

LEGISLATIVE COUNCIL

Industrial Relations Amendment (Industrial Organisations) Bill 2012

First Print

Proposed amendments

- No. 1 Page 3, Schedule 1 [3], line 7. Omit “section 290B or 290D”. Insert instead “Division 11 of Part 4 of Chapter 5”.
- No. 2 Pages 3–5, Schedule 1 [3], line 21 on page 3 to line 24 on page 5. Omit all words on those lines.
- No. 3 Page 6, Schedule 1 [3]. Insert after line 14:
- (3) **Interim appointment of administrator**

If an application is made under this section, the Commission may, by order made no later than 3 months after the commencement of this section, appoint an administrator for the organisation the subject of the application if it is of the opinion that:

 - (a) it is likely that the basis for a declaration under this section will be established by the application, and
 - (b) it is in the interests of members of the organisation or in the interests of justice that an administrator be appointed pending the determination of the application.
 - (4) An administrator appointed under subsection (3) has, during the term of office of the administrator and to the exclusion of any other person, the function of the conduct and management of the affairs of the organisation or such of those functions as may be specified in the order.
 - (5) An administrator appointed under subsection (3) holds office until the application under this section is determined or for such shorter term as the Commission may, by order, specify.
 - (6) If an administrator is appointed under subsection (3), any office holders of the organisation are suspended from office for the term of the administration.
- No. 4 Page 7, Schedule 1 [3], lines 14–21. Omit all words on those lines.
- No. 5 Page 8, Schedule 1 [3], line 9. Omit “Neither the State nor the Minister is”. Insert instead “The State is not”.
- No. 6 Page 8, Schedule 1 [3], lines 30–35. Omit all words on those lines.

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- No. 7 Page 8, Schedule 1 [3], line 37. Omit “section 290B or 290D”. Insert instead “this Division”.
- No. 8 Page 9, Schedule 1 [3], line 11. Omit “section 290B, 290D or 290G”. Insert instead “this Division”.