YOUTH AND COMMUNITY SERVICES BILL, 1973

EXPLANATORY NOTE

THE objects of this Bill are-

- (a) to change the title of the Department of Child Welfare and Social Welfare to the Department of Youth and Community Services;
- (b) to state the objects to which the powers, authorities, duties and functions of the Minister administering the Child Welfare Act, 1939, shall be exercised or performed;
- (c) to amend the Child Welfare Act, 1939-
 - (i) to enable certain persons to receive training at youth project centres;
 and
 - (ii) to clarify the provisions relating to the payment of maintenance to the children of one family in a charitable home;
- (d) to enable the Minister and permanent head to delegate their powers, authorities, duties and functions under various Acts; and
- (e) to make other provisions of a consequential or ancillary character.

TO CHIEF ETC. COMMERCE COMMERCES DELL'ESTROY

No. , 1973.

A BILL

To change the title of the Department of Child Welfare and Social Welfare; to state the objects to which the powers, authorities, duties and functions of the Minister shall be exercised or performed; to amend the Child Welfare Act, 1939, and certain other Acts; and for purposes connected therewith.

[MR WADDY-18 September, 1973.]

BE

BE it enacted by the Queen's Most Excellent Majesty, by and with the advice and consent of the Legislative Council and Legislative Assembly of New South Wales in Parliament assembled, and by the authority of the same, as follows:—

1. This Act may be cited as the "Youth and Community Short title. Services Act, 1973".

2. The provisions—

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Commence-

- (a) of section 1 and of this section shall commence upon the date of assent to this Act;
- (b) of sections 3 to 10, other than the provisions referred to in paragraph (c), shall commence upon such day as may be appointed by the Governor in respect thereof and as may be notified by proclamation published in the Gazette; and
- (c) of section 10, in so far as they effect the amendment specified in Part 2 of the Schedule, and of Part 2 of the Schedule, shall commence upon such day, not being earlier than the day appointed and notified under paragraph (b), as may be appointed by the Governor in respect thereof and as may be notified by proclamation published in the Gazette.
- 3. In this Act, except in so far as the context or subject- Interpretation.
- 25 "appointed day" means the day appointed and notified under section 2 (b);
 - "Department" means the Department of Youth and Community Services;
- "permanent head" means the permanent head of the Department;
 - "regulations" means regulations made under this Act.

- 4. On and from the appointed day the Department known Change of as the Department of Child Welfare and Social Welfare or title. as the Child Welfare Department shall be known as the Department of Youth and Community Services.
- 5. On and from the appointed day, a reference in any Reference in other Act or in any regulation, by-law or other statutory other Acts, instrument or in any other document, whether of the same or of a different kind—
- (a) to the Department of Child Welfare and Social
 Welfare or to the Child Welfare Department shall
 be read and construed as a reference to the
 Department;
 - (b) to the Director of the Department of Child Welfare and Social Welfare or to the Director of the Child Welfare Department shall be read and construed as a reference to the permanent head; or

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- (c) to the Under Secretary of the Department of Child Welfare and Social Welfare or to the Under Secretary of the Child Welfare Department shall be read and construed as a reference to the permanent head.
 - **6.** (1) This section shall be administered by the Minister Objects. administering the Child Welfare Act, 1939.
- (2) The objects of the Minister, in exercising or 25 performing any of the powers, authorities, duties or functions conferred or imposed on him by or under any Act, shall be—
- (a) to promote, protect, develop, maintain and improve the well-being of the people of New South Wales to the maximum extent possible having regard to the needs of and resources available to the State; and

- (b) without limiting the generality of paragraph (a)— (i) to promote the welfare of the family as the basis of community well-being and to mitigate the effects of disruption of family 5 relationships where disruption occurs; (ii) to promote the well-being of the community by assisting individuals, families and groups of persons to cope more effectively with social problems confronting them; 10 (iii) to encourage the establishment of welfare and other services and facilities as may be required from time to time to advance the well-being of children, young persons and other persons in the community; 15 (iv) to assist and encourage collaboration among organisations and individuals engaged in such activities as are designed to promote the welfare of members of the community; (v) to promote and encourage research, 20 education and training in matters of youth and community welfare; (vi) to promote and facilitate the provision by any Government Department, statutory authority or other body or person, of other 25 services necessary or desirable to complement any youth service or community welfare service; and (vii) to encourage the making of donations for the provision of youth and community
- (3) Nothing in subsection (2) affects the interpretation of a provision of any Act by or under which any power, authority, duty or function is conferred or imposed on the Minister and the exercise or performance of any power, 35 authority, duty or function conferred or imposed on the

services.

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Minister by or under any such Act shall not be called into question in any court by reason of the provisions of subsection (2).

- 7. (1) The Minister may from time to time constitute Constitution such councils, committees or other advisory bodies as he may of advisory consider appropriate to advise or otherwise assist him in the exercise of the powers, authorities, duties and functions under this Act or such matters relating to youth or community services as he may specify.
- 10 (2) A body constituted under this section shall consist of such persons as may be appointed by the Minister after consultation with such persons, authorities, organisations and associations as he may consider appropriate.
- (3) The members of a body constituted under this 15 section shall be appointed for such term, not exceeding four years, as the Minister may determine and may be dismissed or replaced by the Minister at any time.
- (4) A person appointed to a body constituted under this section shall, if he is not a member of the Public Service,20 be paid such fees and allowances as may, from time to time, be determined by the Minister.
 - (5) Subject to the regulations, a body constituted under this section may regulate its own procedure.
- 8. (1) As soon as practicable after the thirtieth day of Annual 25 June in each year, the permanent head shall prepare and report to submit a report to the Minister of the work and activities of the Department for the twelve months preceding that date.
 - (2) The Minister shall lay the report or cause it to be laid before both Houses of Parliament as soon as practicable after it is received by him.

- (3) A report under this section may include a report required to be furnished annually by the Minister under any other Act administered by him.
- (4) Where a report under this section includes a report required to be furnished annually by the Minister under any other Act administered by him, the Minister is not required to furnish a report under that other Act.
 - 9. The Governor may make regulations, not inconsistent Regulations. with this Act, for or with respect to—
- 10 (a) the procedures to be observed by councils, committees and other advisory bodies constituted by the Minister under this Act; and
 - (b) any matter which by this Act is required or permitted to be prescribed and which is necessary or convenient to be prescribed for carrying out or giving effect to this Act.

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10. Each Act specified in Column 1 of the Schedule is Amendment amended in the manner set forth opposite that Act in Column of certain Acts.

2 of the Schedule.

SCHEDULE.

Sec. 10.

AMENDMENT OF ACTS.

Part 1.

	Colu	mn 1.	Column 2.
5	Year and number of Act.	Short title of Act.	Amendment.
10	1916, No. 51	Public Instruction (Amendment) Act, 1916	Section 3A— After section 3 insert the following new section and heading thereto:— Delegation.
15	ed producti to no constitution	hand drawn arms y the to have some to work associated and arms are	Delegation. 3A. (1) The Minister may by instrument in writing delegate to any specified officer of the Department of Youth and Community Services the exercise or
20	gales de l'es	bestoe outlan	performance of such of the powers, authorities, duties or functions conferred or imposed on him by or under sections 4 to 9, section 16 and section 20 or
25	on his in an one site of site and site of tallout forces	in out of Sec to a start of Sec and B to a sec the	the regulations made under this Act as may be specified in the instrument of delegation and may in like manner revoke any such delegation either wholly or
30	in motors - de la me de la mentalia de la mentalia del mentalia del mentalia de la mentalia della		in part. (2) A power, authority, duty or function, the exercise or performance of which has been delegated under this section may,
35	ear y liver a		while the delegation remains unrevoked, be exercised or per- formed from time to time in accordance with the terms of the delegation.
10	Luis carres		(3) A delegation under this section may be made subject to such conditions or such limitations as to the exercise or performance of any of the
15	10 10 10 10 10 10 10 10 10 10 10 10 10 1	27	powers, authorities, duties or functions delegated, or as to time or circumstances, as may be specified in the instrument of delegation.

