

Passed by both Houses



New South Wales

# Election Funding Amendment Bill 2002

## Contents

---

	Page
1 Name of Act	2
2 Commencement	2
3 Amendment of Election Funding Act 1981 No 78	2
4 Amendment of Election Funding Regulation 1999	2
Schedules	
1 Amendment of Election Funding Act 1981	3
2 Amendment of Election Funding Regulation 1999	5

---

*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, , 2002*



New South Wales

## **Election Funding Amendment Bill 2002**

Act No , 2002

---

*An Act to amend the *Election Funding Act 1981* and the *Election Funding Regulation 1999* with respect to the payment of public funding for candidates endorsed by a political party.*

---

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

*Chairman of Committees of the Legislative Assembly.*

---

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

**1 Name of Act**

This Act is the *Election Funding Amendment Act 2002*.

**2 Commencement**

This Act commences on the date of assent.

**3 Amendment of Election Funding Act 1981 No 78**

The *Election Funding Act 1981* is amended as set out in Schedule 1.

**4 Amendment of Election Funding Regulation 1999**

The *Election Funding Regulation 1999* is amended as set out in Schedule 2.

---

## **Schedule 1 Amendment of Election Funding Act 1981**

(Section 3)

### **[1] Section 68 Maximum amounts payable**

Insert after section 68 (2):

- (3) Subsection (1) applies to a payment to a candidate even though the candidate has directed that the payment be made to a party under section 76A.

### **[2] Section 69 Entitlements to advance payments**

Insert after section 69 (2):

- (3) For the purposes of subsection (2), the total amount to which a party was entitled under this Part does not include any amount payable to the party under section 76A.

### **[3] Section 76A**

Insert after section 76:

#### **76A Making of payments to party at the direction of candidate**

- (1) A candidate to whom a payment is to be made under this Part for an election for an electoral district may direct the Authority to make the payment to a party that:
  - (a) endorsed the candidate in that election, and
  - (b) was a registered party as at the polling day for that election.
- (2) In that case, the party becomes entitled to the payment and the payment is to be made to that party instead of to that candidate.
- (3) A direction under this section:
  - (a) may be made in anticipation of an entitlement to a payment under this Part, and
  - (b) is required to be made in writing, and
  - (c) may be revoked by the candidate by notice to the Authority given with the written consent of the registered agent of the party.

**[4] Section 77A Prepayment on lodgment of claims**

Insert after section 77A (2):

- (2A) For the purposes of subsection (2), the total amount estimated by the Authority to be payable to a party does not include any amount payable to the party under section 76A.

## **Schedule 2 Amendment of Election Funding Regulation 1999**

(Section 4)

### **Clause 7 Part 5 payments generally**

Insert after clause 7 (2):

- (3) Subclause (2) does not apply to a payment referred to in section 76A of the Act.