

ONRSR Ref: A637738  
Your Ref:

18 August 2016

Ms Karen Batt  
Federal Secretary  
Community and Public Sector Union  
PO Box 18090 Collins Street East  
VICTORIA 8003

Dear Ms Batt

### Transfer of employees from the Independent Transport Safety Regulator (ITSR)

Thank you for your letter dated 1 August 2016. You referred us to the new *Government Sector Employment Amendment (Transfers to Non-Government Sector) Regulation 2016* in your letter and, in particular, to Regulation 25A(2) which sets out particular criteria as to what amounts to comparable employment.

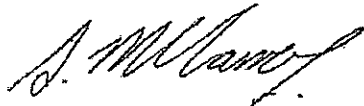
We are aware of the implications of the new Regulation, and note that its introduction does not provide for the ideal scenario from an employee's perspective, however I hope that having comparable conditions will make that transition easier.

The NSW Government is still considering matters relating to the transition of employees from the ITSR to the ONRSR and, as such, we cannot be specific in relation to particulars regarding what that transition will mean for individual employees. However, it was agreed by Ministers prior to the commencement of the ONRSR in 2013 that all transitioning staff from any jurisdiction would be 'no worse off' and ensure that there would be no drop in current salary, they would retain their annual leave loading, and be able to transfer their sick leave entitlement.

In relation to the four questions you asked us, our response is yes to all of them. We note there are some differences in the ITSR Award compared to the ONRSR Enterprise Agreement, but we believe that overall, transitioning employees will be offered similar and no less favourable terms and conditions of employment with the ONRSR.

We look forward to speaking with you in more detail following a formal decision by the NSW Government in relation to the ITSR transition to the ONRSR.

Yours sincerely



Sue McCarrey  
Chief Executive



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