



New South Wales

# Registered Clubs Legislation Amendment Bill 2004

## Explanatory note

This explanatory note relates to this Bill as introduced into Parliament.

## Overview of Bill

The objects of this Bill are to amend the *Registered Clubs Act 1976* and other Acts for the following purposes:

- (a) to enable employee organisations to make complaints against registered clubs,
- (b) to require members of the governing bodies of registered clubs and top executives of registered clubs to disclose fees received from affiliated bodies,
- (c) to make it clear that an inquiry under Part 4A of the *Registered Clubs Act 1976* may arise out of information or allegations of corrupt or improper conduct by or in relation to a registered club made by any person,
- (d) to clarify the circumstances in which a person presiding at such an inquiry may make findings as to whether there has been corrupt or improper conduct by or in relation to a registered club,

- (e) to enable the findings of such an inquiry to be divulged or published by the Director of Liquor and Gaming (the *Director*), with the approval of the Minister,
- (f) to make it an offence to take reprisals against an employee of a registered club or a member of the governing body of a registered club who discloses information to the Director,
- (g) to make it an offence for an employee of a registered club or a member of the governing body of a registered club to disclose information to the Director that the employee or member knows is false or misleading in a material respect,
- (h) to extend the current powers of the Director with respect to investigation of grounds for complaints against registered clubs to other matters for which action may be taken under the *Registered Clubs Act 1976*,
- (i) to enable matters arising out of an inquiry or an investigation under that Act, and relating to the employment, including termination of employment, of a member of staff of a registered club, to be referred to the Industrial Relations Commission or the head of any Government Department involved in the administration of the *Industrial Relations Act 1996*,
- (j) to enable the Director to recover the reasonable costs of an inquiry or investigation from a registered club or a licensee, manager, close associate or non-proprietary association within the meaning of the *Liquor Act 1982*,
- (k) to make it clear that the Liquor Administration Board may suspend or cancel gaming machine authorisations if a registered club or licensee fails to pay gaming machine tax or a monitoring fee,
- (l) to enable the disclosure of information arising out of, or relating to, the administration of the *Gaming Machine Tax Act 2001* if, in the opinion of the Minister or Treasurer, it is in the public interest to do so,
- (m) to give a defence of absolute privilege in proceedings for defamation in relation to disclosures to or by the Minister or Director of a report of an inquiry under Part 4A of the *Registered Clubs Act 1976*,
- (n) to make other consequential amendments and provision of a savings and transitional nature.

## Outline of provisions

**Clause 1** sets out the name (also called the short title) of the proposed Act.

**Clause 2** provides for the commencement of the proposed Act on assent.

**Clause 3** is a formal provision that gives effect to the amendments to the *Registered Clubs Act 1976* set out in Schedule 1.

**Clause 4** is a formal provision that gives effect to the amendments to the Acts set out in Schedule 2.

## Schedule 1 Amendment of Registered Clubs Act 1976

### Complaints by employee organisations

**Schedule 1 [1]** amends section 17 of the *Registered Clubs Act 1976* (the *Clubs Act*) to enable a person authorised by an employee organisation to make a complaint against a registered club that may result in the club's certificate of registration being cancelled. Such a complaint must be made on the grounds for complaints specified in the Clubs Act. **Schedule 1 [2]** makes a consequential amendment.

### Disclosure of fees

**Schedule 1 [5]** amends section 41E of the Clubs Act to require a member of the governing body of a registered club or a top executive of a club to declare to the secretary of the club any remuneration, fee for services or similar payment received from an affiliated body if it exceeds \$500. Currently, it is only gifts from such bodies that are required to be declared. **Schedule 1 [6] and [11]** make consequential amendments.

### Inquiries arranged by Director

Division 6 of Part 4A of the Clubs Act enables the Director to arrange for the holding of an inquiry for the purposes of investigating an allegation about any corrupt or other improper conduct in relation to a registered club. The Part also sets out procedures for such an inquiry and the powers of persons who preside at an inquiry.

**Schedule 1 [7] and [8]** amend section 41X of the Clubs Act to make it clear that the Director may arrange an inquiry into information about corrupt or improper behaviour, as well as allegations, and that this applies in relation to allegations made, or information provided, by any person.

