

Sydney 2009 World Masters Games Organising Committee Bill 2005

This explanatory note relates to this Bill as introduced into Parliament.

Overview of Bill

The object of this Bill is to constitute the Sydney 2009 World Masters Games Organising Committee (**SWMGOC**) as a statutory corporation and Government department, with a limited life, the objective of which is to plan, organise and stage the Sydney 2009 World Masters Games. The Bill also provides for the functions of SWMGOC.

Outline of provisions

Part 1 Preliminary

Clause 1 sets out the name (also called the short title) of the proposed Act.

Clause 2 provides for the commencement of the proposed Act on a day or days to be appointed by proclamation, except for Part 7 (Dissolution of SWMGOC) and Schedule 3 (Amendment of Acts as consequence of dissolution), which are to commence on 30 June 2010.

Clause 3 defines certain words and expressions used in the proposed Act.

Part 2 Constitution of SWMGOC

Clause 4 constitutes the Sydney 2009 World Masters Games Organising Committee (**SWMGOC**) as a corporation.

Clause 5 provides that SWMGOC is, for the purposes of any Act, a statutory body representing the Crown.

Part 3 Objective and functions of SWMGOC

Clause 6 provides that the objective of SWMGOC is to plan, organise and stage the Sydney 2009 World Masters Games in accordance with the obligations imposed, and the rights conferred, under the Host City Contract.

Clause 7 states the functions of SWMGOC, which are to do and perform all acts and things that are necessary or convenient for giving effect to its objective.

Clause 8 states certain functions of SWMGOC relating to land.

Clause 9 provides that SWMGOC may also do all things that are supplemental or incidental to the exercise of its functions.

Clause 10 permits the delegation of the functions of SWMGOC.

Clause 11 specifies certain matters that must be taken into account by SWMGOC in exercising its functions.

Part 4 Management of SWMGOC

Clause 12 provides that SWMGOC is, in the exercise of its functions, subject to the control and direction of the Minister.

Clause 13 provides that the affairs of SWMGOC are to be managed and controlled by the Chief Executive Officer (the person holding office as such under Chapter 2 of the *Public Sector Employment and Management Act 2002*).

Clause 14 requires the Chief Executive Officer to take into account any advice given by the Advisory Committee constituted by the proposed Act.

Clause 15 requires SWMGOC to prepare a corporate plan.

Clause 16 provides for the employment of staff of SWMGOC, for the secondment of other staff and for the engaging of consultants.

Part 5 Financial matters

Clause 17 makes provision for the financial year of SWMGOC.

Clause 18 provides for the approval by the Minister of the budget of SWMGOC and of the Games.

Clause 19 provides for the management of the budget of SWMGOC and the Games.

Clause 20 provides for reporting on the budget of SWMGOC and the Games.

Part 6 SWMG Advisory Committee

Clause 21 constitutes the SWMG Advisory Committee.

Clause 22 specifies the functions of the Advisory Committee.

Clause 23 specifies the membership of the Advisory Committee.

Clause 24 gives effect to Schedule 1, which makes provision with respect to the members and procedure of the Advisory Committee.

Clause 25 provides for the formation of subcommittees of the Advisory Committee.

Part 7 Dissolution of SWMGOC

Clause 26 dissolves SWMGOC (on 30 June 2010).

Clause 27 defines terms used in the proposed Part.

Clause 28 provides for the transfer of staff of SWMGOC after it is dissolved.

Clause 29 provides for the transfer of assets, rights and liabilities of SWMGOC after it is dissolved.

Clause 30 provides for the effect of the transfer of assets, rights and liabilities.

Clause 31 removes the need to pay duty in relation to certain transfers and other matters.

Clause 32 provides for the construction of references to SWMGOC after it is dissolved.

Clause 33 provides for the making of the final annual report of SWMGOC.

Clause 34 gives effect to Schedule 3, which amends certain Acts as a consequence of the dissolution of SWMGOC.

Part 8 Miscellaneous

Clause 35 makes provision for the seal of SWMGOC.

Clause 36 prohibits the disclosure and misuse of certain information.

Clause 37 exempts certain persons from personal liability.

Clause 38 makes provision for the recovery of money by SWMGOC.

Clause 39 provides that the proposed Act binds the Crown.

Clause 40 provides for the service of documents under the proposed Act.

Clause 41 enables the Governor to make regulations for the purposes of the proposed Act.

Clause 42 is a formal provision that gives effect to the amendments to the Acts set out in Schedule 2.

Clause 43 provides for the repeal of the proposed Act at the end of 2010.

Schedule 1 Constitution and procedure of Advisory Committee

Schedule 1 provides for the constitution and procedure of the SWMG Advisory Committee.

Schedule 2 Amendment of Acts

Schedule 2 amends the Acts specified in the Schedule.

Schedule 3 Amendment of Acts as consequence of dissolution

Schedule 3 amends the Acts specified in the Schedule (with effect on 30 June 2010, when SWMGOC is dissolved).