	Colu	ımn 1.	THE PARTY	Column 2.
5	Year and number of Act.	Short title of Act.	1 HO 12	Amendment.
10	1916, No. 51— continued	Public Instruc- tion (Amend- ment) Act, 1916—con- tinued		(4) Notwithstanding any delegation made under this section, the Minister may continue to exercise or perform all or any of the powers, authorities, duties or functions delegated.
15			- 10 Sali	(5) Any act or thing done or suffered by a delegate while acting in the exercise of a delegation under this section shall have the same force or
20			-5,000 (15) (3) (4) (4)	effect as if the act or thing done had been done or suffered by the Minister and shall be deemed to have been done or suffered by the Minister.
25	1930, No. 24	Government Relief Administra- tion Act, 1930	Section 2— Omit the section, insert instead the follow section:— Director 2. (1) The permanent hea	
30		ine for search	of Govern- ment Relief.	the Department of Youth and Community Services shall be the Director of Government Relief for the purposes of this Act. (2) The Director of
35				Government Relief shall, sub- ject to the control of the Minister, exercise and discharge the powers, authorities, duties and functions conferred or
40				imposed on him by or under this Act or the regulations made under this Act. (3) Subject to, and in accordance with the terms and
45				conditions of, an agreement between the Minister for Youth and Community Services and the Minister for the time being administering another Govern- ment Department or an Act constituting a statutory

	Colu	ımn 1.	Column 2.
5	Year and number of Act.	Short title of Act.	Amendment.
10 15 20 25	1930, No. 24—continued	Government Relief Administra- tion Act, 1930 —continued	authority, the Director of Government Relief may make use of— (a) the facilities of that Government Department or statutory authority; and (b) the services of the officers or employees of that Department or statutory authority, as the case may be, in the exercise or discharge of the powers, authorities, duties or functions conferred or imposed on him by or under this Act or the regulations made under this Act.
			Section 3A— After section 3 insert the following new section:—
30			Delegation. 3A. (1) The Minister may by instrument in writing delegate to any specified officer of the Department of Youth and Community Services the exercise or
35			performance of such of the powers (other than this power of delegation), authorities, duties or functions conferred or imposed on him by or under
40			this Act or the regulations made under this Act as may be specified in the instrument of delegation and may in like manner revoke any such dele-
45			gation either wholly or in part. (2) A power, authority, duty or function, the exercise or performance of which has been delegated under this section
50		· · · · · · · · · · · · · · · · · · ·	may, while the delegation remains unrevoked, be exercised or performed from time to time in accordance with the terms of the delegation.

	Colu	mn 1.	Column 2.
5	Year and number of Act.	Short title of Act.	Amendment,
10	1930, No. 24— continued	Government Relief Administra- tion Act, 1930 —continued	(3) A delegation under this section may be made subject to such conditions or such limitations as to the exercise or performance of any of the powers, authorities, duties or
15	olit Serve 10. te	in valuent (a under 3- factor (b. stanfa minera (C. Shori) confide valuent	functions delegated, or as to time or circumstances, as may be specified in the instrument of delegation. (4) Notwithstanding any
20	901 10 75 53260 20 12	ti ser van su ke autorik kint o bersebes V zirterbloier	delegation made under this section, the Minister may continue to exercise or perform all or any of the powers, authorities, duties or functions delegated.
25	20g		(5) Any act or thing done or suffered by a delegate while acting in the exercise of a delegation under this section shall have the same force or
30	67536 637 3 580	ar origin tall ele regione de ele regione de l'es large del Ville de	effect as if the act or thing done had been done or suffered by the Minister and shall be deemed to have been done or suffered by the Minister.
35	900 1900 2011 30 46		Section 8 (2)— Omit the subsection, insert instead the following subsection:— (2) Section 41 of the Interpretation Act, 1897, applies in respect of a
40	50 open 50 open 50 open 80 ope	greistus z sib i en es us enconi en e s ven	regulation made under this Act as if this Act had been passed after the commencement of the Interpretation (Amendment) Act, 1969.
45	1939, No. 17	Child Welfare Act, 1939	Sections 4 (1) (except in the definition of "Director"); 5 (1); 6; 8 (3); 23 (2) (c) (i); 47 (3); 55; 89 (3); 92 (2); 133 (4); 134 (2); 152 (1), (3); 154; 158 (1); 161 (1) (g), (o); Second Schedule—Omit "Child Welfare Department" whereever occurring, insert instead "Department"
50		.00!	ment of Youth and Community Services".

	Cole	umn 1.	Column 2.
5	Year and number of Act.	Short title of Act.	Amendment.
10 15	1939, No. 17— continued	- Child Welfare Act, 1939— continued	Section 4 (1)— (a) After the definition of "Court" insert the following new definition:— "Court of review" means a court proclaimed by the Governor as a court of review for the purposes of sections 84 and 87. (b) Omit the definition of "Director",
13		ton with polytical tone of the state of the	insert instead the following defini- tion:— "Director" means the permanent
20		ref po Bar on	head of the Department of Youth and Community Services or any person acting as permanent head of that Depart- ment.
25		international and a second and	(c) After the definition of "Young person" insert the following new definition:— "Youth project centre" means a centre established by the Minister in which a child or
30			young person may, whether or not he goes into residence and whether or not he is subject to an order of committal to an institution, receive training and treatment.
35		to en bestelessin en men Lenh vallen av and to grant and to	Section 10A— After section 10 insert the following new section:— Delega- 10A. (1) The Minister may tion. delegate to any specified officer
40			tion. delegate to any specified officer of the Department of Youth and Community Services the exercise or performance of such of the powers (other than this power of delegation), authorities.
45			duties or functions conferred or imposed on him by or under this Act or the regulations as may be specified in the instru- ment of delegation.
50			(2) The Director may delegate to any specified officer of the Department of Youth and Community Services the

	Colu	ımn 1.	Column 2.
5	Year and number of Act.	Short title of Act.	Amendment.
10	1939, No. 17— continued	Child Welfare Act, 1939— continued	exercise or performance of such of the powers, authorities, duties or functions (other than this power of delegation or the exercise or performance of a power, authority, duty or function delegated to him under this section by the Minister) conferred or imposed on him by or under this Act or the regulations as may be specified
20			in the instrument of delegation. (3) A delegation under this section shall be by instrument in writing and may be made subject to such conditions or such limitations as to the
25		en Barrio	exercise or performance of any of the powers, authorities, duties or functions delegated, or as to time or circumstances, as may
30			be specified in the instrument of delegation. (4) A power, authority, duty or function, the exercise or performance of which has
35			been delegated under this section may, while the delegation re- mains unrevoked, be exercised or performed from time to time in accordance with the terms of
40			the delegation. (5) Notwithstanding any delegation made under this section, the Minister or the Director, as the case may be,
45			may continue to exercise or perform all or any of the powers, authorities, duties or functions delegated.
50			(6) Any act or thing done or suffered by a delegate while acting in the exercise of a delegation under this section shall have the same force or effect as if the act or thing done had been done or suffered

	Colu	mn 1.	Column 2.
5	Year and number of Act.	Short title of Act.	Amendment.
0	1939, No. 17— continued	Child Welfare Act, 1939— continued	by the Minister or the Director, as the case may be, and shall be deemed to have been done or suffered by the Minister or the Director, as the case may be. (7) The Minister or the Director may by instrument in writing revoke either wholly or in part any delegation made.
0.0			in part any delegation made by him under this section. Section 23 (3)— Omit the subsection. Section 53— (a) Insert at the end of subsection (1) (c)
5			the following word and new para- graph:— ; or (d) may grant a child or young person leave from an institution
0			and direct that child or young person, by order under his hand, to attend a youth project centre under such terms and conditions and over such period of time not exceeding two years or the
5			remaining portion of the period of committal to an institution, whichever is the lesser, as the Minister may decide. (b) Insert at the end the following new
0			subsection:— (3) Where the Minister is of the opinion that a child or young person who has been granted leave from an institution on condition that he attend
5			a youth project centre has broken the terms and conditions applicable to his leave, the Minister may, by order under his hand, direct that any officer or employee of the Department of Youth and Community Services or any
0			constable may apprehend the child or young person and convey him to an institution to be delivered into the custody of the superintendent thereof until the expiration of the period of committal to an institution.

