

EXPLANATORY STATEMENT

**SEAT OF GOVERNMENT (ADMINISTRATION) (AMENDMENT)
ORDINANCE 1986
NEW SOUTH WALES ACTS APPLICATION (AMENDMENT)
ORDINANCE 1986 No. 5, 1986**

Section 10 of the Seat of Government (Administration) Ordinance 1930 provides that Ordinances of the Australian Capital Territory are to be administered by various Departments of the Commonwealth as specified in that section and in the Second Schedule to the Ordinance.

Section 9 of the New South Wales Acts Application Ordinance 1984 provides that certain New South Wales Acts which apply in the Australian Capital Territory by virtue of the Seat of Government Acceptance Act 1909 are to be administered by Commonwealth Ministers, as specified in the First Schedule to that Ordinance.

Pending the introduction of self-government in the Territory the Prime Minister announced on 12 December 1985 that responsibility for various Commonwealth functions relating to the Australian Capital Territory would be transferred to an integrated portfolio administered by the Minister for Territories. In addition, the Prime Minister stated that responsibility for the National Memorials Ordinance 1928 would be transferred to the Minister for Arts, Heritage and Environment. The Seat of Government (Administration) (Amendment) Ordinance 1986 and the New South Wales Acts Application (Amendment) Ordinance 1986 ("the amending Ordinances") amend the Principal Ordinances to give effect to these changes in responsibilities of Ministers.

Because the Amending Ordinances are 'machinery of Government' measures which gave effect to the Prime Minister's announcement of the formation of the integrated Department they were made without prior reference to the ACT House of Assembly.

An explanation of sections of the Ordinances are set out in Attachments A and B.

ATTACHMENT B - EXPLANATION OF SECTIONS

NEW SOUTH WALES ACTS APPLICATION (AMENDMENT) ORDINANCE 1986

Section 1 deals with citation.

Section 2 amends the First Schedule to the New South Wales Acts Application Ordinance 1984 ('the Principal Ordinance') to provide that the Contractors' Debts Act 1897 shall be administered by the Minister for Territories and not the Attorney-General as presently provided.

Section 2 also updates references to the Minister for Territories in the First Schedule of the Principle Ordinance by deleting the words "and Local Government" from references to the "Minister for Territories and Local Government".