



New South Wales

Public Authorities (Financial Arrangements) Amendment (Joint Venture Exemptions) Regulation 2005

under the

Public Authorities (Financial Arrangements) Act 1987

Her Excellency the Governor, with the advice of the Executive Council, has made the following Regulation under the *Public Authorities (Financial Arrangements) Act 1987*.

ANDREW REFSHAUGE, M.P.,
Treasurer

Explanatory note

The object of this Regulation is to exclude certain activities involving the TAFE Commission and the Department of Education and Training from the provisions relating to joint ventures. Under Part 2D of the Act, the Treasurers' approval is required for joint ventures entered into, or carried on, by authorities within the meaning of the Act.

This Regulation is made under the *Public Authorities (Financial Arrangements) Act 1987*, including section 22K.

2005 No 394

Clause 1

Public Authorities (Financial Arrangements) Amendment (Joint Venture Exemptions) Regulation 2005

**Public Authorities (Financial Arrangements)
Amendment (Joint Venture Exemptions) Regulation
2005**

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Public Authorities (Financial Arrangements) Act 1987

1 Name of Regulation

This Regulation is the *Public Authorities (Financial Arrangements) Amendment (Joint Venture Exemptions) Regulation 2005*.

2 Amendment of Public Authorities (Financial Arrangements) Regulation 2000

The *Public Authorities (Financial Arrangements) Regulation 2000* is amended as set out in Schedule 1.

Schedule 1 Amendment

(Clause 2)

Clause 57C

Insert after clause 57B:

57C Activities excluded from meaning of joint venture (Department of Education and Training and TAFE Commission)

- (1) For the purposes of section 22K of the Act, the following activities are prescribed as not being within that section:
 - (a) an activity carried on jointly by the Department of Education and Training and an agency of the Commonwealth or of this or any other State,
 - (b) an activity carried on jointly by the TAFE Commission and an agency of the Commonwealth or of this or any other State,
 - (c) an activity carried on jointly by the Department of Education and Training and another person (other than an agency of the Commonwealth or of this or any other State) where the Department of Education and Training contributes less than \$1,000,000,
 - (d) an activity carried on jointly by the TAFE Commission and another person (other than an agency of the Commonwealth or of this or any other State) where the TAFE Commission contributes less than \$1,000,000,
 - (e) an activity carried on jointly by the TAFE Commission, the Department of Education and Training and another person (other than an agency of the Commonwealth or of this or any other State) where the TAFE Commission and the Department of Education and Training make a combined contribution of less than \$1,000,000.
- (2) For the purpose of subclause (1), *contribution* includes (but is not limited to) the following:
 - (a) the amount of any financial contribution,
 - (b) the approximate value of any goods or materials (including land or premises) that are supplied or provided,
 - (c) the approximate value of any service that is supplied or provided.
- (3) This clause is repealed on 1 July 2006.

BY AUTHORITY