	Colu	mn 1.	Column 2.
5	Year and number of Act.	Short title of Act.	Amendment.
10	1939, No. 17— continued	Child Welfare Act, 1939— continued	Section 84— (a) Omit from subsection (1) "the Metropolitan Children's Court at Sydney", insert instead "a court of review"; (b) Omit from subsection (2) "the Metropolitan Children's Court or before a children's court at such other centre as
15		en and activity of A (double to allow a left in allowers and to differ step 3	may be prescribed", insert instead "a court of review"; (c) In subsection (3) after "the court" where firstly occurring insert "of review".
20		(1) Polisson I of van box b	Section 87 (2) (a)— Omit "the Metropolitan Children's Court", insert instead "a court of review".
25		ing to bline a manufacture of the control of the co	Section 139— After subsection (5) insert the following new subsection:— (5A) Any ward who has been granted leave from an institution on the term and condition that he attend a youth
30			project centre and who leaves the care of the person to whom he was released without the prior permission of the Minister shall be deemed to have absconded from his proper custody.
35		e galvellet oo tot a steinb	Section 152 (3)— Omit "hinders or obstructs", insert instead "hinders, obstructs, assaults or threatens with violence".
		Post emor but	Section 161 (3)— Omit the subsection, insert instead the
40		noder to receive the receive to the receive the receive the receive the receive the receive to t	following subsection:— (3) Section 41 of the Interpretation Act, 1897, applies in respect of a regulation as if this Act had been passed after the commencement of the
45		TO STATE OF THE ST	Interpretation (Amendment) Act, 1969. Second Schedule— Omit "Education Building, Bridge-street,".

	Colu	mn 1.	Column 2.
5	Year and number of Act.	Short title of Act.	Amendment.
10	1964, No. 74	Maintenance Act, 1964	Section 35 (6)— Omit "Child Welfare Department", insert instead "Department of Youth and Community Services".
			Section 66 (1)— (a) Omit "Under Secretary" from the definition of "Certified copy", insert
15		Table in the second of the sec	instead "permanent head"; (b) After the definition of "Overseas order" insert the following new definition: "Permanent head" means the permanent head of the Depart-
20			ment of Youth and Community Services or any person acting as permanent head of that Department.
25		ei non a d	(c) Omit the definition of "Under Secretary".
30		and the state of t	Section 68— Omit "Department of Child Welfare and Social Welfare" wherever occurring, insert instead "Department of Youth and Community Services".
30			Section 69A— After section 69 insert the following new
35			Delega- tion. 69A. (1) For the purposes of this Part, the permanent head may by instrument in writing delegate to any specified officer of the Department of Youth and
40			Community Services the exercise or performance of such of the powers (other than this power of delegation), authorities, duties
45			or functions conferred or imposed on him by or under this Act or the regulations made under this Act as may be specified in the instrument of delegation and may in like
50			manner revoke any such delega- tion either wholly or in part.

	Colu	ımn 1.	Column 2.
5	Year and number of Act.	Short title of Act.	Amendment.
10 15 20 25 30		Maintenance Act, 1964— continued	(2) A power, authority, duty or function, the exercise or performance of which has been delegated under this section may, while the delegation remains unrevoked, be exercised or performed from time to time in accordance with the terms of the delegation. (3) A delegation under this section may be made subject to such conditions or such limitations as to the exercise or performance of any of the powers, authorities, duties or functions delegated, or as to time or circumstances, as may be specified in the instrument of delegation. (4) Notwithstanding any delegation made under this section, the permanent head may continue to exercise or perform all or any of the powers, authorities, duties or functions delegated. (5) Any act or thing done or suffered by a delegate
35 40			done or suffered by a delegate while acting in the exercise of a delegation under this section shall have the same force or effect as if the act or thing done had been done or suffered by the permanent head and shall be deemed to have been done or suffered by the per-
45		Grant Actions Solitor on Color Color The Color Color T	Sections 80 (1); 81 (5); 82; 83 (1), (2), (3), (4); 84 (1), (2); 87— Omit "Under Secretary" wherever occurring, insert instead "permanent head".

	Colu	ımn 1.	Column 2.
5	Year and number of Act.	Short title of Act.	Amendment.
10	1964, No. 74—continued	Maintenance Act, 1964— continued	Section 120 (3), (4)— Omit the subsections, insert instead the following subsection:— (3) Section 41 of the Interpretation Act, 1897, applies in respect of a regulation made under this Act as if this Act had been passed after the commencement of the Interpretation (Amendment) Act, 1969.
20	1965, No. 23	Adoption of Children Act, 1965	Section 6— Omit the definition of "Director", insert instead the following definition:— "Director" means the permanent head of the Department of Youth and Community Services or any person acting as permanent head of that Department.
			Section 69 (1), (3)— Omit "Child Welfare Department", insert instead "Department of Youth and Community Services".
30			Section 73 (2), (3)— Omit the subsections, insert instead the following subsection:— (2) Section 41 of the Interpretation
35		78.	Act, 1897, applies in respect of a regulation as if this Act had been passed after the commencement of the Interpretation (Amendment) Act, 1969.
40	1967, No. 27	Child Welfare (Amendment) Act, 1967	Section 3 (e)— (a) Omit "Child Welfare Department" from section 48D (1) to be inserted in the Child Welfare Act, 1939, insert instead "Department of Youth and Community Services"; (b) Omit section 48L to be inserted in the
45			Child Welfare Act, 1939.

SCHEDULE—continued.

Part 2.

	Column 1.		Column 2.	
5	Year and number of Act.	Short title of Act.	Amendment.	
10 15 20 25	1939, No. 17	Child Welfare Act, 1939	Section 27A— After subsection (4) insert the following new subsection:— (4A) For the purposes of this section, where two or more children of the same family are inmates of a charitable depot, home or hostel, any payment made by the person responsible for their maintenance shall be deemed to have been made for the maintenance of the eldest child in the first instance and, if the payment exceeds an amount which may be determined by the Minister from time to time, the balance in excess of that amount shall be deemed to have been paid to the same extent for the maintenance of each successive child in order of age until the balance has been exhausted.	

BY AUTHORITY
V. C. N. BLIGHT, C.B.E., GOVERNMENT PRINTER, NEW SOUTH WALES—1973

No. , 1973.

A BILL

To change the title of the Department of Child Welfare and Social Welfare; to state the objects to which the powers, authorities, duties and functions of the Minister shall be exercised or performed; to amend the Child Welfare Act, 1939, and certain other Acts; and for purposes connected therewith.

[MR WILLIS on behalf of MR WADDY—25 September, 1973.]

BE

BE it enacted by the Queen's Most Excellent Majesty, by and with the advice and consent of the Legislative Council and Legislative Assembly of New South Wales in Parliament assembled, and by the authority of the same, as follows:—

1. This Act may be cited as the "Youth and Community Short title. Services Act, 1973 (No. 2)".

2. The provisions—

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Commence-

- (a) of section 1 and of this section shall commence upon the date of assent to this Act;
- (b) of sections 3 to 10, other than the provisions referred to in paragraph (c), shall commence upon such day as may be appointed by the Governor in respect thereof and as may be notified by proclamation published in the Gazette; and
- (c) of section 10, in so far as they effect the amendment specified in Part 2 of the Schedule, and of Part 2 of the Schedule, shall commence upon such day, not being earlier than the day appointed and notified under paragraph (b), as may be appointed by the Governor in respect thereof and as may be notified by proclamation published in the Gazette.
- 3. In this Act, except in so far as the context or subject-Interpretamatter otherwise indicates or requires—
- 25 "appointed day" means the day appointed and notified under section 2 (b);
 - "Department" means the Department of Youth and Community Services;
- "permanent head" means the permanent head of the Department;
 - "regulations" means regulations made under this Act.

- 4. On and from the appointed day the Department known Change of as the Department of Child Welfare and Social Welfare or title. as the Child Welfare Department shall be known as the Department of Youth and Community Services.
- 5. On and from the appointed day, a reference in any Reference in other Act or in any regulation, by-law or other statutory other Acts, instrument or in any other document, whether of the same or of a different kind—
- (a) to the Department of Child Welfare and Social
 Welfare or to the Child Welfare Department shall
 be read and construed as a reference to the
 Department;

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- (b) to the Director of the Department of Child Welfare and Social Welfare or to the Director of the Child Welfare Department shall be read and construed as a reference to the permanent head; or
- (c) to the Under Secretary of the Department of Child Welfare and Social Welfare or to the Under Secretary of the Child Welfare Department shall be read and construed as a reference to the permanent head.
- 6. (1) This section shall be administered by the Minister Objects. administering the Child Welfare Act, 1939.
- (2) The objects of the Minister, in exercising or 25 performing any of the powers, authorities, duties or functions conferred or imposed on him by or under any Act, shall be—
- (a) to promote, protect, develop, maintain and improve the well-being of the people of New South Wales to the maximum extent possible having regard to the needs of and resources available to the State; and

	Youth and Community Services (No. 2).			
	(b) withou	at limiting the generality of paragraph (a)—		
5	(i)	to promote the welfare of the family as the basis of community well-being and to mitigate the effects of disruption of family relationships where disruption occurs;		
	(ii)	to promote the well-being of the community by assisting individuals, families and groups of persons to cope more effectively with social problems confronting them;		
10	(iii)	to encourage the establishment of welfare and other services and facilities as may be required from time to time to advance the well-being of children, young persons and other persons in the community;		
15	(iv)	to assist and encourage collaboration among organisations and individuals engaged in such activities as are designed to promote the welfare of members of the community;		
20	(v)	to promote and encourage research, education and training in matters of youth and community welfare;		
25	(vi)	to promote and facilitate the provision by any Government Department, statutory authority or other body or person, of other services necessary or desirable to comple- ment any youth service or community welfare service; and		
	(vii)	to encourage the making of donations for		

(vii) to encourage the making of donations for the provision of youth and community services.

