

76. Application and effect of Part 5

- (1) Subject to subsection (3), this Part applies to and in relation to —
 - (a) all public service officers and ministerial officers; and
 - (b) such other employees, or members of such other class of employees, as are or is prescribed for the purposes of this section.

- (2) To the extent that this Part is inconsistent with any enactment which applies to —
 - (a) an employee; or
 - (b) a member of a class of employees,prescribed under subsection (1)(b), this Part prevails.

- (3) If the employing authority of an employee who is not a public service officer suspects that that employee has disobeyed or disregarded a direction which is by virtue of section 94(4) a lawful order for the purposes of section 80(a), that employee shall be taken for the purposes of this Part to be a public service officer, and proceedings may be taken accordingly under this Part against that employee for the suspected breach of discipline arising out of that disobedience or disregard.