



Australian Capital Territory

# **Financial Management Regulation 2005**

**SL2005-42**

made under the

**Financial Management Act 1996**

**Republication No 2**

**Effective: 19 June 2006 – 30 June 2006**

Republication date: 19 June 2006

Last amendment made by A2006-30

Not all amendments are in force: see last endnote

Authorised by the ACT Parliamentary Counsel

## About this republication

### The republished law

This is a republication of the *Financial Management Regulation 2005*, made under the *Financial Management Act 1996* (including any amendment made under the *Legislation Act 2001*, part 11.3 (Editorial changes)) as in force on 19 June 2006. It also includes any amendment, repeal or expiry affecting the republished law to 19 June 2006.

The legislation history and amendment history of the republished law are set out in endnotes 3 and 4.

### Kinds of republications

The Parliamentary Counsel's Office prepares 2 kinds of republications of ACT laws (see the ACT legislation register at [www.legislation.act.gov.au](http://www.legislation.act.gov.au)):

- authorised republications to which the *Legislation Act 2001* applies
- unauthorised republications.

The status of this republication appears on the bottom of each page.

### Editorial changes

The *Legislation Act 2001*, part 11.3 authorises the Parliamentary Counsel to make editorial amendments and other changes of a formal nature when preparing a law for republication. Editorial changes do not change the effect of the law, but have effect as if they had been made by an Act commencing on the republication date (see *Legislation Act 2001*, s 115 and s 117). The changes are made if the Parliamentary Counsel considers they are desirable to bring the law into line, or more closely into line, with current legislative drafting practice.

This republication does not include amendments made under part 11.3 (see endnote 1).

### Uncommenced provisions and amendments

If a provision of the republished law has not commenced or is affected by an uncommenced amendment, the symbol **U** appears immediately before the provision heading. The text of the uncommenced provision or amendment appears only in the last endnote.

### Modifications

If a provision of the republished law is affected by a current modification, the symbol **M** appears immediately before the provision heading. The text of the modifying provision appears in the endnotes. For the legal status of modifications, see *Legislation Act 2001*, section 95.

### Penalties

The value of a penalty unit for an offence against this republished law at the republication date is—

- (a) if the person charged is an individual—\$100; or
- (b) if the person charged is a corporation—\$500.



Australian Capital Territory

# Financial Management Regulation 2005

made under the

**Financial Management Act 1996**

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R2  
19/06/06

Financial Management Regulation 2005  
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Australian Capital Territory

# Financial Management Regulation 2005

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made under the

**Financial Management Act 1996**

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**1 Name of regulation**

This regulation is the *Financial Management Regulation 2005*.

**U 3 Modification of Act, pt 11—Act, s 111**

The Act is modified by schedule 1.

**4 Territory authorities to which div 9.6 applies—Act, s 105**

Division 9.6 applies to the following territory authorities:

- ACT Health Promotion Authority
- ACTION Authority
- Australian Capital Tourism Corporation
- Emergency Services Authority
- Stadiums Authority.

**5 Territory authorities to which div 9.7 applies—Act, s 120**

Division 9.7 applies to the following territory authorities:

- ACT Health Promotion Authority
- ACTION Authority
- Australian Capital Tourism Corporation
- Emergency Services Authority
- Stadiums Authority.

## **U** Schedule 1      Modification of Act

(see s 3)

### **[1.1]      New sections 110A and 110B**

*insert*

#### **110A      Application of Legislation Act, s 94 to certain appointments, elections and approvals**

- (1) This section applies to the following:
  - (a) an appointment in force immediately before 1 January 2006 under an amended Act;
  - (b) the election of a person elected to office if the person held the office immediately before 1 January 2006 under an amended Act;
  - (c) an approval by a Minister of a territory authority taking part in a kind of joint venture under an amended Act if the approval was in force immediately before 1 January 2006.
- (2) The Legislation Act, section 94 applies to the appointment, election or approval as if—
  - (a) the Legislation Act, section 94 (4), definition of *amend* read as follows:

*amend* includes omit and re-enact in the same or another law (with or without changes); and
  - (b) for an election—a reference in this Act to a person being appointed to an office were taken to include a reference to the person being elected to the office.

**Schedule 1**            Modification of Act

Modification [1.1]

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(3) In this section:

*amended Act* means an Act amended by the *Financial Management Legislation Amendment Act 2005*.

(4) This section expires on 27 October 2007.

**110B      Application of Act to Health Promotion Act**

(1) This Act applies to the *Health Promotion Act 1995* as if that Act required the chief executive officer of the health promotion authority to be a public servant.

(2) This section expires on 27 October 2007.



