

TASMANIA

TAFE TASMANIA AMENDMENT BILL 2007

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TAFE TASMANIA AMENDMENT BILL 2007

*(Brought in by the Minister for Education, the Honourable
David John Bartlett)*

A BILL FOR

An Act to amend the *TAFE Tasmania Act 1997*

Be it enacted by His Excellency the Governor of Tasmania, by and with the advice and consent of the Legislative Council and House of Assembly, in Parliament assembled, as follows:

1. Short title

This Act may be cited as the *TAFE Tasmania Amendment Act 2007*.

2. Commencement

This Act commences on the day on which this Act receives the Royal Assent.

3. Principal Act

In this Act, the *TAFE Tasmania Act 1997** is referred to as the Principal Act.

*No. 50 of 1997

TAFE Tasmania Amendment Act 2007
Act No. of

s. 4

4. Section 36 amended (Employees)

Section 36 of the Principal Act is amended by inserting after subsection (5) the following subsections:

- (6) Notwithstanding section 37(3) of the *State Service Act 2000*, the Minister administering that Act may appoint a person as a sessional employee for the purposes of this Act.
- (7) Where a person who was employed as a sessional employee, or to do work of a sessional nature, before the commencement of the *TAFE Tasmania Amendment Act 2007*, has been remunerated for that employment in such a way as to compensate him or her for the absence of leave and other entitlements, that person is not entitled to further remuneration or compensation for those entitlements in respect of that employment.
- (8) A person employed as a sessional employee or to do work of a sessional nature is not to be regarded for any purpose as being in full-time, part-time or casual employment within the meaning of the *Industrial Relations Act 1984*.
- (9) In this section –

“sessional employee” means an employee who is employed by

reference to his or her delivery of training sessions;

“training session” means a workplace-oriented course or part of a course that is designed to –

- (a) facilitate or supervise learning through instruction, mentoring, coaching, observation, demonstration or the conduct of assessment activities; and
- (b) impart knowledge, skills and attitudes.