

Western Australia

## **Industrial Relations Amendment Act 2000**

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As at 04 Dec 2000

No. 58 of 2000

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## Industrial Relations Amendment Act 2000

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Western Australia

## **Industrial Relations Amendment Act 2000**

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**No. 58 of 2000**

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**An Act to amend the *Industrial Relations Act 1979*.**

*[Assented to 4 December 2000]*

The Parliament of Western Australia enacts as follows:

**1. Short title**

This Act may be cited as the *Industrial Relations Amendment Act 2000*.

**s. 2**

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**2. Commencement**

This Act comes into operation on the day on which it receives the Royal Assent.

**3. The Act amended**

The amendments in this Act are to the *Industrial Relations Act 1979*.\*.

[\* Reprinted as at 4 February 2000.]

**4. Section 115 inserted**

After section 114 the following section is inserted —

“

**115. Police officers**

Schedule 3 has effect.

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**5. Schedule 3 inserted**

After Schedule 2 the following Schedule is inserted —

“

**Schedule 3 — Police officers**

[s. 115]

**1. Interpretation**

In this Schedule —

“**Arbitrator**” has the same meaning as in section 80C(1);

“**police officer**” means a person appointed —

- (a) under Part I of the *Police Act 1892* to be a member of the Police Force of Western Australia;
- (b) under Part I of the *Police Act 1892* to be a police cadet;
- (c) under Part III of the *Police Act 1892* to be a special constable; or

- (d) under section 38A of the *Police Act 1892* to be an aboriginal aide.

**2. Application of Act to police officer**

- (1) Before the coming into operation of the *Industrial Relations Amendment Act 2000* this Act is taken to have applied to and in respect of a police officer, and to have had effect accordingly, as if —
  - (a) the police officer were an employee; and
  - (b) the Minister for Police were the employer of the police officer.
- (2) On and from the coming into operation of the *Industrial Relations Amendment Act 2000* this Act applies to and in respect of a police officer, and has effect accordingly, as if —
  - (a) the police officer were a Government officer within the meaning of section 80C; and
  - (b) the Commissioner of Police were the employer, within the meaning of section 80C, of the police officer,

and for that purpose, a reference in the Act to an employee is taken to include a reference to a Government officer.

- (3) Despite subclause (2), an Arbitrator does not have jurisdiction to enquire into or deal with, or refer to the Commission in Court Session or the Full Bench any matter relating to or arising from the transfer, reduction in rank or salary, suspension from duty, removal, discharge or dismissal under the *Police Act 1892* of a police officer.

**3. Western Australian Police Union of Workers**

The Western Australian Police Union of Workers is taken to be, and to have always been, an organisation of employees.

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