**Schedule 1 [9]** substitutes section 41Z of the Clubs Act. In addition to the matters currently contained in that section, the proposed section makes it clear that the person presiding at the inquiry may report a finding or opinion as to whether there has been corrupt or improper conduct by a registered club or by any person in relation to a registered club and may make recommendations that the Director refer matters to law enforcement agencies or other persons. Any finding as to corrupt or improper conduct must be in relation to conduct that may involve a criminal offence or a disciplinary offence. The proposed section also enables the Director to refer matters arising out of the employment, including termination of employment, of an employee of a registered club to the Industrial Relations Commission or the head of any Government Department involved in the administration of the *Industrial Relations Act 1996*.

**Schedule 1 [10]** inserts proposed section 41ZAA which enables the Director, with the approval of the Minister, to divulge or publish the whole or part of the report of an inquiry. The Minister may give an approval only if of the opinion that it is in the public interest to do so.

**Schedule 1 [16]** inserts Part 19 into Schedule 2 to the Clubs Act. The proposed Part applies the amended and substituted provisions relating to inquiries to any existing inquiries for which a final report has not yet been provided.

### **Protection of employees from reprisals**

**Schedule 1 [12]** inserts proposed sections 43B and 43C. Proposed section 43B makes it an offence for a person or registered club to take detrimental action (including dismissal from employment or loss of office) against an employee or a member of the governing body of the club who discloses information to the Director concerning conduct that is or may be the subject of a complaint under the Clubs Act. Proposed section 43C makes it an offence for an employee or a member of the governing body of a registered club to disclose information to the Director concerning the conduct of a club or a person that the employee or member knows is false or misleading in a material respect.

### **Investigations and related powers of Director**

Currently, the Director is given powers to carry out investigations to ascertain whether a complaint should be made in relation to the secretary, or a member of the governing body, of a registered club. They include a power to request the Commissioner of Police to inquire into and report on matters and to make other requirements of other persons to produce documents and information.

**Schedule 1 [14]** inserts proposed section 57E which extends these powers to investigations to ascertain whether a complaint should be made in relation to a registered club or whether a member of the governing body or an employee of a club is complying with Part 4A of the Clubs Act (relating to accountability requirements). **Schedule 1 [3] and [4]** make consequential amendments.

**Schedule 1 [14]** also inserts proposed sections 57F and 57G. Proposed section 57F enables the Director to refer matters arising out of an investigation or inquiry under proposed section 57E to a law enforcement agency or other person or body, if satisfied that they relate to a breach of the law or constitute or may constitute grounds for taking other proceedings. Matters arising out of the employment, including termination of employment, of an employee of a registered club may be referred to the Industrial Relations Commission or the head of any Government Department involved in the administration of the *Industrial Relations Act 1996*. Proposed section 57G enables the Director to require a registered club to pay the Director's reasonable costs of an investigation or inquiry if it results in a complaint and an order is made by the Licensing Court that the costs be awarded to the Director in the proceedings.

**Schedule 1 [13]** makes a consequential amendment.

**Schedule 1 [16]** inserts a transitional provision that applies proposed section 57G to investigations or inquiries commencing on or after the commencement of the proposed section.

### **Savings and transitional provisions**

**Schedule 1 [15]** enables regulations to be made containing savings and transitional provisions consequential on the enactment of the proposed Act.

## **Schedule 2 Amendment of other Acts**

**Schedule 2.1** amends the *Defamation Act 1974* to insert proposed section 17V. The proposed section gives a defence of absolute privilege in proceedings for defamation in relation to disclosures to or by the Minister or Director of a report of an inquiry under Part 4A of the Clubs Act.

**Schedule 2.2 [1]** amends the *Gaming Machines Act 2001* to make it clear that the Liquor Administration Board may suspend or cancel the authorisation of a holder of an authorisation to keep approved gaming machines if the holder fails to pay a monitoring fee or gaming machine tax under the *Gaming Machine Tax Act 2001* or instalments of tax or tax penalties.

**Schedule 2.2 [2]** amends the *Gaming Machines Act 2001* to insert proposed section 206B. The proposed section enables the Minister or the Treasurer, or the Director-General of the Department of Gaming and Racing, to publish information arising out of, or relating to, the administration or execution of that Act if, in the opinion of the Minister or Treasurer, it is in the public interest to do so.

**Schedule 2.2 [3]** amends the *Gaming Machines Act 2001* to enable regulations to be made containing savings and transitional provisions consequential on the enactment of the proposed Act.

**Schedule 2.3 [1]** inserts proposed sections 66B and 66C into the *Liquor Act 1982*. Proposed section 66B enables the Director to refer matters arising out of an investigation or inquiry under section 66A of that Act to a law enforcement agency or other person or body, if satisfied that they relate to a breach of the law or constitute or may constitute grounds for taking other proceedings. Proposed section 66C enables the Director to require a licensee, manager, close associate or non-proprietary association to pay the Director's reasonable costs of an investigation or inquiry if it results in a complaint and an order is made by the Licensing Court that the costs be awarded to the Director in the proceedings.