## Endnotes

### 1 About the endnotes

Amending and modifying laws are annotated in the legislation history and the amendment history. Current modifications are not included in the republished law but are set out in the endnotes.

Not all editorial amendments made under the *Legislation Act 2001*, part 11.3 are annotated in the amendment history. Full details of any amendments can be obtained from the Parliamentary Counsel's Office.

Uncommenced amending laws and expiries are listed in the legislation history and the amendment history. These details are underlined. Uncommenced provisions and amendments are not included in the republished law but are set out in the last endnote.

If all the provisions of the law have been renumbered, a table of renumbered provisions gives details of previous and current numbering.

The endnotes also include a table of earlier republications.

### 2 Abbreviation key

am = amended	ord = ordinance
amdt = amendment	orig = original
ch = chapter	par = paragraph/subparagraph
def = definition	pres = present
dict = dictionary	prev = previous
disallowed = disallowed by the Legislative Assembly	(prev...) = previously
div = division	pt = part
exp = expires/expired	r = rule/subrule
Gaz = gazette	renum = renumbered
hdg = heading	reloc = relocated
IA = Interpretation Act 1967	R[X] = Republication No
ins = inserted/added	RI = reissue
LA = Legislation Act 2001	s = section/subsection
LR = legislation register	sch = schedule
LRA = Legislation (Republication) Act 1996	sdiv = subdivision
mod = modified/modification	sub = substituted
o = order	SL = Subordinate Law
om = omitted/repealed	<u>underlining</u> = whole or part not commenced or to be expired

## Endnotes

3 Legislation history

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### 3 Legislation history

#### **Financial Management Regulation 2005 SL2005-42**

notified LR 21 December 2005

s 1, s 2 commenced 21 December 2005 (LA s 75 (1))

remainder commenced 1 January 2006 (s 2)

as amended by

#### **Administrative (Miscellaneous Amendments) Act 2006 A2006-30 sch 1 pt 1.4**

notified LR 16 June 2006

s 1, s 2 commenced 16 June 2006 (LA s 75 (1))

amdt 1.58, amdt 1.59 commenced 19 June 2006 (s 2 (2))

sch 1 pt 1.4 remainder commences 1 July 2006 (s 2 (1))

### 4 Amendment history

#### **Commencement**

s 2 om LA s 89 (4)

#### **Modification of Act, pt 19—Act, s 155**

s 3 sub A2006-30 amdt 1.57  
exp 27 October 2007 (s 3 (2))

#### **Territory authorities to which div 9.6 applies—Act, s 105**

s 4 sub A2006-30 amdt 1.58

#### **Territory authorities to which div 9.7 applies—Act, s 120**

s 5 ins A2006-30 amdt 1.59

#### **Modification of Act, pt 19 (Transitional—Financial Management Legislation Amendment Act 2005)**

sch 1 hdg sub A2006-30 amdt 1.60

sch 1 am A2006-30 amdt 1.61, amdt 1.62  
exp 27 October 2007 (s 3 (2))

## 5 Earlier republications

Some earlier republications were not numbered. The number in column 1 refers to the publication order.

Since 12 September 2001 every authorised republication has been published in electronic pdf format on the ACT legislation register. A selection of authorised republications have also been published in printed format. These republications are marked with an asterisk (\*) in column 1. Electronic and printed versions of an authorised republication are identical.

Republication No and date	Effective	Last amendment made by	Republication for
R1 1 Jan 2006	1 Jan 2006– 18 June 2006	not amended	new regulation

## 6 Uncommenced amendments

The following amendments have not been included in this republication because they were uncommenced at the republication date:

**Administrative (Miscellaneous Amendments) Act 2006  
A2006-30 sch 1 pt 1.4 (except amdt 1.58, amdt 1.59)**

## Part 1.4 Financial Management Regulation 2005

### [1.57] Section 3

*substitute*

### 3 Modification of Act, pt 19—Act, s 155

- (1) The Act, part 19 is modified by schedule 1.
- (2) This section, and schedule 1, expire on 27 October 2007.

Endnotes

6 Uncommenced amendments

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**[1.60] Schedule 1, heading**

*substitute*

**Schedule 1      Modification of Act, pt 19  
(Transitional—Financial  
Management Legislation  
Amendment Act 2005)**

**[1.61] Schedule 1, modification 1.1**

*omit*

**[1.1] New sections 110A and 110B**

*insert*

**110A      Application of Legislation Act, s 94 to certain  
appointments, elections and approvals**

*substitute*

**[1.1] New section 152**

*insert*

**152      Application of Legislation Act, s 94 to certain  
appointments, elections and approvals**

**[1.62] Schedule 1, modification 1.1, section 110B**

*omit*

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