

**4. Persons deemed to be chief executive officers or chief employees**

- (1) The Commissioner is deemed to be the chief executive officer of the department principally assisting the Commissioner in the performance of his or her functions.
- (2) The Auditor General is deemed to be the chief executive officer of the department known as the Office of the Auditor General.
- (3) The Commissioner of Police is deemed to be the chief executive officer of the department known as the Police Department<sup>2</sup>.
- (4) The Electoral Commissioner is deemed to be the chief executive officer of the department known as the Western Australian Electoral Commission.
- (5) Regulations made under section 108 may provide that the holder of such office, post or position under a written law as is specified by them is deemed to be the chief executive officer or chief employee of such department or organisation as is so specified.
- (6) Despite this section, Parts 3, 5 and 6 do not apply to or in relation to a person who is the Commissioner, the Auditor General, the Commissioner of Police or the Electoral Commissioner or the holder of an office, post or position deemed under regulations referred to in subsection (5) to be a chief executive officer or chief employee, except insofar as those Parts confer powers or impose duties on chief executive officers or chief employees, as the case requires, in their capacity as employing authorities.