(3) Nothing in subsection (2) affects the interpretation of a provision of any Act by or under which any power, authority, duty or function is conferred or imposed on the Minister and the exercise or performance of any power, 35 authority, duty or function conferred or imposed on the

Minister

Minister by or under any such Act shall not be called into question in any court by reason of the provisions of subsection (2).

- 7. (1) The Minister may from time to time constitute Constitution such councils, committees or other advisory bodies as he may of advisory consider appropriate to advise or otherwise assist him in the exercise of the powers, authorities, duties and functions under this Act or such matters relating to youth or community services as he may specify.
- 10 (2) A body constituted under this section shall consist of such persons as may be appointed by the Minister after consultation with such persons, authorities, organisations and associations as he may consider appropriate.
- (3) The members of a body constituted under this 15 section shall be appointed for such term, not exceeding four years, as the Minister may determine and may be dismissed or replaced by the Minister at any time.
- (4) A person appointed to a body constituted under this section shall, if he is not a member of the Public Service,20 be paid such fees and allowances as may, from time to time, be determined by the Minister.
 - (5) Subject to the regulations, a body constituted under this section may regulate its own procedure.
- 8. (1) As soon as practicable after the thirtieth day of Annual 25 June in each year, the permanent head shall prepare and report to submit a report to the Minister of the work and activities of the Department for the twelve months preceding that date.
- (2) The Minister shall lay the report or cause it to be laid before both Houses of Parliament as soon as practicable 30 after it is received by him.

- (3) A report under this section may include a report required to be furnished annually by the Minister under any other Act administered by him.
- (4) Where a report under this section includes a report required to be furnished annually by the Minister under any other Act administered by him, the Minister is not required to furnish a report under that other Act.
 - 9. The Governor may make regulations, not inconsistent Regulations. with this Act, for or with respect to—
- 10 (a) the procedures to be observed by councils, committees and other advisory bodies constituted by the Minister under this Act; and
- (b) any matter which by this Act is required or permitted to be prescribed and which is necessary or convenient to be prescribed for carrying out or giving effect to this Act.
 - 10. Each Act specified in Column 1 of the Schedule is Amendment amended in the manner set forth opposite that Act in Column of certain Acts.

 2 of the Schedule.

SCHEDULE.

Sec. 10.

AMENDMENT OF ACTS.

		rosankasinA.	Part 1. efiii sootk best see	
	Colu	mn 1.	Column 2.	
5	Year and number of Act.	Short title of Act.	Amendment.	
10	1916, No. 51	Public Instruction (Amendment) Act, 1916	Delegation.	
15	ed to base W	A been the said of	Delegation. 3A. (1) The Minister may by instrument in writing delegate to any specified officer of the Department of Youth and Community Services the exercise or performance of such of the	
20			powers, authorities, duties or functions conferred or imposed on him by or under sections 4 to 9, section 16 and section 20 or	
25		10 p.	the regulations made under this Act as may be specified in the instrument of delegation and may in like manner revoke any such delegation either wholly or	
30	ter in for	(2) The solution Reliable to the corrante or carrises and portion	in part. (2) A power, authority, duty or function, the exercise or performance of which has been delegated under this section may, while the delegation remains	
35		o encifoaut f entrud de bekee user elle so t user elle so so t ill so	unrevoked, be exercised or per- formed from time to time in accordance with the terms of the delegation.	
40	Ence Enced 2 Ence Enced 2 Enceded to define After 2 and in Enceded	o di di Consulto es do doinbi es do doinbi es di consulto di es di consulto di	to such conditions or such limitations as to the exercise or performance of any of the	
45			powers, authorities, duties or functions delegated, or as to time or circumstances, as may be specified in the instrument of delegation.	

	Col	Column 1.		Column 2.	
5	Year and number of Act.	Short title of Act.		Amendment.	
10	1916, No. 51— continued	Public Instruc- tion (Amend- ment) Act, 1916—con- tinued		(4) Notwithstanding any delegation made under this section, the Minister may continue to exercise or perform all or any of the powers, authorities, duties or functions delegated. (5) Any act or thing done or suffered by a delegate while	
20				acting in the exercise of a delegation under this section shall have the same force or effect as if the act or thing done had been done or suffered by the Minister and shall be deemed to have been done or suffered by the Minister.	
25	1930, No. 24	Government Relief Administra-	Section 2— Omit the s	ection, insert instead the following	
30		tion Act, 1930	section Director of Government	2. (1) The permanent head of the Department of Youth and Community Services shall be the Director of Government Relief	
50			Relief.	for the purposes of this Act. (2) The Director of Government Relief shall, sub-	
35				ject to the control of the Minister, exercise and discharge the powers, authorities, duties and functions conferred or imposed on him by or under this	
40				Act or the regulations made under this Act. (3) Subject to, and in accordance with the terms and	
45				conditions of, an agreement between the Minister for Youth and Community Services and the Minister for the time being administering another Govern- ment Department or an Act constituting a statutory	

SCHEDULE-continued.

	Column 1.		Column 2.	
5	Year and number of Act.	Short title of Act.	Amendment.	
10	1930, No. 24—continued	Government Relief Administra- tion Act, 1930 —continued	Government Depart-	
15			ment or statutory authority; and (b) the services of the officers or employees of that Department or statutory authority,	
20			as the case may be, in the exercise or discharge of the powers, authorities, duties or functions conferred or imposed	
25			on him by or under this Act or the regulations made under this Act.	
			Section 3A— After section 3 insert the following new section:—	
30	-		Delegation. 3A. (1) The Minister may by instrument in writing delegate to any specified officer of the Department of Youth and Com-	
35			munity Services the exercise or performance of such of the powers (other than this power of delegation), authorities, duties or functions conferred or imposed on him by or under	
40			this Act or the regulations made under this Act as may be specified in the instrument of delegation and may in like manner revoke any such dele-	
45			gation either wholly or in part. (2) A power, authority, duty or function, the exercise or performance of which has been delegated under this section	
50			may, while the delegation remains unrevoked, be exercised or performed from time to time in accordance with the terms of the delegation.	

	Colu	mn 1.	Column 2.	
5	Year and number of Act.	Short title of Act.	Amendment.	
10 15	1930, No. 24—continued	Government Relief Administra- tion Act, 1930 —continued	(3) A delegation under this section may be made subject to such conditions or such limitations as to the exercise or performance of any of the powers, authorities, duties or functions delegated, or as to time or circumstances, as may be specified in the instrument of delegation.	
20			(4) Notwithstanding any delegation made under this section, the Minister may continue to exercise or perform all or any of the powers, authorities, duties or functions delegated.	
25			(5) Any act or thing done or suffered by a delegate while acting in the exercise of a delegation under this section shall have the same force or effect as if the act or thing done	
30			had been done or suffered by the Minister and shall be deemed to have been done or suffered by the Minister. Section 8 (2)—	
35			Omit the subsection, insert instead the following subsection:— (2) Section 41 of the Interpretation Act, 1897, applies in respect of a regulation made under this Act as if	
40			this Act had been passed after the commencement of the Interpretation (Amendment) Act, 1969.	
45		Child Welfare Act, 1939	"Director"); 5 (1); 6; 8 (3); 23 (2) (c) (i); 47 (3); 55; 89 (3); 92 (2); 133 (4); 134 (2); 152 (1), (3); 154; 158 (1); 161 (1) (g), (o); Second Schedule— Omit "Child Welfare Department" wherever occurring, insert instead "Depart-	
50		2 - 17 - 17	ment of Youth and Community Services".	

