

Australian Capital Territory

Long Service Leave (Building and Construction Industry) Governing Board Appointment 2009 (No 1)

Disallowable instrument DI2009—223

EXPLANATORY STATEMENT

The *Long Service Leave (Building and Construction Industry) Act 1981* (the Act) establishes a portable long service leave scheme for workers in the building and construction industry. Section 13 of the Act establishes the Governing Board. Section 14 of the Act establishes the member representation of the Governing Board. Section 78 of the *Financial Management Act 1996* allows the Minister to appoint the Governing Board members generally.

The appointee is not a Public Servant and this instrument makes an appointment to which the *Legislation Act 2001*, Division 19.3.3 applies. Accordingly, under the *Legislation Act 2001*, s.229 the instrument is a disallowable instrument.

This appointment has been approved by the Minister and the Standing Committee on Legal Affairs has been consulted in accordance with section 228 (consultation with appropriate Assembly committee) of the *Legislation Act 2001*.

Section 78 of the *Financial Management Act 1996* provides that an appointment of a member must be for no longer than three years, unless the establishing Act allows for a longer period.

Due to the amalgamation of the ACT Construction Industry and the ACT Cleaning Industry Long Service Leave Boards on 1 January 2010, all board memberships are to be reviewed prior to commencement.

Accordingly this appointment is for the period ending 31 December 2009 only.