FIRST PRINT

TRANSPORT AUTHORITIES (AMENDMENT) BILL 1985

EXPLANATORY NOTE

(This Explanatory Note relates to this Bill as introduced into Parliament)

The object of this Bill is to amend the Transport Authorities Act 1980 so as—

(a) to increase the number of appointed members of the State Rail Authority from 3 to 5; and

(b) to repeal the requirement that one of the Deputy Chief Executives of the State Rail Authority be appointed as Deputy Chief Executive (Industrial Relations).

Clause 1 specifies the short title of the proposed Act.

Clause 2 provides that the proposed Act will, with minor exceptions, commence on a day to be appointed by the Governor-in-Council.

Clause 3 is a formal provision that gives effect to the Schedule of amendments.

Clause 4 contains transitional and savings provisions in connection with the amendments referred to in paragraphs (a) and (b) above.

Schedule 1 (1) increases the total membership of the State Rail Authority from 7 to 9 persons by increasing the number of appointed members from 3 to 5.

Schedule 1 (2) increases the number of members which constitutes a quorum at any meeting of the State Rail Authority from 4 to 5.

Schedule 1 (3) repeals the requirement that one of the Deputy Chief Executives of the State Rail Authority be appointed as Deputy Chief Executive (Industrial Relations).

Schedule 1 (4), (5) and (6) are consequential amendments.

306455 381— (50c)

TRANSPORT AUTHORITIES (AMENDMENT) BILL 1985

No. , 1985

A BILL FOR

An Act to amend the Transport Authorities Act 1980 in relation to the membership of the State Rail Authority and the office of Deputy Chief Executive of the Authority.

306455 381—

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:

5 **Short title**

1. This Act may be cited as the "Transport Authorities (Amendment) Act 1985".

Commencement

2. (1) Sections 1 and 2 shall commence on the date of assent to this Act.

10 **(2)** Except as provided by subsection (1), this Act shall commence on such day as may be appointed by the Governor and notified by proclamation published in the Gazette.

Amendment of Act No. 103, 1980

3. The Transport Authorities Act 1980 is amended in the manner set 15 forth in Schedule 1.

Transitional and savings provisions

4. (1) In this section, "Corporation" means the State Rail Authority, the Urban Transit Authority or the Railway Workshops Board.

(2) For the purpose only of enabling a Corporation to be constituted in 20 accordance with the Transport Authorities Act 1980, as amended by this Act, on or after (but not before) the day appointed and notified under section 2 (2), an appointment or appointments may be made under that Act, as amended by this Act, and any other act, matter or thing may be done, before that day as if the whole of this Act commenced on the date of assent 25 to this Act.

(3) Nothing in this Act affects the tenure of office of any appointed member of a Corporation holding office immediately before the day appointed and notified under section 2 (2).

SCHEDULE 1

(Sec. 3)

AMENDMENTS TO THE TRANSPORT AUTHORITIES ACT 1980

(1) Section 5 (**Constitution of the State Rail Authority**)—

(a) From subsection (2), omit "7", insert instead "9".

(b) From subsection (2) (b), omit "3", insert instead "5".

(2) Section 8 (**Quorum**)—

From subsection (1), omit "4", insert instead "5".

(3) Section 17 (**Executive officers**)—

From subsection (2), omit ", 1 of whom shall be appointed as Deputy Chief Executive (Industrial Relations)".

(4) Section 19 (**Constitution of the Railway Workshops Board**)—

Omit subsection (3) (b), insert instead:

(b) a Deputy Chief Executive of the State Rail Authority for the time being nominated by the Minister; and

(5) Section 23 (**Presiding member**)—

From subsection (2), omit "(Industrial Relations)".

SCHEDULE 1—*continued*

AMENDMENTS TO THE TRANSPORT AUTHORITIES ACT 1980—*continued*

(6) Section 27 **(Constitution of the Urban Transit Authority)**—

Omit subsection (3) (c), insert instead:

(c) a Deputy Chief Executive of the State Rail Authority for the time being nominated by the Minister; and

BY AUTHORITY
D. WEST, GOVERNMENT PRINTER, NEW SOUTH WALES—1985

New South Wales

ANNO TRICESIMO QUARTO

ELIZABETHÆ II REGINÆ

* *

Act No. 202, 1985

An Act to amend the Transport Authorities Act 1980 in relation to the membership of the State Rail Authority and the office of Deputy Chief Executive of the Authority. [Assented to, 10th December, 1985.]

51119-10892 (50c)

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:

Short title

1. This Act may be cited as the "Transport Authorities (Amendment) Act 1985".

Commencement

2. (1) Sections 1 and 2 shall commence on the date of assent to this Act.

(2) Except as provided by subsection (1), this Act shall commence on such day as may be appointed by the Governor and notified by proclamation published in the Gazette.

Amendment of Act No. 103, 1980

3. The Transport Authorities Act 1980 is amended in the manner set forth in Schedule 1.

Transitional and savings provisions

4. (1) In this section, "Corporation" means the State Rail Authority, the Urban Transit Authority or the Railway Workshops Board.

(2) For the purpose only of enabling a Corporation to be constituted in accordance with the Transport Authorities Act 1980, as amended by this Act, on or after (but not before) the day appointed and notified under section 2 (2), an appointment or appointments may be made under that Act, as amended by this Act, and any other act, matter or thing may be done, before that day as if the whole of this Act commenced on the date of assent to this Act.

(3) Nothing in this Act affects the tenure of office of any appointed member of a Corporation holding office immediately before the day appointed and notified under section 2 (2).

SCHEDULE 1

(Sec. 3)

AMENDMENTS TO THE TRANSPORT AUTHORITIES ACT 1980

(1) Section 5 (**Constitution of the State Rail Authority**)—

(a) From subsection (2), omit "7", insert instead "9".

(b) From subsection (2) (b), omit "3", insert instead "5".

(2) Section 8 (**Quorum**)—

From subsection (1), omit "4", insert instead "5".

(3) Section 17 (**Executive officers**)—

From subsection (2), omit ", 1 of whom shall be appointed as Deputy Chief Executive (Industrial Relations)".

(4) Section 19 (**Constitution of the Railway Workshops Board**)—

Omit subsection (3) (b), insert instead:

(b) a Deputy Chief Executive of the State Rail Authority for the time being nominated by the Minister; and

(5) Section 23 (**Presiding member**)—

From subsection (2), omit "(Industrial Relations)".

SCHEDULE 1—*continued*

AMENDMENTS TO THE TRANSPORT AUTHORITIES ACT 1980—*continued*

(6) Section 27 (**Constitution of the Urban Transit Authority**)—

Omit subsection (3) (c), insert instead:

(c) a Deputy Chief Executive of the State Rail Authority for the time being nominated by the Minister; and

BY AUTHORITY
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