

Australian Capital Territory

Official Visitor (Mental Health) Appointment 2022 (No 1)

Disallowable instrument DI2022-53

made under the

Official Visitor Act 2012, s. 10(1)(e)

EXPLANATORY STATEMENT

Section 10(1)(e) of the *Official Visitor Act 2012* (OV Act) authorises the Minister to appoint at least one official visitor for the purposes of the *Mental Health Act 2015*.

Official visitors work to protect the rights and interests of entitled persons in visitable places under the *Children and Young People Act 2008*, the *Corrections Management Act 2007*, the *Disability Services Act 1991*, the *Housing Assistance Act 2007* and the *Mental Health Act 2015*.

This instrument appoints Mr Paul Wyles as an official visitor for the purposes of the *Mental Health Act 2015*.

Tara Cheyne MLA is Minister responsible for the OV Act (as appointing Minister) and Emma Davison MLA is responsible for the *Mental Health Act 2015* (as Operational Minister). Section 10(2) of the OV Act requires the appointing Minister to consult with the Operational Minister. The Operational Minister has agreed to the appointment. Ministers are satisfied that Mr Wyles has suitable qualifications and experience to exercise the functions of an official visitor for the purposes of the *Mental Health Act 2015*.

Mr Wyles is not excluded from appointment as he is not a public employee as defined under the *Legislation Act 2001* and does not hold a relevant interest as defined under section 10(3) of the OV Act.