

AUSTRALIAN CAPITAL TERRITORY

ORDINANCES REVISION (ADMINISTRATIVE ARRANGEMENTS)
ORDINANCE 1978

Explanatory Memorandum

On 7 December 1976 separate Departments of the Treasury and Finance were created, the functions being determined by an Administrative Arrangements Order. The Treasurer administered both Departments. When the new Ministry was sworn in on 20 December 1977, a separate office of Minister of State for Finance was created and a separate Minister was appointed to it. As a result certain financial functions which were previously administered by the Treasurer are now administered by the Minister for Finance.

The Ordinances Revision (Administrative Arrangements) Ordinance 1978 amends references to the Treasurer to references to the Minister of State for Finance in the Architects Ordinance 1959, Canberra Commercial Development Authority Ordinance 1974, Canberra Showground Trust Ordinance 1976, Canberra Theatre Trust Ordinance 1965, Cemeteries Ordinance 1933, Housing Ordinance 1928 and Milk Authority Ordinance 1971 (all of which are administered by the Minister for the Capital Territory) in respect of those functions for which the responsibility has been transferred by administrative arrangements. The Ordinance will also amend the Schedule to the Festival Australia Incorporation Ordinance 1973 to substitute the Department of Finance for the Department of the Treasury.

The amendments of the Milk Authority Ordinance 1971 operate on and from 21 December 1977. Retrospective commencement has been adopted in this case, at the recommendation of the Legislative Drafting Division of Attorney-General's Department to validate action that has already been taken by the Minister for Finance under sections 21C(1) and 21L(2) of the Ordinance. It has been proposed and the Minister for Finance has agreed that no profits of the Authority be paid to Australia under section 21C(1) and the profits be held in certain reserves of the Authority under section 21L(1) for the years 1975/76 and 1976/77.

Part 3 of the Second Schedule to the Seat of Government (Administration) Ordinance 1930 which is administered by the Minister for the Capital Territory, lists the Ordinances administered by the Treasurer. The title of the Companies (Unclaimed Assets and Moneys) Ordinance 1950, one of the Ordinances so listed, was changed to the Unclaimed Moneys

Ordinance 1950 by Ordinance No.18 of 1974 as the original title did not adequately represent the subject matter of the Ordinance which deals with unclaimed moneys in the hands of liquidators and companies. The change of title is in keeping with the titles of comparable legislation in the majority of the States. The Ordinance amends the reference to the Companies (Unclaimed Assets and Moneys) Ordinance 1950-1966 in Part 3 of the Schedule to the Seat of Government (Administration) Ordinance 1930.