



*Tonga*

**PUBLIC SERVICE (AMENDMENT) ACT  
2012**

**Act No. 4 of 2012**





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## PUBLIC SERVICE (AMENDMENT) ACT 2012

### Arrangement of Sections

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#### SCHEDULE

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# PUBLIC SERVICE (AMENDMENT) ACT 2012

Act No. 4 of 2012

## AN ACT TO AMEND THE PUBLIC SERVICE ACT

I assent,  
GEORGE TUPOU VI,  
20<sup>th</sup> July 2012.

**BE IT ENACTED** by the King and Legislative Assembly of Tonga in the Legislature of the Kingdom as follows:

### 1 Short Title

- (1) This Act may be cited as the Public Service (Amendment) Act 2012.
- (2) The Public Service Act 2002 is in this Act referred to as the Principal Act.

### 2 Section 2 amended

Section 2 of the Principal Act is amended by deleting it and replacing it with the following:

#### “2 Application of this Act

- (1) This Act shall apply to the following persons:
  - (a) All chief executive officers and employees in a Government Ministry, as listed in Part 1 of Schedule I; and
  - (b) All chief executive officers and employees in a Government Agency, as listed in Part 2 of Schedule I;

- (2) This Act shall not apply to persons listed under Schedule II.”

### **3 Schedules amended**

The Schedules of the Principal Act are deleted and replaced with the Schedules to this Act.

Passed by the Legislative Assembly on the 25<sup>th</sup> day of June 2012.

**SCHEDULE****“SCHEDULE I****Part 1: Government Ministries in the Public Service**

- 1 Prime Minister’s Office;
- 2 Ministry of Foreign Affairs and Trade
- 3 Ministry of Infrastructure;
- 4 Ministry of Lands, Environment, Climate Change and Natural Resources;
- 5 Ministry of Education and Training
- 6 Ministry of Health;
- 7 Ministry of Finance and National Planning;
- 8 Ministry of Commerce, Tourism and Labour;
- 9 Ministry of Internal Affairs;
- 10 Ministry of Public Enterprises;
- 11 Ministry of Justice;
- 12 Ministry of Revenue Services; and
- 13 Ministry of Agriculture, Food, Forests and Fisheries.

**Part 2: Government Agencies**

- 1 Office of the Lord Chamberlain;
- 2 Palace Office;
- 3 Audit Office;
- 4 Public Service Commission;
- 5 Attorney General’s Office;
- 6 Office of the Anti-Corruption Commissioner; and
- 7 Office of the Commissioner of Public Relations (Ombudsman)

**SCHEDULE II**

- 1 Cabinet Ministers appointed under the Constitution;
- 2 Lord Chancellor appointed under the Constitution;
- 3 Lord Chief Justice appointed under the Constitution;
- 4 Governors appointed under the Constitution;
- 5 Judges of the Court of Appeal and the Supreme Court appointed under the Constitution;
- 6 Judges and Land Assessors of the Land Court appointed under the Land Act;
- 7 Magistrates appointed under the Magistrate’s Court;
- 8 Attorney General appointed under the Constitution;
- 9 Auditor General appointed under the Public Audit Act;
- 10 Commissioner for Public Relations appointed under the Commissioner for Public Relations Act;

- 11 Lord Chamberlain;
- 12 Lord Privy Seal;
- 13 Commissioners appointed under the Public Service Act;
- 14 Commissioners appointed under the Royal Commissions Act;
- 15 Members of the Tonga Police appointed under the Tonga Police Act;
- 16 Members of the Prisons Department appointed under the Prisons Act;
- 17 Members of the Tonga Fire Services appointed under the Tonga Fire Services Act;
- 18 Members of the Tonga Defence Service appointed under the Tonga Defence Services Act; and
- 19 Employees of the Legislative Assembly appointed under the Legislative Assembly Act.”