

**Employment Direction No. 16****INDEMNITY AND LEGAL ASSISTANCE**

Operative date: 12 July 2021

**Directive**

Pursuant to Section 17 of the *State Service Act 2000*, I hereby direct that the arrangements and requirements, set out in this Employment Direction apply.



Issued by authority of the Minister administering the *State Service Act 2000*.

Date: 9<sup>th</sup> July 2021**Contents**

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## **1. Purpose**

This Direction specifies the circumstances in which indemnity and legal assistance may be granted to employees and officers, including Heads of Agencies, appointed under the *State Service Act 2000*.

## **2. Application**

This Direction applies to all State Service Agencies and to officers and employees appointed within those Agencies.

## **3. Legislation/Award Basis and Related Documents**

*State Service Act 2000*

*Statutory Authorities (Protection from Liability of Members) Act 1993*

*Section 49B of the Civil Liability Act 2002*

## **4. Date of Operation**

This Direction will take effect from 12 July 2021 and will remain in force until varied or revoked.

## **5. Direction**

Pursuant to Section 17 of the *State Service Act 2000*, the *Policy and Guidelines for the Grant of Indemnities and Legal Assistance to Public Officers of the State of Tasmania* (including its attachments where applicable) set out in the Schedule to this Employment Direction is to apply to State Service officers and employees, including Heads of Agencies, who may be the subject of, or otherwise involved in legal proceedings or inquiries or investigations and who seek an indemnity or legal assistance in respect of those legal proceedings, inquiries or investigations.

## **6. Reporting and Monitoring**

As prescribed in the Schedule to this Direction.

## **7. Review**

This Direction will be reviewed by 30 June 2024.

## 8. Schedule

*Policy and Guidelines for the Grant of Indemnities and Legal Assistance to Public Officers of the State of Tasmania* with Attachments:

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| Attachment 1 | Supplementary Guidelines for the Grant of Indemnities and Legal Assistance to Medical Practitioners in the Tasmanian State Service   |
| Attachment 2 | Addendum – Legal Assistance for Public Officers in Receipt of a Coercive Notice from the Integrity Commission  |
| Attachment 3 | Addendum – Process for Public Officers who have been served a notice to appear before the Commission of Inquiry into Tasmanian Government's Response to Child Sexual Abuse in Institutional Settings |