	Colu	ımn 1.	Column 2.
5	Year and number of Act.	Short title of Act.	Amendment.
10	1939, No. 17— continued	Child Welfare Act, 1939— continued	(a) After the definition of "Court" insert the following new definition:— "Court of review" means a court proclaimed by the Governor as a court of review for the purposes
15			of sections 84 and 87. (b) Omit the definition of "Director", insert instead the following definition: "Director" means the permanent head of the Department of
20			Youth and Community Services or any person acting as permanent head of that Department.
25			(c) After the definition of "Young person" insert the following new definition:— "Youth project centre" means a centre established by the Minister in which a child or
30			young person may, whether or not he goes into residence and whether or not he is subject to an order of committal to an institution, receive training and treatment.
35			Section 10A— After section 10 insert the following new section:— Delega- 10A. (1) The Minister may tion. delegate to any specified officer
40			of the Department of Youth and Community Services the exercise or performance of such of the powers (other than this power of delegation), authorities,
45			duties or functions conferred or imposed on him by or under this Act or the regulations as may be specified in the instru- ment of delegation.
50			(2) The Director may delegate to any specified officer of the Department of Youth and Community Services the

	Colu	ımn 1.	Column 2.
5	Year and number of Act.	Short title of Act.	Amendment.
10	1939, No. 17— continued	Child Welfare Act, 1939— continued	exercise or performance of such of the powers, authorities, duties or functions (other than this power of delegation or the exercise or performance of a power, authority, duty or
15			function delegated to him under this section by the Minister) conferred or imposed on him by or under this Act or the regulations as may be specified
20			in the instrument of delegation. (3) A delegation under this section shall be by instrument in writing and may be made subject to such conditions
25			or such limitations as to the exercise or performance of any of the powers, authorities, duties or functions delegated, or as to time or circumstances, as may
30			be specified in the instrument of delegation. (4) A power, authority, duty or function, the exercise or performance of which has
35			been delegated under this section may, while the delegation re- mains unrevoked, be exercised or performed from time to time in accordance with the terms of
40			the delegation. (5) Notwithstanding any delegation made under this section, the Minister or the Director, as the case may be,
45			may continue to exercise or perform all or any of the powers, authorities, duties or functions delegated. (6) Any act or thing done
50			or suffered by a delegate while acting in the exercise of a delegation under this section shall have the same force or effect as if the act or thing done had been done or suffered

Column 1.		mn 1.	Column 2.	
n	ear and umber of Act.	Short title of Act.	Amendment.	
	No. 17— ntinued	Child Welfare Act, 1939— continued	by the Minister or the Director as the case may be, and shal be deemed to have been done or suffered by the Minister or the Director, as the case may be (7) The Minister or the Director may by instrument in writing revoke either wholly or in part any delegation made by him under this section.	
			Section 23 (3)— Omit the subsection. Section 53— (a) Insert at the end of subsection (1) (c) the following word and new paragraph:—	
			; or (d) may grant a child or young person leave from an institution and direct that child or young person, by order under his hand.	
			to attend a youth project centre under such terms and conditions and over such period of time not exceeding two years or the remaining portion of the period	
			of committal to an institution, whichever is the lesser, as the Minister may decide. (b) Insert at the end the following new subsection:— (2) When the Minister is a section of the sect	
	_ *		(3) Where the Minister is of the opinion that a child or young person who has been granted leave from an institution on condition that he attend a youth project centre has broken the terms and conditions at light the	
			terms and conditions applicable to his leave, the Minister may, by order under his hand, direct that any officer or employee of the Department of Youth and Community Services or any	
			constable may apprehend the child or young person and convey him to an institution to be delivered into the custody of the superintendent thereof until the expiration of the period of committal to an institution.	

	Colu	mn 1.	Column 2.
5	Year and number of Act.	Short title of Act.	Amendment.
10	1939, No. 17— continued	Child Welfare Act, 1939— continued	 (a) Omit from subsection (1) "the Metropolitan Children's Court at Sydney", insert instead "a court of review"; (b) Omit from subsection (2) "the Metropolitan Children's Court or before a children's court at such other centre as may be prescribed", insert instead "a
13			court of review"; (c) In subsection (3) after "the court" where firstly occurring insert "of review".
20			Section 87 (2) (a)— Omit "the Metropolitan Children's Court", insert instead "a court of review".
25			Section 139— After subsection (5) insert the following new subsection:— (5A) Any ward who has been granted leave from an institution on the term and condition that he attend a youth
30			project centre and who leaves the care of the person to whom he was released without the prior permission of the Minister shall be deemed to have absconded from his proper custody.
35			Section 152 (3)— Omit "hinders or obstructs", insert instead "hinders, obstructs, assaults or threatens with violence".
40)		Section 161 (3)— Omit the subsection, insert instead the following subsection:— (3) Section 41 of the Interpretation Act, 1897, applies in respect of a regulation as if this Act had been passed after the commencement of the
45	;	Marie Care	after the commencement of the Interpretation (Amendment) Act, 1969. Second Schedule— Omit "Education Building, Bridge-street,".

	Column 1.		Column 2.
5	Year and number of Act.	Short title of Act.	Amendment.
10	1964, No. 74	Maintenance Act, 1964	Section 35 (6)— Omit "Child Welfare Department", insert instead "Department of Youth and Community Services".
15			Section 66 (1)— (a) Omit "Under Secretary" from the definition of "Certified copy", insert instead "permanent head"; (b) After the definition of "Overseas order" insert the following new definition:—
20			"Permanent head" means the permanent head of the Department of Youth and Community Services or any person acting as permanent head of that Department.
25			(c) Omit the definition of "Under Secretary".
30			Section 68— Omit "Department of Child Welfare and Social Welfare" wherever occurring, insert instead "Department of Youth and Community Services".
35			Section 69A— After section 69 insert the following new section:— Delega- 69A. (1) For the purposes tion. of this Part, the permanent head may by instrument in writing delegate to any specified officer
40			of the Department of Youth and Community Services the exercise or performance of such of the powers (other than this power of delegation), authorities, duties
45			or functions conferred or imposed on him by or under this Act or the regulations made under this Act as may be specified in the instrument of delegation and more in the
50			delegation and may in like manner revoke any such delega- tion either wholly or in part.

	Colu	ımn 1.	Column 2.	
5	Year and number of Act.	Short title of Act.	Amendment.	
10		Maintenance Act, 1964— continued	(2) A power, authority, duty or function, the exercise or performance of which has been delegated under this section may, while the delegation remains unrevoked, be exercised or performed from time to time in accordance with the	
		in the second	terms of the delegation. (3) A delegation under this section may be made subject to such conditions or	
20		Tenerine Code position in Lagra common discontinu Octobranismon	such limitations as to the exercise or performance of any of the powers, authorities, duties or functions delegated,	
25			or as to time or circumstances, as may be specified in the instrument of delegation. (4) Notwithstanding any delegation made under this	
30	7.01 7.01 7.01		section, the permanent head may continue to exercise or perform all or any of the powers, authorities, duties or functions delegated. (5) Any act or thing	
35		10.00	done or suffered by a delegate while acting in the exercise of a delegation under this section shall have the same force or effect as if the act or thing	
40		to terrident re- driver and a modern and a modern and a modern and a	done had been done or suffered by the permanent head and shall be deemed to have been done or suffered by the per- manent head.	
45		Tomas Comments of the Comments	Sections 80 (1); 81 (5); 82; 83 (1), (2), (3), (4); 84 (1), (2); 87— Omit "Under Secretary" wherever occurring, insert instead "permanent head".	

	Column 1.		Column 2.	
5	Year and number of Act.	Short title of Act.	Amendment.	
10	1964, No. 74— continued	Maintenance Act, 1964— continued	Section 120 (3), (4)— Omit the subsections, insert instead the following subsection:— (3) Section 41 of the Interpretation Act, 1897, applies in respect of a regulation made under this Act as if this Act had been passed after the commencement of the Interpretation	
15			(Amendment) Act, 1969.	
	1965, No. 23	Adoption of Children Act, 1965	Section 6— Omit the definition of "Director", insert instead the following definition:— "Director" means the permanent	
20			head of the Department of Youth and Community Services or any person acting as permanent head of that Depart- ment.	
25			Section 69 (1), (3)— Omit "Child Welfare Department", insert instead "Department of Youth and Community Services".	
30			Section 73 (2), (3)— Omit the subsections, insert instead the following subsection:— (2) Section 41 of the Interpretation	
35			Act, 1897, applies in respect of a regulation as if this Act had been passed after the commencement of the Interpretation (Amendment) Act, 1969.	
40	1967, No. 27	Child Welfare (Amendment) Act, 1967		
45			Child Welfare Act, 1939.	

