



New South Wales

State Insurance and Care Governance Amendment (ICNSW Board) Act 2023 No 16

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State Insurance and Care Governance Amendment (ICNSW Board) Act 2023 No 16

Act No 16, 2023

An Act to amend the *State Insurance and Care Governance Act 2015* to provide for the appointment of directors nominated by employee and employer bodies to the ICNSW Board.
[Assented to 11 August 2023]

The Legislature of New South Wales enacts—

1 Name of Act

This Act is the *State Insurance and Care Governance Amendment (ICNSW Board) Act 2023*.

2 Commencement

This Act commences on a day or days to be appointed by proclamation.

Schedule 1 Amendment of State Insurance and Care Governance Act 2015 No 19

[1] Section 5 Board of directors of ICNSW

Omit section 5(2)(b). Insert instead—

- (b) the following directors appointed by the Minister (the *appointed directors*)—
 - (i) 1 director nominated by an employee body,
 - (ii) 1 director nominated by an employer body,
 - (iii) up to 6 other directors.

[2] Section 5(6) and (7)

Insert after section 5(5)—

- (6) If an employee body or employer body fails to nominate persons for the purposes of subsection (2)(b)(i) or (ii) within the period specified in a written request given to the body by the Minister—
 - (a) the Minister may appoint a director under that subparagraph, and
 - (b) the appointment is taken to have been made as if the director had been nominated under the subparagraph.
- (7) In this section—
 - employee body* means Unions NSW.
 - employer body* means a body that represents employers in New South Wales.

[3] Schedule 4 Savings, transitional and other provisions

Insert after clause 12—

Part 3 Provision consequent on enactment of State Insurance and Care Governance Amendment (ICNSW Board) Act 2023

13 Appointed directors

- (1) Despite section 5(2)(b), as amended by the amendment Act—
 - (a) a person who, immediately before the commencement day, held office as an appointed director of the ICNSW Board continues to hold office as if the amendment Act had not commenced, and
 - (b) the membership of the ICNSW Board is not required to include an appointed director appointed in accordance with section 5(2)(b)(i) or (ii) until the relevant day.
- (2) In this clause—

amendment Act means the *State Insurance and Care Governance Amendment (ICNSW Board) Act 2023*.

commencement day means the day on which the amendment Act commences.

relevant day means the day that is 12 months after the commencement day.

[Second reading speech made in—
Legislative Assembly on 28 June 2023
Legislative Council on 3 August 2023]