

2005

THE LEGISLATIVE ASSEMBLY  
FOR THE AUSTRALIAN CAPITAL TERRITORY

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(As presented)

(Mr Brendan Smyth)

## Annual Reports (Government Agencies) Amendment Bill 2005

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## **Annual Reports (Government Agencies) Amendment Bill 2005**

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### **A Bill for**

An Act to amend the *Annual Reports (Government Agencies) Act 2004*

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

1 **1 Name of Act**

2 This Act is the *Annual Reports (Government Agencies) Amendment*  
3 *Act 2005*.

4 **2 Commencement**

5 This Act commences on the day after its notification day.

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

8 **3 Legislation amended**

9 This Act amends the *Annual Reports (Government Agencies)*  
10 *Act 2004*.

11 **4 Annual report of chief executive**  
12 **Section 5 (3), definition of *financial year***

13 *after*  
14 begins operation  
15 *insert*  
16 , or ceases operation,

17 **5 New section 5A**

18 *insert*

19 **5A Annual report—former administrative unit etc**

- 20 (1) This section applies if—  
21 (a) either—  
22 (i) an administrative unit ceases to exist during a financial  
23 year; or

- 1 (ii) there is not a chief executive of an administrative unit  
2 available to prepare a report about the operations of the  
3 administrative unit during a financial year; and
- 4 (b) arrangements have not been made for a chief executive annual  
5 report to be prepared under this Act about the operations of the  
6 administrative unit during the year.

7 **Example of arrangements**

8 An Act provides for the annual report to be prepared by the chief executive of  
9 another administrative unit.

10 *Note* An example is part of the Act, is not exhaustive and may extend, but  
11 does not limit, the meaning of the provision in which it appears (see  
12 Legislation Act, s 126 and s 132).

- 13 (2) The chief executive of the administrative unit responsible for this  
14 section must prepare, or arrange for the preparation of, a chief  
15 executive annual report for the administrative unit mentioned in  
16 subsection (1) for the financial year.
- 17 (3) For subsection (2), the chief executive of the administrative unit  
18 mentioned in subsection (2) is taken to be the chief executive of the  
19 administrative unit mentioned in subsection (1).

20 **6 Annual report of public authority**  
21 **Section 6 (3), definition of *financial year*, paragraph (b)**

22 *after*  
23 begins operation  
24 *insert*  
25 , or ceases operation,

1 **7 New section 6A**

2 *insert*

3 **6A Annual report—former public authority**

- 4 (1) This section applies if—
- 5 (a) a public authority ceases to exist during a financial year; or
- 6 (b) arrangements have not been made for a public authority annual
- 7 report to be prepared under this Act about the operations of the
- 8 public authority during the year.

9 **Example of arrangements**

10 An Act provides for the public authority to continue in existence for reporting

11 purposes only.

12 *Note* An example is part of the Act, is not exhaustive and may extend, but

13 does not limit, the meaning of the provision in which it appears (see

14 Legislation Act, s 126 and s 132).

- 15 (2) The chief executive of the administrative unit responsible for this
- 16 section must prepare, or arrange for the preparation of, a public
- 17 authority annual report for the public authority for the financial year.
- 18 (3) For subsection (2), the chief executive of the administrative unit
- 19 mentioned in subsection (2) is taken to be the public authority.

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## Endnotes

**1 Presentation speech**

Presentation speech made in the Legislative Assembly on 2005.

**2 Notification**

Notified under the Legislation Act on 2005.

**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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