SCHEDULE—continued.

Part 2.

	Column 1.		Column 2.	
5	Year and number of Act.	Short title of Act.	Amendment.	
10 15 20 25	1939, No. 17	Child Welfare Act, 1939	Section 27A— After subsection (4) insert the following new subsection:— (4A) For the purposes of this section, where two or more children of the same family are inmates of a charitable depot, home or hostel, any payment made by the person responsible for their maintenance shall be deemed to have been made for the maintenance of the eldest child in the first instance and, if the payment exceeds an amount which may be determined by the Minister from time to time, the balance in excess of that amount shall be deemed to have been paid to the same extent for the maintenance of each successive child in order of age until the balance has been exhausted.	

BY AUTHORITY
V. C. N. BLIGHT, C.B.E., GOVERNMENT PRINTER, NEW SOUTH WALES—1973
[15c]

YOUTH AND COMMUNITY SERVICES BILL, 1973 (No. 2)

EXPLANATORY NOTE

THE objects of this Bill are-

- (a) to change the title of the Department of Child Welfare and Social Welfare to the Department of Youth and Community Services;
- (b) to state the objects to which the powers, authorities, duties and functions of the Minister administering the Child Welfare Act, 1939, shall be exercised or performed;
- (c) to amend the Child Welfare Act, 1939-
 - (i) to enable certain persons to receive training at youth project centres;
 - (ii) to clarify the provisions relating to the payment of maintenance to the children of one family in a charitable home;
- (d) to enable the Minister and permanent head to delegate their powers, authorities, duties and functions under various Acts; and
- (e) to make other provisions of a consequential or ancillary character.

YOUTH AND COMMUNITY SERVICES BILL, 1973 (No. 2)

THOU SHOTAN LINE

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- a) to the monthly of the 10 center of C. I. Welfers and Social W. Jacobs.
- (19) to view the objects to which the coverer surfacies, design and functions of the 24 size of nullyinisting the 1 "old Walling and 19.5", shall be especially continued.
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No. 1973.

ABILL

To change the title of the Department of Child Welfare and Social Welfare; to state the objects to which the powers, authorities, duties and functions of the Minister shall be exercised or performed; to amend the Child Welfare Act, 1939, and certain other Acts; and for purposes connected therewith.

[MR WILLIS on behalf of MR WADDY—25 September, 1973.]

BE Services:

BE it enacted by the Queen's Most Excellent Majesty, by and with the advice and consent of the Legislative Council and Legislative Assembly of New South Wales in Parliament assembled, and by the authority of the same, as follows:—

1. This Act may be cited as the "Youth and Community Short title. Services Act, 1973" (No. 2).

2. The provisions—

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Commencement.

- (a) of section 1 and of this section shall commence upon the date of assent to this Act;
- (b) of sections 3 to 10, other than the provisions referred to in paragraph (c), shall commence upon such day as may be appointed by the Governor in respect thereof and as may be notified by proclamation published in the Gazette; and
- (c) of section 10, in so far as they effect the amendment specified in Part 2 of the Schedule, and of Part 2 of the Schedule, shall commence upon such day, not being earlier than the day appointed and notified under paragraph (b), as may be appointed by the Governor in respect thereof and as may be notified by proclamation published in the Gazette.
 - 3. In this Act, except in so far as the context or subject- Interpretamatter otherwise indicates or requires—
- 25 "appointed day" means the day appointed and notified under section 2 (b);
 - "Department" means the Department of Youth and Community Services;
- "permanent head" means the permanent head of the Department;
 - "regulations" means regulations made under this Act.

- 4. On and from the appointed day the Department known Change of as the Department of Child Welfare and Social Welfare or title. as the Child Welfare Department shall be known as the Department of Youth and Community Services.
- 5. On and from the appointed day, a reference in any Reference in other Act or in any regulation, by-law or other statutory other Acts, instrument or in any other document, whether of the same or of a different kind—
- (a) to the Department of Child Welfare and Social
 Welfare or to the Child Welfare Department shall
 be read and construed as a reference to the
 Department;
- (b) to the Director of the Department of Child Welfare and Social Welfare or to the Director of the Child Welfare Department shall be read and construed as a reference to the permanent head; or
 - (c) to the Under Secretary of the Department of Child Welfare and Social Welfare or to the Under Secretary of the Child Welfare Department shall be read and construed as a reference to the permanent head.

20

- **6.** (1) This section shall be administered by the Minister Objects. administering the Child Welfare Act, 1939.
- (2) The objects of the Minister, in exercising or 25 performing any of the powers, authorities, duties or functions conferred or imposed on him by or under any Act, shall be—
- (a) to promote, protect, develop, maintain and improve the well-being of the people of New South Wales to the maximum extent possible having regard to the needs of and resources available to the State; and

	(10. 2).
	(b) without limiting the generality of paragraph (a)—
5	 (i) to promote the welfare of the family as the basis of community well-being and to mitigate the effects of disruption of family relationships where disruption occurs;
	 (ii) to promote the well-being of the community by assisting individuals, families and groups of persons to cope more effectively with social problems confronting them;
10	 (iii) to encourage the establishment of welfare and other services and facilities as may be required from time to time to advance the well-being of children, young persons and other persons in the community;
15	 (iv) to assist and encourage collaboration among organisations and individuals engaged in such activities as are designed to promote the welfare of members of the community;
20	(v) to promote and encourage research, education and training in matters of youth and community welfare;
25	(vi) to promote and facilitate the provision by any Government Department, statutory authority or other body or person, of other services necessary or desirable to comple- ment any youth service or community welfare service; and
20	(vii) to encourage the making of donations for the provision of youth and community

(3) Nothing in subsection (2) affects the interpretation of a provision of any Act by or under which any power, authority, duty or function is conferred or imposed on the Minister and the exercise or performance of any power, 35 authority, duty or function conferred or imposed on the

services.

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Minister by or under any such Act shall not be called into question in any court by reason of the provisions of subsection (2).

- 7. (1) The Minister may from time to time constitute Constitution such councils, committees or other advisory bodies as he may of advisory consider appropriate to advise or otherwise assist him in the exercise of the powers, authorities, duties and functions under this Act or such matters relating to youth or community services as he may specify.
- 10 (2) A body constituted under this section shall consist of such persons as may be appointed by the Minister after consultation with such persons, authorities, organisations and associations as he may consider appropriate.
- (3) The members of a body constituted under this 15 section shall be appointed for such term, not exceeding four years, as the Minister may determine and may be dismissed or replaced by the Minister at any time.
- (4) A person appointed to a body constituted under this section shall, if he is not a member of the Public Service,20 be paid such fees and allowances as may, from time to time, be determined by the Minister.
 - (5) Subject to the regulations, a body constituted under this section may regulate its own procedure.
- 8. (1) As soon as practicable after the thirtieth day of Annual 25 June in each year, the permanent head shall prepare and report to submit a report to the Minister of the work and activities of the Department for the twelve months preceding that date.
- (2) The Minister shall lay the report or cause it to be laid before both Houses of Parliament as soon as practicable 30 after it is received by him.

- (3) A report under this section may include a report required to be furnished annually by the Minister under any other Act administered by him.
- (4) Where a report under this section includes a report required to be furnished annually by the Minister under any other Act administered by him, the Minister is not required to furnish a report under that other Act.
 - 9. The Governor may make regulations, not inconsistent Regulations. with this Act, for or with respect to—
- 10 (a) the procedures to be observed by councils, committees and other advisory bodies constituted by the Minister under this Act; and
- (b) any matter which by this Act is required or permitted to be prescribed and which is necessary or convenient to be prescribed for carrying out or giving effect to this Act.
 - 10. Each Act specified in Column 1 of the Schedule is Amendment amended in the manner set forth opposite that Act in Column of certain Acts.

 2 of the Schedule.

SCHEDULE.

Sec. 10.

AMENDMENT OF ACTS.

Part 1.

