



New South Wales

# **Election Funding, Expenditure and Disclosures Further Amendment Act 2012 No 99**

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New South Wales

# **Election Funding, Expenditure and Disclosures Further Amendment Act 2012 No 99**

Act No 99, 2012

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An Act to amend the *Election Funding, Expenditure and Disclosures Act 1981* with respect to the appointment of party agents and declarations containing no disclosures. [Assented to 26 November 2012]

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**The Legislature of New South Wales enacts:**

**1 Name of Act**

This Act is the *Election Funding, Expenditure and Disclosures Further Amendment Act 2012*.

**2 Commencement**

This Act commences on the date of assent to this Act.

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## **Schedule 1      Amendment of Election Funding, Expenditure and Disclosures Act 1981 No 78**

### **[1]    Section 41 Appointment etc of party agents**

Omit section 41 (10). Insert instead:

- (10) If a party fails to comply with a provision of this section:
  - (a) the party is guilty of an offence and liable to a penalty not exceeding 200 penalty units, and
  - (b) each person who, at the time the failure occurred, was an officer of the party is guilty of an offence and liable to a penalty not exceeding 100 penalty units.

### **[2]    Section 91 When and how disclosures to be made**

Insert at the end of section 91 (5):

For the purposes of this Act (including this section and sections 90, 95 and 96H):

- (a) the declaration is taken to be the making of a disclosure required by this Part, and
- (b) the time required by this Part for lodging the declaration is taken to be the time prescribed by subsection (1) for the making of disclosures under this Part.

### **[3]    Schedule 2 Transitional provisions**

Insert at the end of clause 1A (1):

*Election Funding, Expenditure and Disclosures Further  
Amendment Act 2012*

### **[4]    Schedule 2**

Insert at the end of the Schedule:

## **Part 7    Provisions consequent on enactment of Election Funding, Expenditure and Disclosures Further Amendment Act 2012**

### **22    Application of amendment**

- (1) The amendment to section 91 (5) of this Act made by the *Election Funding, Expenditure and Disclosures Further Amendment*

Election Funding, Expenditure and Disclosures Further Amendment Act  
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*Act 2012* extends to a declaration containing no disclosures for the relevant disclosure period ending on 30 June 2012.

- (2) The time required by Part 6 of this Act for lodging such a declaration is taken to be the day that is 28 days after the commencement of the amendment to section 91 (5) of this Act.

[Second reading speech made in—  
Legislative Assembly on 23 October 2012  
Legislative Council on 25 October 2012]