

Australian Capital Territory

Long Service Leave (Contract Cleaning Industry) Board Appointment 2004 (No 5)

Disallowable instrument DI2004—240

EXPLANATORY STATEMENT

This appointment was initially considered in July 2003 however due to an administrative error it was not notified on the Register at that time. The appointment is being made at this time to ensure the continuity of operation of the Cleaning Industry Long Service Leave Board.

The *Long Service Leave (Contract Cleaning Industry) Act 1999* establishes a Cleaning Industry Long Service Leave Board to administer the scheme of long service leave benefits established by this Act; and to make recommendations to the Minister as set out in the Act.

Subsection 10 (2) of the Act stipulates that the Minister must appoint to the board (a) a member to be the chairperson; (b) a member to represent employer organisations; and (c) a member to represent employee organisations. Section 209 of the *Legislation Act 2001* provides that a power to appoint a person to a position includes a power to appoint a person to act in the position.

Section 11 of the Act provides that the members of the Board are to be appointed for a term of not longer than 5 years.

The Minister has appointed Mr Robert Yeomans as Chairperson, effective from the day after notification to 29 July 2006 inclusive.

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*.