



New South Wales

Public Works and Procurement Amendment (Workers Compensation Nominal Insurer) Bill 2020

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 *Public Works and Procurement Act 1912* and related legislation to provide that the Workers Compensation Nominal Insurer is a government agency for the purposes of Part 11 of that Act. Part 11 sets out certain obligations of government agencies in relation to the procurement of goods and services.

Outline of provisions

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 the day that is 7 days after the date of assent to the proposed Act.

Clause 3 amends the *Public Works and Procurement Act 1912* to insert a provision defining the Workers Compensation Nominal Insurer as a government agency so as to apply Part 11 to the procurement of goods and services by or for the Workers Compensation Nominal Insurer. Clause 3 also inserts a savings and transitional provision providing that Part 11 does not apply to agreements for the procurement of goods and services entered into by the Workers Compensation Nominal Insurer before the commencement of the proposed Act.

Clause 4 makes a consequential amendment to the *Workers Compensation Act 1987*.



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No. , 2020

A Bill for

An Act to amend the *Public Works and Procurement Act 1912* to provide that the Workers Compensation Nominal Insurer is a government agency for the purposes of Part 11 of that Act; and for related purposes.

The Legislature of New South Wales enacts—	1
1 Name of Act	2
This Act is the <i>Public Works and Procurement Amendment (Workers Compensation Nominal Insurer) Act 2020</i> .	3 4
2 Commencement	5
This Act commences on the day that is 7 days after the date of assent to this Act.	6
3 Amendment of Public Works and Procurement Act 1912 No 45	7
(1) Section 162 Definitions	8
Insert after paragraph (b) of the definition of <i>government agency</i> —	9
(b1) the Workers Compensation Nominal Insurer established under section 154A of the <i>Workers Compensation Act 1987</i> ,	10 11
(2) Section 179	12
Insert after section 178—	13
179 Savings and transitional—Workers Compensation Nominal Insurer	14
This Part does not apply to an agreement for the procurement of goods and services entered into by the Workers Compensation Nominal Insurer before the commencement of the <i>Public Works and Procurement Amendment (Workers Compensation Nominal Insurer) Act 2020</i> .	15 16 17 18 19
4 Amendment of Workers Compensation Act 1987 No 70	20
Section 154A Establishment of Nominal Insurer	21
Omit section 154A(4).	22