

LEGISLATIVE COUNCIL

Election Funding, Expenditure and Disclosures Amendment Bill 2014

First print

Proposed amendments

No. 1 **Advance payments from Administration Fund**

Page 7, Schedule 2. Insert after line 5:

[11] Section 97GB

Insert after section 97GA:

97GB Quarterly advance payments

- (1) A party or elected member is, subject to and in accordance with this Act, eligible for a quarterly advance payment from the Administration Fund in respect of each quarter of a calendar year (a *relevant quarter*) of an amount determined in accordance with this section.
- (2) The amount payable, by way of a quarterly advance payment in respect of a relevant quarter, is payable at the beginning of the relevant quarter and is:
 - (a) in respect of the first 3 quarters of a year—an amount equal to 50% of the total amount to which the party or elected member would be entitled under section 97GA in respect of that relevant quarter, or
 - (b) in respect of the fourth quarter of the year—an amount equal to 50% of the total amount to which the party or elected member would be entitled under this Part in respect of that year (after deducting any quarterly payments paid in that year under section 97GA).
- (3) The amount is to be determined on the assumption that:
 - (a) in the case of a party, the number of elected members endorsed by the party at the end of the calendar year will be the same as the number of elected members endorsed by the party at the date on which the claim for the quarterly advance payment is determined, and
 - (b) in the case of a person who is an elected member, the person will continue to be an elected member at the end of the calendar year,and on the assumption that the party or elected member will incur in the calendar year the maximum amount that can be payable to the party or member from the Administration Fund for the calendar year based on those assumptions.
- (4) Any amount paid to a party or elected member by way of a quarterly advance payment under this section in respect of a relevant quarter is to be deducted

from any amount payable under section 97GA to the party or elected member from the Administration Fund in respect of that quarter.

- (5) If a party or elected member receives amounts by way of a quarterly advance payment under this section in respect of a relevant quarter in excess of the amount (if any) to which the party or member becomes entitled under section 97GA from the Administration Fund in respect of that quarter, the amount of the excess must be deducted from any amount payable in respect of the next quarter under section 97GA.
- (6) Any balance of quarterly advance payments at the end of the calendar year that is in excess of the amount payable to the party or elected member under this Part in respect of the calendar year is to be repaid within 60 days after the Authority notifies the party or elected member that the amount is repayable.
- (7) A claim for a quarterly advance payment under this section is to be made in the manner determined by the Authority and payment is to be made to the agent of the party or elected member. Section 97J does not apply to any such advance payment.
- (8) This section applies in the 2015 calendar year and subsequent calendar years.

No. 2 **Time for payment of claims from Administration Fund or Policy Development Fund**

Page 7, Schedule 2. Insert after line 9:

[13] Section 97J Claims for payment

Omit “6 weeks” from section 97J (5). Insert instead “30 days”.