



New South Wales

Local Government (General) Amendment Regulation 2022

under the

Local Government Act 1993

Her Excellency the Governor, with the advice of the Executive Council, has made the following Regulation under the *Local Government Act 1993*.

WENDY TUCKERMAN, MP
Minister for Local Government

Explanatory note

The object of this Regulation is to exempt from the tendering requirements that councils must comply with under the *Local Government Act 1993* contracts valued at less than \$500,000 that are entered into for the purpose of natural disaster response or recovery.

This Regulation is made under the *Local Government Act 1993*, including sections 55(3)(n)(i) and 748, the general regulation-making power, and Schedule 6, item 5.

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1 Name of Regulation

This Regulation is the *Local Government (General) Amendment Regulation 2022*.

2 Commencement

This Regulation commences on the day on which it is published on the NSW legislation website.

3 Amendment of Local Government (General) Regulation 2021

Section 170A

Insert after section 170—

170A Prescribed expenditure to assist council with natural disaster response

- (1) For the Act, section 55(3)(n)(i), the amount of \$500,000 is prescribed, but only for a contract that—
 - (a) is primarily for the purpose of response to or recovery from a declared natural disaster, and
 - (b) is entered into within 12 months after the date on which the natural disaster is declared.
- (2) In this section—

declared natural disaster means a natural disaster that has been declared in relation to the area of a council by either—

 - (a) a Natural Disaster Declaration for the purposes of the Natural Disaster Relief and Recovery Arrangements jointly administered by the Commonwealth and the States and Territories, or
 - (b) a declaration under the *State Emergency and Rescue Management Act 1989*, section 33.