

**99. Matters that cannot be the subject of industrial agreements or workplace agreements**

- (1) There are excluded from the operation of sections 41, 41A and 43 of the *Industrial Relations Act 1979* —
- (a) any matters dealt with by a public sector standard or code of ethics, except —
    - (i) rates of remuneration;
    - (ii) leave;
    - (iii) hours of duty; and
    - (iv) such other matters as are prescribed for the purposes of this subparagraph;
  - (b) any matters dealt with by a provision of this Act relating to —
    - (i) employment tenure in the Public Service; or
    - (ii) approved classification systems or procedures in the Public Sector;and
  - (c) such other matters concerning the management or structure of the Public Sector as are prescribed for the purposes of this paragraph.
- (2) A matter referred to in subsection (1) cannot be varied or affected by an employer-employee agreement made under Part VID of the *Industrial Relations Act 1979*.

*[Section 99 amended by No. 20 of 2002 s.25(6)-(7); amended in Gazette 15 Aug 2003 p. 3690.]*