

Steps for Transition to Occur

SIRT Fact Sheet



This fact sheet sets out the steps that are to be completed before WA Local Governments and Regional Councils (**Local Governments**) are transitioned to the State industrial relations system. The information is current on 12 May 2022.

| NO. | STEPS REQUIRED FOR TRANSITION TO OCCUR | COMPLETED | COMPLETION DATE | NOTES |
|-----|--|-----------|------------------|--|
| 1 | Royal Assent of the <i>Industrial Relations Legislation Amendment Bill 2021</i> (WA) | | 22 December 2021 | Royal Assent as Act No. 30 of 2021: <i>Industrial Relations Legislation Amendment Act 2021</i> (WA) (IRLA Act) |
| 2 | Proclamation of Part 2 of the IRLA Act | | June 2022 | Part 2 of the IRLA Act will commence on a day fixed by proclamation |
| 3 | Regulations to declare individually named Local Governments not to be national system employers for the purpose of the <i>Fair Work Act 2009</i> (Cth) (FW Act) | | June 2022 | Regulations are currently being settled by State Government and will be made at the same time that Part 2 of the IRLA Act is proclaimed |
| 4 | Drafting and enactment of Federal transitional legislation | | Unknown | Subject to consultation between the State and Federal Governments |
| 5 | Federal IR Minister endorsement of the declarations that Local Governments are not national system employers under s.14(2) of the FW Act | | Unknown | The Federal Government is in caretaker mode and is therefore unable to make decisions until after the 21 May 2022 election once the Government is formed |
| 6 | Regulations made to fix the 'relevant day' | | Unknown | The timing of the relevant day will be determined in consultation with the State and Federal Governments WALGA is advocating for the 'relevant day' to be six months from the making of the regulations |
| 7 | Transition of Local Governments to the State IR system | | Unknown | The transition will occur once steps 1 to 6 are completed. |

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