

Gambling and Racing Control (Governing Board) Appointment 2012 (No 4)

Disallowable instrument DI2012–230

made under the

Gambling and Racing Control Act 1999, s 11 (Establishment of governing board), s12 (Governing board members)

Financial Management Act 1996, s 78 (Appointment of governing board members generally), Financial Management Act 1996, s 79 (Appointment of chair and deputy chair)

EXPLANATORY STATEMENT

The *Gambling and Racing Control Act 1999* (the Act) establishes a Commission that is responsible for controlling and regulating all gaming, racing and betting activities in the ACT.

The *Gambling and Racing Control Act 1999*, s11 establishes a governing board.

Section 12 of the *Gambling and Racing Control Act 1999* requires that the chair and deputy chair of the governing board must be appointed under Section 79 of the *Financial Management Act 1996* (the FMA)

The *Financial Management Act 1996*, s78 enables the Minister to make appointments of governing board members generally.

The *Financial Management Act 1996*, s79 enables the Minister to make appointments of a chair and deputy chair.

This instrument appoints Mr John Haskins AM as member and chair of the governing board commencing 18 December 2012 and is effective for 3 years.

This instrument makes an appointment to which the *Legislation Act 2001*, division 19.3.3. applies. Accordingly, under the *Legislation Act 2001*, section 229, the instrument is a disallowable instrument.

Pursuant to section 228 of the *Legislation Act 2001*, Ministers are required to consult the relevant Standing Committee of the ACT Legislative Assembly concerning appointments to a statutory office, unless the appointments come within the exemptions permitted by section 227 of that Act. Mr Haskins is not an ACT Public Servant and this appointment was referred to the Standing Committee on Public Accounts (the Committee). The Committee has considered the appointment and has advised that it has no recommendation to make.