapter to—

“the Minister”—shall be read as references to the Prime Minister;

“the Departmental Head”—shall be read as references to the Secretary to the Prime Minister;¹

“the Department”—shall be read as references to the Department of the Prime Minister.²

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¹ Previously the Secretary, Department of the Prime Minister and Development Administration.

² Previously the Department of the Prime Minister and Development Administration.

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Public Service (Overseas Agencies) Act.

ARRANGEMENT OF SECTIONS.

1. Interpretation—
 - "agency function"
 - "designated office"
 - "the designated overseas agency"
 - "overseas agency"
 - "overseas agency to which this Act applies".
2. Overseas agencies to which this Act applies.
3. Designated offices.
4. Application of Public Service Act to designated offices.

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Being an Act to make provision regarding certain offices in the Public Service arising out of the carrying out of agency functions on behalf of the Government by oversea agencies.

1. Interpretation.

In this Act, unless the contrary intention appears—

“agency function” means a function of the Government carried out on its behalf by an oversea agency;

“designated office” means an office designated under Section 3;

“the designated oversea agency”, in relation to a designated office, means the oversea agency to which this Act applies declared by the Minister under Section 2 to be the designated oversea agency in relation to that office;

“oversea agency” means—

(a) the government, a government department or a government agency of a country other than Papua New Guinea; or

(b) a corporation incorporated under the law of a country other than Papua New Guinea; or

(c) an international agency;

“oversea agency to which this Act applies” means an oversea agency declared under Section 2 to be an oversea agency to which this Act applies.

2. Oversea agencies to which this Act applies.

The Minister may, by notice in the National Gazette, declare an oversea agency to be an oversea agency to which this Act applies.

3. Designated offices.

Where an oversea agency to which this Act applies advises the Minister that in its opinion it is necessary for the proper carrying out of the agency functions for which the agency is responsible that the provisions of this Act apply to and in relation to an office, the Minister may, by notice in the National Gazette, declare the office to be a designated office for the purposes of this Act, and the oversea agency to be the designated oversea agency in relation to the office.

4. Application of Public Service Act to designated offices.

In the application of the *Public Service Act* to and in relation to a designated office—

(a) a person nominated by the designated oversea agency shall be an additional member of the Public Service Selection Committee appointed under Section 36 of that Act and of the Committee of Review established by Section 41 of that Act; and

(b) Section 39 of that Act does not prevent the disclosure to the designated oversea agency of any matter by the person nominated under Paragraph (a); and

Public Service (Overseas Agencies)

- (c) in the event of an equality of votes on a matter before the Public Service Selection Committee, the matter stands referred to the Committee of Review; and
 - (d) in the event of an equality of votes on a matter before the Committee of Review, the Chairman has a casting, as well as a deliberative, vote.
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APPENDIX.

SOURCE OF THE PUBLIC SERVICE (OVERSEA AGENCIES) ACT.

Part A.—Previous Legislation.

Public Service (Oversea Agencies) Act 1973 (No. 10 of 1974).

Part B.—Cross References.

Section, etc., in Revised Edition.	Previous Reference ¹ .
1	3
2	4
3	5
4	6

¹ Unless otherwise indicated, references are to the Act set out in Part A.

