

Australian Capital Territory

# Gambling and Racing Control (Governing Board) Appointment 2017(No 1)

Disallowable instrument DI2017–80

made under the

**Gambling and Racing Control Act 1999, s 11 (Establishment of governing board), s 12 (Governing board members)**

**Financial Management Act 1996, s 78 (Appointment of governing board members generally)**

## EXPLANATORY STATEMENT

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

Section 11 of the *Gambling and Racing Control Act* establishes a governing board for the Commission.

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

This instrument appoints Ms Carmel Franklin as a member of the governing board of the Commission, for a period of three years commencing on the day after notification of the instrument of appointment.

Section 12 (1) of the *Gambling and Racing Control Act* requires that the governing board has five members, of whom one must have knowledge, experience or qualifications related to providing counselling services to problem gamblers. Ms Franklin fulfils this requirement.

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

In accordance with section 228 of the Legislation Act, 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. Ms Franklin is not an ACT public servant and this appointment was referred to the Standing Committee on Justice and Community Safety (the Committee). The Committee has considered the appointment and has advised that it has no recommendation to make.

This instrument revokes the *Gambling and Racing Control (Governing Board) Appointment 2014 (No 1)* [DI2014-296].