

Passed by both Houses



New South Wales

# **Election Funding, Expenditure and Disclosures Further Amendment Bill 2012**

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*I certify that this public bill, which originated in the Legislative Assembly, has finally passed the Legislative Council and the Legislative Assembly of New South Wales.*

*Clerk of the Legislative Assembly.  
Legislative Assembly,  
Sydney, , 2012*



New South Wales

## **Election Funding, Expenditure and Disclosures Further Amendment Bill 2012**

Act No , 2012

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An Act to amend the *Election Funding, Expenditure and Disclosures Act 1981* with respect to the appointment of party agents and declarations containing no disclosures.

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*I have examined this bill and find it to correspond in all respects with the bill as finally passed by both Houses.*

*Assistant Speaker of the Legislative Assembly.*

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**The Legislature of New South Wales enacts:**

**1 Name of Act**

This Act is the *Election Funding, Expenditure and Disclosures Further Amendment Act 2012*.

**2 Commencement**

This Act commences on the date of assent to this Act.

## **Schedule 1      Amendment of Election Funding, Expenditure and Disclosures Act 1981 No 78**

### **[1] Section 41 Appointment etc of party agents**

Omit section 41 (10). Insert instead:

- (10) If a party fails to comply with a provision of this section:
  - (a) the party is guilty of an offence and liable to a penalty not exceeding 200 penalty units, and
  - (b) each person who, at the time the failure occurred, was an officer of the party is guilty of an offence and liable to a penalty not exceeding 100 penalty units.

### **[2] Section 91 When and how disclosures to be made**

Insert at the end of section 91 (5):

For the purposes of this Act (including this section and sections 90, 95 and 96H):

- (a) the declaration is taken to be the making of a disclosure required by this Part, and
- (b) the time required by this Part for lodging the declaration is taken to be the time prescribed by subsection (1) for the making of disclosures under this Part.

### **[3] Schedule 2 Transitional provisions**

Insert at the end of clause 1A (1):

*Election Funding, Expenditure and Disclosures Further Amendment Act 2012*

### **[4] Schedule 2**

Insert at the end of the Schedule:

## **Part 7 Provisions consequent on enactment of Election Funding, Expenditure and Disclosures Further Amendment Act 2012**

### **22 Application of amendment**

- (1) The amendment to section 91 (5) of this Act made by the *Election Funding, Expenditure and Disclosures Further Amendment*

Election Funding, Expenditure and Disclosures Further Amendment  
Bill 2012

Schedule 1      Amendment of Election Funding, Expenditure and Disclosures Act 1981 No  
78

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*Act 2012* extends to a declaration containing no disclosures for the relevant disclosure period ending on 30 June 2012.

- (2) The time required by Part 6 of this Act for lodging such a declaration is taken to be the day that is 28 days after the commencement of the amendment to section 91 (5) of this Act.