



Australian Capital Territory

Emergencies (Commissioner Directions) Amendment Act 2012

A2012-12

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Australian Capital Territory

Emergencies (Commissioner Directions) Amendment Act 2012

A2012-12

An Act to amend the *Emergencies Act 2004*

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

1 Name of Act

This Act is the *Emergencies (Commissioner Directions) Amendment Act 2012*.

2 Commencement

This Act commences on the day after its notification day.

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 *Emergencies Act 2004*.

**4 Emergency services commissioner
New section 7 (2)**

after the note, insert

- (2) However, the director-general may appoint a person under subsection (1) only if the person has the management, professional and technical expertise to exercise the commissioner's functions.

**5 Commissioner's functions
Section 8 (1), new note**

insert

Note 2 The commissioner may direct a chief officer to undertake response or recovery operations in relation to an emergency (see s 8A).

6 New section 8A

insert

8A Directions by commissioner in relation to emergencies

- (1) This section applies to an emergency other than one for which an emergency controller is appointed.

Note Pt 7.3 provides for the management of an emergency for which an emergency controller is appointed or a state of emergency declared.

- (2) The commissioner may direct a chief officer to undertake response or recovery operations in relation to the emergency.
- (3) The commissioner may not direct the chief officer to undertake an operation in a particular way.

**7 Delegation by commissioner
New section 12 (2)**

after the note, insert

- (2) However, the commissioner may delegate the commissioner's power under section 8A only to a chief officer.

Endnotes

1 Presentation speech

Presentation speech made in the Legislative Assembly on 23 February 2012.

2 Notification

Notified under the Legislation Act on 4 April 2012.

3 Republications of amended laws

For the latest republication of amended laws, see www.legislation.act.gov.au.

I certify that the above is a true copy of the Emergencies (Commissioner Directions) Amendment Bill 2012, which was passed by the Legislative Assembly on 22 March 2012.

Clerk of the Legislative Assembly

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