

# REPRINT

## **PUBLIC SERVICE ACT (CAP. 92)**

**As in force at: 1 March 1996**

**STATUS: CURRENT**

This version is that published in the Revised Edition of the Laws in force in Solomon Islands on 1st March 1996 [LN 24/96]

**AN ACT TO CONFER POWER ON THE MINISTER OF THE PUBLIC SERVICE TO MAKE RULES IN RESPECT OF THE ADMINISTRATION OF THE PUBLIC SERVICE; TO REQUIRE THE PUBLIC SERVICE COMMISSION TO PRODUCE ANNUAL REPORTS; AND FOR OTHER MATTERS CONNECTED THEREWITH OR INCIDENTAL THERETO.**

## **PUBLIC SERVICE ACT (CAP. 92)**

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# PUBLIC SERVICE ACT (Cap. 92)

As in force at: 1 March 1996

## 1 Short title

This Act may be cited as the *Public Service Act*.

## 2 Interpretation

In this Act:

“**Commission**” means the Public Service Commission established under section 115 of the *Constitution*;

“**employee**” means an employee of the Government other than a public officer;

“**Government property**” means building, plant and machinery, stamps, securities and stores belonging to the Government; and

“**Minister**” means the Minister for the time being responsible for the Public Service.

## 3 Power to re-organise the public service

Notwithstanding the provisions of any other law, the Minister may, where he is of the opinion that it is in the public interest to do so, after consulting the Commission, cause all or any of the following acts to be done:

- (a) create new divisions within the public service or abolish or amalgamate any existing divisions within the public service;
- (b) develop new schemes of service within the public service or abolish, amend or amalgamate any existing scheme of service within the public service;
- (c) inquire into or review the administration of all or any of the departments within the public service and, where appropriate, make changes to the system or practice of administration of the

department or departments, as the case may be; and

- (d) approve and review postings of public officers within Central Government Ministries and the provinces.

#### **4 Power to make rules**

- (1) Notwithstanding the provisions of any other law, the Minister, after consulting the Commission, may make rules:
  - (a) prescribing the terms and conditions of service of, including the grading of posts held by, public officers and employees of the Government;
  - (b) prohibiting conduct in which a person may engage while he is a public officer or an employee of the Government;
  - (c) for the training of public officers and employees of the Government;
  - (d) for the allocation to or use, care and custody of Government property by public officers and employees of the Government;
  - (e) for the performance of public duties by public officers and employees of the Government; and
  - (f) generally, for the proper organisation and efficient conduct of the business of the Government by public officers and employees of the Government.
- (2) Any public officer who contravenes any rule made under paragraphs (b), (d), (e) and (f) of subsection (1) shall be guilty of misconduct for the purposes of the *Public Service Commission Regulations 1979*.

#### **5 Public Service Commission to produce annual reports**

- (1) The Commission shall, within four months after the end of every year, make and deliver to the Minister a report in respect of the performance of its functions under the *Constitution*.
- (2) As soon as possible after the receipt of a report under subsection (1), the Minister shall lay a copy of the report before Parliament.



## ENDNOTES

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### KEY

amd = amended	Pt = Part
Ch = Chapter	rem = remainder
Div = Division	renum = renumbered
exp = expires/expired	rep = repealed
GN = Gazette Notice	Sch = Schedule
hdg = heading	Sdiv = Subdivision
ins = inserted	SIG = Solomon Islands Gazette
lt = long title	st = short title
LN = Legal Notice	sub = substituted
nc = not commenced	

### NOTE

This Reprint comprises the Act and amendments as in force on 1 March 1996 and published as Chapter 92 of the Revised Edition of the Laws of Solomon Islands.

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### LIST OF LEGISLATION

***Public Service Act (Cap. 92)***

*Constituent legislation:* 11 of 1988 (Commenced 1 July 1988)  
2 of 1989

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### LIST OF AMENDMENTS