

Steps undertaken for LG transition

SIRT Fact Sheet



This fact sheet sets out the steps that were completed to transition WA Local Governments¹ and Regional Councils (**Local Governments**) to the State industrial relations (IR) system on **1 January 2023**. The information is current on 21 December 2022.

NO.	STEPS UNDERTAKEN FOR TRANSITION TO OCCUR	COMPLETION DATE	NOTES
1	Royal assent of the Industrial Relations Legislation Amendment Bill 2021 (WA)	22 December 2021	Royal assent as Act No. 30 of 2021: Industrial Relations Legislation Amendment Act 2021 (WA) (IRLA Act)
2	Proclamation of Part 2 of the IRLA Act	20 June 2022	Part 2 of the IRLA Act was proclaimed on 17 June 2022. The changes to IR legislation commenced on 20 June 2022
3	Regulations to declare individually named Local Governments ¹ not to be national system employers for the purpose of the <i>Fair Work Act 2009</i> (Cth) (FW Act)	20 June 2022	Amendments to the Industrial Relations (General) Regulations 1997 (WA) (IR Regulations) commenced on 20 June 2022
4	Federal Minister for Employment and Workplace Relations provided in principle support to endorse the declarations at step 6	14 October 2022	The Federal and State Governments agreed the transition will occur
5	Federal transitional regulations made to preserve certain claims	15 December 2022	The Fair Work Amendment (Transitional Arrangements – Western Australian Local Government Employers and Employees) Regulations 2022 (Cth) were registered on 19 December 2022
6	Federal Minister's endorsement of the declarations that Local Governments are not national system employers under s.14(4)(a) of the FW Act	6 December 2022	The endorsement was registered on 20 December 2022
7	State regulations made to fix the 'relevant day'	18 November 2022	Amendment to the IR Regulations were made as published in the Government Gazette
8	Transition of Local Governments to the State IR system	1 January 2023	

¹ Excluding Shires of Christmas and Cocos (Keeling) Islands