

74. Relationship between ministerial officers, etc. and employees employed in departments or organisations

- (1) A Minister of the Crown shall —
- (a) as soon as practicable after this section commences; or
 - (b) if he or she becomes a Minister of the Crown after this section commences, as soon as practicable after becoming a Minister of the Crown,

make arrangements in writing in relation to each department or organisation for which the Minister of the Crown is responsible setting out the manner in which, and the circumstances in which, dealings are to be had, and communications are to be made, between ministerial officers assisting the Minister of the Crown and the employees in that department or organisation.

- (2) Notwithstanding anything in subsection (1), a ministerial officer shall not, otherwise than with the agreement of the employing authority of the department or organisation concerned, direct an employee of that department or organisation in relation to the manner in which that employee is to perform the functions of his or her office, post or position in that department or organisation.

- (3) In this section —

“ministerial officer” includes —

- (a) person occupying a special office created under section 36 as read with section 75(1); and
- (b) person engaged under a contract for services under section 100(1) to assist a political office holder.