	Column 1.		Column 2.	
5	Year and number of Act.	Short title of Act.	Amendment.	
10	1916, No. 51	Public Instruction (Amendment) Act, 1916	Section 3A— After section 3 insert the following new section and heading thereto:— Delegation. Delega- instrument in writing delegate to	
20		Paris and salvin a cost used so costigits	any specified officer of the Department of Youth and Community Services the exercise or performance of such of the powers, authorities, duties or	
25		hestad freed ar arreged foot	functions conferred or imposed on him by or under sections 4 to 9, section 16 and section 20 or the regulations made under this Act as may be specified in the instrument of delegation and	
30		Checke y adultion to the control of	may in like manner revoke any such delegation either wholly or in part. (2) A power, authority, duty or function, the exercise or performance of which has been	
35	agendesi ba sonet seini sonet seini sone siden	a paratika kuninga g Paratikanska d Nastal on ingrigg Sastal on ingriga Sastal on ingriga	delegated under this section may, while the delegation remains unrevoked, be exercised or performed from time to time in accordance with the terms of the delegation.	
40		the light of the l	(3) A delegation under this section may be made subject to such conditions or such limitations as to the exercise or performance of any of the powers, authorities, duties or	
45		form the sident teachings (I	functions delegated, or as to time or circumstances, as may be specified in the instrument of delegation.	

	Colu	ımn 1.	Column 2.	
5	Year and number of Act.	Short title of Act.		Amendment.
10	1916, No. 51— continued	Public Instruc- tion (Amend- ment) Act, 1916—con- tinued	sect tinu or a	(4) Notwithstanding any egation made under this tion, the Minister may conte to exercise or perform all any of the powers, authorities, ies or functions delegated.
15		in adverse in the first state of the first state of the s	or : acti dele	(5) Any act or thing done suffered by a delegate while ing in the exercise of a egation under this section li have the same force or
20	ster may by g delegate to ter of the th and Com- erestrice, or ton, of the ton, of the ton, of the	hit of F (1) est that an interest to believe v to the standard the season of the standard the standard the standard the standard	had Mir hav	ct as if the act or thing done been done or suffered by the nister and shall be deemed to e been done or suffered by Minister.
25	1930, No. 24	estrations and	section:— Director 2	n, insert instead the following (1) The permanent head of
30		frincent of updated with the manner of the manner of the colors of the c	Govern- Cor ment Dire	Department of Youth and numurity Services shall be the ector of Government Relief the purposes of this Act. (2) The Director of
35		the second	ject Min the and	
40		ordance with the	Act und acco	osed on him by or under this or the regulations made er this Act. (3) Subject to, and in ordance with the terms and
45	500 10 . 970	de pa en scolige lo consideri silir checo sade saggesto enco	betv and Min adm men	ditions of, an agreement veen the Minister for Youth Community Services and the lister for the time being linistering another Governt Department or an Act stituting a statutory

	Colu	ımn 1.	Column 2.
	Year and number of Act.	Short title of Act.	Amendment.
0	1930, No. 24—continued	Government Relief Administra- tion Act, 1930 —continued	Government Depart-
5		delegated for the double of the obtained	ment or statutory authority; and (b) the services of the officers or employees of that Department or statutory authority,
0		nado under maria de maria de sea or nerio de sea ora noch enchona defenda	as the case may be, in the exercise or discharge of the powers, authorities, duties or functions conferred or imposed on him by or under this Act or
5		gaunt to the Vn. Stagolob a Vn is	the regulations made under this Act.
		e will had a selection of the selection	Section 3A— After section 3 insert the following new section:—
0		togother and and togother to the control of the con	Delegation. 3A. (1) The Minister may by instrument in writing delegate to any specified officer of the Department of Youth and Community Services the exercise or
5	bdi f murej e to h es		performance of such of the powers (other than this power of delegation), authorities, duties or functions conferred or imposed on him by or under
0	ent.		this Act or the regulations made under this Act as may be specified in the instrument of delegation and may in like manner revoke any such dele-
5	16 (f) 2(1) (6)	in the defined 	gation either wholly or in part. (2) A power, authority, duty or function, the exercise or performance of which has been delegated under this section
0	-cradi -trade - has	all destal toget " spot CI" lagger toget nmo 2 thms if	may, while the delegation remains unrevoked, be exercised or performed from time to time in accordance with the terms of the delegation.

	Colu	mn 1.	Column 2.	
5	Year and number of Act.	Short title of Act.	Amendment.	
10	1930, No. 24—continued	Government Relief Administra- tion Act, 1930 —continued	(3) A delegation under this section may be made subject to such conditions or such limitations as to the exercise or performance of any of the powers, authorities, duties or	
15		nicherity'; and he services of the services of	functions delegated, or as to time or circumstances, as may be specified in the instrument of delegation. (4) Notwithstanding any	
20		tatutory authori are may be i or discharge o pulporities duti conferred or in or order this	delegation made under this section, the Minister may continue to exercise or perform all or any of the powers, authorities, duties or functions delegated.	
25		tions must und	(5) Any act or thing done or suffered by a delegate while acting in the exercise of a delegation under this section shall have the same force or	
30		m retainide of l t in withing de realist officer	effect as if the act or thing done had been done or suffered by the Minister and shall be deemed to have been done or suffered by the Minister.	
35		provides the exerc	Section 8 (2)— Omit the subsection, insert instead the following subsection:— (2) Section 41 of the Interpretation Act. 1897, applies in respect of a	
40		on him by or the regulations in the instruction and may in	regulation made under this Act as if this Act had been passed after the commencement of the Interpretation (Amendment) Act, 1969.	
45	n hes schoo n re- raised	mance of which interest this so the description of the description of the end	Sections 4 (1) (except in the definition of "Director"); 5 (1); 6; 8 (3); 23 (2) (c) (i); 47 (3); 55; 89 (3); 92 (2); 133 (4); 134 (2); 152 (1), (3); 154; 158 (1); 161 (1) (g), (o); Second Schedule—Omit "Child Welfare Department" where-	
50	tinte 36. an		ever occurring, insert instead "Department of Youth and Community Services".	

	Column 1.		Column 2.	
	Year and number of Act.	Short title of Act.	MΩΑ	Amendment.
	1939, No. 17— continued	Child Welfare Act, 1939—		on 4 (1)— After the definition of "Court" insert
0		continued	u/l re naven sic oxo no oq	the following new definition:— "Court of review" means a court proclaimed by the Governor as a court of review for the purposes of sections 84 and 87.
5		n deleg ted to n cline by the ed or ingosed theder this Ac	(b)	Omit the definition of "Director", insert instead the following definition:— "Director" many the permanent
0	legation. n under lostru- muy be	nons as may be instrument of de 3) A. Gelegatio aton shall be in a writing and		head of the Department of Youth and Community Services or any person acting as permanent head of that Depart- ment.
5	t to the e of any is, duties or as to	abject to such configurations in the configuration of the configuration	(c)	After the definition of "Young person" insert the following new definition:— "Youth project centre" means a centre established by the Minister in which a child or
0		circum ancest allied in the in ation. 1) A newer, a r limeton, the circumence of w	ome concerned of the co	young person may, whether or not he goes into residence and whether or not he is subject to an order of committal to an institution, receive training and
	noissee	degated under the	n resad	treatment.
5	to kine	unrevoked, ke ormed from tim	Afte	n 10A— r section 10 insert the following new section:—
		garion.	Dele tion.	
)	ent ann	tion made un the Minister	detera	of the Department of Youth and Community Services the exercise
	man be.	or, as the case continue to ex-		or performance of such of the powers (other than this power
5	en illumi			of delegation), authorities, duties or functions conferred or imposed on him by or under
	Suph per plicit at	Anytheticar C		this Act or the regulations as may be specified in the instru-
)	godyw To solo	in the exerci- tion maler this have the same	actine delega shall	ment of delegation. (2) The Director may delegate to any specified officer of the Department of Youth

	Colu	ımn 1.	Column 2.
5	Year and number of Act.	Short title of Act.	Amendment.
10	1939, No. 17— continued	Child Welfare Act, 1939— continued	exercise or performance of such of the powers, authorities, duties or functions (other than this power of delegation or the exercise or performance of a power, authority, duty or
15	Tomasia Maria	Table Mars Table Holdering Processing and the con- tion of the	function delegated to him under this section by the Minister) conferred or imposed on him by or under this Act or the regulations as may be specified
20		ore and the second of the seco	in the instrument of delegation. (3) A delegation under this section shall be by instrument in writing and may be made subject to such conditions or such limitations as to the
25	E RIVANA	full man and definition of the control of the contr	exercise or performance of any of the powers, authorities, duties or functions delegated, or as to time or circumstances, as may
30		The continue of the continue o	be specified in the instrument of delegation. (4) A power, authority, duty or function, the exercise or performance of which has
35		wall it but trace (b)	been delegated under this section may, while the delegation re- mains unrevoked, be exercised or performed from time to time in accordance with the terms of
40		la v. (1) (1) de simble de simble de seconda	the delegation. (5) Notwithstanding any delegation made under this section, the Minister or the Director, as the case may be,
45		all, sadi nadro) as w for a for anysto a constant o casta a yd mai no basenn	may continue to exercise or perform all or any of the powers, authorities, duties or functions delegated.
50		as the preference in the control of	or suffered by a delegate while acting in the exercise of a delegation under this section shall have the same force or effect as if the act or thing done had been done or suffered

