



Australian Capital Territory

# Financial Management (One ACT Public Service) Amendment Act 2011

A2011-17

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Australian Capital Territory

# Financial Management (One ACT Public Service) Amendment Act 2011

A2011-17

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An Act to amend the *Financial Management Act 1996*

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The Legislative Assembly for the Australian Capital Territory enacts as follows:

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Authorised by the ACT Parliamentary Counsel—also accessible at [www.legislation.act.gov.au](http://www.legislation.act.gov.au)

**1 Name of Act**

This Act is the *Financial Management (One ACT Public Service) Amendment Act 2011*.

**2 Commencement**

This Act commences on 1 July 2011.

*Note* The naming and commencement provisions automatically commence on the notification day (see Legislation Act, s 75 (1)).

**3 Legislation amended**

This Act amends the *Financial Management Act 1996*.

**4 Section 3B**

*substitute*

**3B Declaration that certain bodies are not territory authorities for Act**

- (1) The Treasurer may declare that a stated body is not a territory authority for this Act or a stated provision of this Act.
- (2) A declaration is a notifiable instrument.

*Note* A notifiable instrument must be notified under the Legislation Act.

**5 Section 54**

*substitute*

**54 Application—pt 8**

This part applies to a territory authority prescribed by the financial management guidelines for this part.

**6 Responsibilities of chief executive officers of territory authorities**  
**Section 55 (1), note**

*substitute*

*Note* A territory authority has a governing board if the establishing Act for the authority establishes a governing board for the authority (see s 76).

**7 Responsibilities of governing boards of territory authorities**  
**Section 56 (1), note**

*substitute*

*Note* A territory authority has a governing board if the establishing Act for the authority establishes a governing board for the authority (see s 76).

**8 Governing board of territory authority**  
**Section 76 (2)**

*omit*

**9 Dictionary, note 2**

*omit*

- chief executive (see s 163)

*substitute*

- director-general (see s 163)

**10 Dictionary, definitions of *department* and *departmental banking account***

*substitute*

*directorate* means—

- (a) an administrative unit (excluding any part of an administrative unit prescribed for paragraph (b) and any administrative unit forming part of a group of administrative units prescribed for paragraph (c)); or
- (b) a part of an administrative unit prescribed for this paragraph; or
- (c) a group of 2 or more administrative units prescribed for this paragraph.

*directorate banking account* means a banking account mentioned in section 34 (1).

**11 Dictionary, definition of *governing board***

*substitute*

*governing board*, for a territory authority, means the governing board established under the Act that establishes the authority.

**12 Dictionary, definition of *responsible chief executive***

*substitute*

*responsible director-general*, in relation to a directorate, means—

- (a) if the directorate is constituted by an administrative unit or a part of an administrative unit—the director-general of that administrative unit; or
- (b) if the directorate is constituted by a group of 2 or more administrative units—the person prescribed as the responsible director-general in relation to the directorate.

**13 Further amendments, mentions of *chief executive***

*omit*

chief executive

*substitute*

director-general

*in*

- section 4
- section 20C
- section 23
- sections 28 and 29
- sections 30B and 30C
- section 31
- sections 34 to 34B
- sections 51 to 51B
- section 53A
- section 80

**14 Further amendments, mentions of *chief executives***

*omit*

chief executives

*substitute*

directors-general

*in*

- part 4 heading
- section 31 heading

**15 Further amendments, mentions of *chief executive's***

*omit*

chief executive's

*substitute*

director-general's

*in*

- section 28
- section 30B

**16 Further amendments, mentions of *department***

*omit*

department

*substitute*

directorate

*in*

- section 4
- sections 8 to 10
- section 12
- sections 13 and 13A
- sections 15A to 16A
- sections 19C and 19D
- sections 27 to 31
- sections 34 to 35
- section 38 (5)
- sections 50 to 51B
- section 58 (5)
- sections 130 and 131



- dictionary, definition of *capital injection*
- dictionary, definition of *generally accepted accounting principles*
- dictionary, definition of *outputs*
- dictionary, definition of *responsible Minister*

## **17 Further amendments, mentions of *departmental***

*omit*

departmental

*substitute*

directorates

*in*

- section 12 heading
- section 27 (3)
- section 30 heading
- sections 30B to 30E headings
- sections 34 to 38
- section 51 heading
- sections 51A and 51B

## **18 Further amendments, mentions of *departments***

*omit*

departments

*substitute*

directorates

*in*

- division 3.2 heading
- sections 27 to 29 headings

- section 30A heading
- part 4 heading
- section 31 heading

**19 Further amendments, mentions of *department's***

*omit*

department's

*substitute*

directorates

*in*

- sections 30 and 30A
- sections 30C and 30D

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## Endnotes

**1 Presentation speech**

Presentation speech made in the Legislative Assembly on 3 May 2011.

**2 Notification**

Notified under the Legislation Act on 30 June 2011.

**3 Republications of amended laws**

For the latest republication of amended laws, see [www.legislation.act.gov.au](http://www.legislation.act.gov.au).

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I certify that the above is a true copy of the Financial Management (One ACT Public Service) Amendment Bill 2011, which was passed by the Legislative Assembly on 21 June 2011.

Clerk of the Legislative Assembly

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