



New South Wales

## Local Government Amendment (Members of Parliament) Bill 2012

### Explanatory note

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

### Overview of Bill

The object of this Bill is to amend the *Local Government Act 1993* to prohibit a person holding the dual roles of a member of the Parliament of New South Wales and a councillor or mayor of a council. Despite that prohibition, the Bill:

- (a) allows a current member of Parliament who is also a councillor or mayor, or a councillor or mayor who is elected as a member of Parliament in future, to continue to hold the office of councillor or mayor until the next ordinary election of councillors or for the period of 2 years (whichever is the shorter period), and
- (b) allows a member of Parliament to nominate for and be elected as a councillor or mayor without first resigning from Parliament. If elected, the person will need to resign from Parliament before the first meeting of the council after the election.

### Outline of provisions

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

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**Clause 2** provides for the commencement of the proposed Act on the date of assent to the proposed Act.

**Schedule 1      Amendment of Local Government Act  
1993 No 30**

**Schedule 1 [1] and [2]** give effect to the object of this Bill as set out in the Overview.

**Schedule 1 [3]** authorises the making of regulations of a savings or transitional nature consequent on the enactment of this Bill.