	Column 1.		Column 2.
5	Year and number of Act.	Short title of Act.	Amendment.
10	1939, No. 17— continued	Child Welfare Act, 1939— continued	be deemed to have been done or suffered by the Minister or the Director, as the case may be. (7) The Minister or the
15		romeo entre dos Lincover dosci Lincover de sono	Director may by instrument in writing revoke either wholly or in part any delegation made by him under this section.
		Treaty point	Section 23 (3)— Omit the subsection.
20		on Samuel I	Section 53— (a) Insert at the end of subsection (1) (c) the following word and new paragraph:—
25		to give said out t	(d) may grant a child or young person leave from an institution and direct that child or young person, by order under his hand,
30		igh ceil bu your ery a bear of er all rated of Minima on of en to revelence	to attend a youth project centre under such terms and conditions and over such period of time not exceeding two years or the remaining portion of the period
35		rel et lever b Per rer consiste Second	of committal to an institution, whichever is the lesser, as the Minister may decide. (b) Insert at the end the following new subsection:—
40			(3) Where the Minister is of the opinion that a child or young person who has been granted leave from an institution on condition that he attend a youth project centre has broken the
45		I strental solution in the second solution in	terms and conditions applicable to his leave, the Minister may, by order under his hand, direct that any officer or employee of the Department of Youth and Community Services or any
50		Jugar - gGjol - s	constable may apprehend the child or young person and convey him to an institution to be delivered into the custody of the superintendent thereof until the expiration of the period of committal to an institution.

	Co	lumn 1.	Column 2.	
5	Year and number of Act.	Short title of Act.	Amendment. John to	
10	continued	he beninoon of the Minister of the Minister of the Minister of the hy instrument in by instrument in the cellifer wholly of delegation of the delegation of the minister of th	(a) Omit from subsection (1) "the Metro- politan Children's Court at Sydney", insert instead "a court of review";	
20		subsection (f) (c)	Section 87 (2) (a)— Omit "the Metropolitan Children's Court", insert instead "a court of review".	
25		der under his hand, wuth project centre ins and epiditions in period of time	Section 139— After subsection (5) insert the following new subsection:— (5A) Any ward who has been granted leave from an institution on the term and condition that he attend a youth project centre and who leaves the care of the person to whom he was released	
30		rios of the pended to an institution, the lesser, as the	without the prior permission of the Minister shall be deemed to have absconded from his proper custody.	
35			Section 152 (3)— Omit "hinders or obstructs", insert instead "hinders, obstructs, assaults or threatens with violence".	
40		s applicable to his ay, by order under at any officer or arment of Youth Services, or any thend the child or the child or	Section 161 (3)— Omit the subsection, insert instead the following subsection:— (3) Section 41 of the Interpretation Act, 1897, applies in respect of a regulation as if this Act had been passed after the commencement of the Interpretation (Amendment) Act, 1969.	
7.		covey him to m envered into the rimendent rhereaf of the period of	Second Schedule— Omit "Education Building, Bridge-street,".	

	Column 1.		Column 2.
5	Year and number of Act.	Short title of Act.	Amendment.
10	1964, No. 74	Maintenance Act, 1964	Section 35 (6)— Omit "Child Welfare Department", insert instead "Department of Youth and Community Services".
15		risco de acert mare, mare, mare constante vittor delegation, delegation de mare delegation de mare delegation delegation	Section 66 (1)— (a) Omit "Under Secretary" from the definition of "Certified copy", insert instead "permanent head"; (b) After the definition of "Overseas order"
20	10 8d) 200 200 200 200 200	te a common non non non non non non non non no	insert the following new definition:— "Permanent head" means the permanent head of the Depart- ment of Youth and Community Services or any person acting as permanent head of that
25	with	ni boitione : el delegament. Note almandat.	Department. (c) Omit the definition of "Under Secretary".
	do de la companya de		Section 68— Omit "Department of Child Welfare and Social Welfare" wherever occurring, insert instead "Department of Youth
30			and Community Services".
	4 10		Section 69A— After section 69 insert the following new section:—
35	The state of the s		Delegation. 69A. (1) For the purposes of this Part, the permanent head may by instrument in writing delegate to any specified officer of the Department of Youth and
40			Community Services the exercise or performance of such of the powers (other than this power of delegation), authorities, duties or functions conferred or
45	.(0)		imposed on him by or under this Act or the regulations made under this Act as may be specified in the instrument of delegation and may in like
50			manner revoke any such delega- tion either wholly or in part.

	Column 1.		Column 2.	
5	Year and number of Act.	Short title of Act.	Amendment. in Front Survey Sur	
10	1964, No. 74— continued	Maintenance Act, 1964— continued	(2) A power, authority, duty or function, the exercise or performance of which has been delegated under this section may, while the delegation remains unrevoked, be exercised or performed from time to	
15		Constant from the distribution of the constant	time in accordance with the terms of the delegation. (3) A delegation under this section may be made	
20		First declinion cad (mean) cad of the Organia th and Cagnina thy person acts	subject to such conditions or such limitations as to the exercise or performance of any of the powers, authorities, duties or functions delegated,	
25		IJ so mid	or as to time or circumstances, as may be specified in the instrument of delegation. (4) Notwithstanding any delegation made under this section, the permanent head	
30		Child Writing a language of the control of the cont	may continue to exercise or perform all or any of the powers, authorities, duties or functions delegated. (5) Any act or thing	
35		gripolici sii brug tii ees Incompgaali	done or suffered by a delegate while acting in the exercise of a delegation under this section shall have the same force or effect as if the act or thing	
40	5001 2220 5001 5012	The second of the wind of the control of the contro	done had been done or suffered by the permanent head and shall be deemed to have been done or suffered by the per- manent head.	
45		Establico en Preservi e el masa en casa agon gan es en manantroi est cai esta bas	Sections 80 (1); 81 (5); 82; 83 (1), (2), (3), (4); 84 (1), (2); 87— Omit "Under Secretary" wherever occurring, insert instead "permanent head".	

	Column 1.		Column 2.
5	Year and number of Act.	Short title of Act.	Amendment.
10		Maintenance Act, 1964— continued	Section 120 (3), (4)— Omit the subsections, insert instead the following subsection:— (3) Section 41 of the Interpretation Act, 1897, applies in respect of a regulation made under this Act as if this Act had been passed after the commencement of the Interpretation (Amendment) Act, 1969.
20		Adoption of Children Act, 1965	Section 6— Omit the definition of "Director", insert instead the following definition:— "Director" means the permanent head of the Department of Youth and Community Services or any person acting as permanent head of that Department.
25			Section 69 (1), (3)— Omit "Child Welfare Department", insert instead "Department of Youth and Community Services".
30			Section 73 (2), (3)— Omit the subsections, insert instead the following subsection:— (2) Section 41 of the Interpretation
35			Act, 1897, applies in respect of a regulation as if this Act had been passed after the commencement of the Interpretation (Amendment) Act, 1969.
40	1967, No. 27	Child Welfare (Amendment) Act, 1967	
45			Child Welfare Act, 1939.

SCHEDULE—continued.

Part 2.

	Column 1.		Column 2.	
5	Year and number of Act.	Short title of Act.	Amendment.	
10		Child Welfare Act, 1939	After subsection (4) insert the following new subsection:— (4a) For the purposes of this section, where two or more children of the same family are inmates of a charitable depot, home or hostel, any payment made by the person responsible for	
20			their maintenance shall be deemed to have been made for the maintenance of the eldest child in the first instance and, if the payment exceeds an amount which may be determined by the Minister from time to time, the balance in excess of that amount shall be deemed to have been paid to the same	
25		principal principal et intes Graphs pri	extent for the maintenance of each successive child in order of age until the balance has been exhausted.	

BY AUTHORITY
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