

Australian Capital Territory

Financial Management Amendment Guidelines 2003 (No 1)

Disallowable Instrument DI 2003-71

The Treasurer makes the following guidelines under the *Financial Management Act 1996*, section 67 (Guideline-making power).

Dated 13 May 2003

Ted Quinlan
Treasurer

Financial Management Amendment Guidelines 2003 (No 1)

Disallowable Instrument DI 2003-71

made under the

Financial Management Act 1996

1 Name of guidelines

These guidelines are the *Financial Management Amendment Guidelines 2003 (No 1)*.

2 Commencement

These guidelines commence on 2 June 2003.

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

3 Guidelines amended

These guidelines amend the *Financial Management Guidelines 2002*.

4 New part 3A

insert

Part 3A Public liability insurance for use of Territory land and premises

23A Public liability insurance to be required

(1) In this section:

land use and insurance agreement means a written agreement that—

- (a) requires or allows the use or occupation by an entity of Territory land or premises; and
- (b) requires public liability insurance to be arranged for the use or occupation of the land or premises by the entity.

Territory land or premises means land or premises owned or occupied by the Territory.

(2) The Territory may enter into a land use and insurance agreement only if the department or body negotiating the agreement for the Territory has ensured that—

- (a) an assessment has been made, in accordance with the Treasurer's risk assessment procedures and criteria, of the risks to the Territory that would result from the occupation or use of Territory land or premises under the agreement; and
- (b) the agreement requires public liability insurance to be arranged for the Territory, in accordance with the Treasurer's requirements, for those risks.

- (3) The Treasurer may, in writing—
 - (a) determine procedures and criteria for assessing risk for subsection (2) (a); and
 - (b) determine requirements for public liability insurance for subsection (2) (b).
- (4) A determination under subsection (3) (a) must provide criteria for rating the level of risk to the Territory resulting from the occupation or use of land or premises for a particular purpose.
- (5) A determination under subsection (3) (b) must state the amount for which public liability insurance is to be arranged for different levels of risk to the Territory from the occupation or use of land or premises for particular purposes.
- (6) A determination is a notifiable instrument.

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

Endnote

Notification

Notified under the Legislation Act on 22 May 2003.

(see www.legislation.act.gov.au)