**Schedule 2.3 [2]** amends the *Liquor Act 1982* to update a reference.

**Schedule 2.3 [3]** amends the *Liquor Act 1982* to enable regulations to be made containing savings and transitional provisions consequential on the enactment of the proposed Act.

**Schedule 2.3 [4]** inserts Part 22 into Schedule 1. The proposed Part applies proposed section 66C to investigations or inquiries commencing on or after the commencement of the proposed section.



New South Wales

# Registered Clubs Legislation Amendment Bill 2004

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New South Wales

## Registered Clubs Legislation Amendment Bill 2004

No , 2004

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### **A Bill for**

An Act to amend the *Registered Clubs Act 1976* and other Acts with respect to complaints relating to registered clubs, disclosure of fees, inquiries and investigations and public disclosure of information; and for other purposes.

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

**1 Name of Act**

This Act is the *Registered Clubs Legislation Amendment Act 2004*.

**2 Commencement**

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

**3 Amendment of Registered Clubs Act 1976 No 31**

The *Registered Clubs Act 1976* is amended as set out in Schedule 1.

**4 Amendment of other Acts**

The Acts specified in Schedule 2 are amended as set out in that Schedule.

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**Schedule 1 Amendment of Registered Clubs Act 1976** 1  
(Section 3) 2

**[1] Section 17 Determination of complaints against registered clubs** 3

Insert “or a person authorised by an employee organisation,” after  
“Director,” in section 17 (1AA). 4  
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**[2] Section 17 (8)** 6

Insert after section 17 (7): 7

(8) In this section: 8

*employee organisation* means: 9

(a) an industrial organisation of employees registered  
under the *Industrial Relations Act 1996*, or 10  
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(b) an association of employees registered as an  
organisation under the *Workplace Relations Act 1996*  
of the Commonwealth. 12  
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**[3] Section 34E Responsibilities and liabilities of managers of  
premises of registered clubs** 15  
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Omit “35A” from section 34E (4). Insert instead “57E”. 17

**[4] Section 35A Investigations by Director** 18

Omit the section. 19

**[5] Section 41E Disclosure of gifts or fees from affiliated bodies** 20

Insert “or fee” after “gift” wherever occurring. 21

**[6] Section 41E (5)** 22

Insert after section 41E (4): 23

(5) In this section: 24

*fee* means remuneration, a fee for services or any similar  
payment. 25  
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<b>[7] Section 41X Inquiry may be held</b>	1
Omit “an allegation about any corrupt or other improper conduct in relation to a registered club” from section 41X (1).	2 3
Insert instead “an allegation or information about any corrupt or other improper conduct by a registered club or by any person in relation to a registered club”.	4 5 6
<b>[8] Section 41X (1A)</b>	7
Insert after section 41X (1):	8
(1A) An inquiry under this section may be held into an allegation made, or information provided, by any person.	9 10
<b>[9] Section 41Z</b>	11
Omit the section. Insert instead:	12
<b>41Z Findings of inquiry and referral of certain matters</b>	13
(1) The person presiding at an inquiry is required to report to the Director on the findings of the inquiry (including any information obtained in the course of the inquiry).	14 15 16
(2) A report to the Director on the findings of the inquiry may contain any one or more of the following:	17 18
(a) findings in relation to the subject-matter of the inquiry and to other matters arising in the course of the inquiry,	19 20
(b) a finding or opinion as to whether there has been corrupt or improper conduct by a registered club or by any person in relation to a registered club,	21 22 23
(c) a recommendation that the Director refer a matter to a law enforcement agency or other person or body under this section or that the Director take other action in relation to the subject-matter of the inquiry or to other matters arising in the course of the inquiry.	24 25 26 27 28
(3) A finding or opinion referred to in subsection (2) (b) may be included in a report only if the person presiding:	29 30
(a) has the powers and authorities conferred by section 41Y (1) (b), and	31 32
(b) is of the opinion that the conduct concerned may involve a criminal offence or a disciplinary offence.	33 34

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- (4) The person presiding at the inquiry is not authorised to include in a report to the Director a statement as to a finding or opinion that a specified person is guilty of or has committed or is committing a criminal offence (whether or not a specified criminal offence). 1  
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- (5) A finding or opinion in a report to the Director that there has been corrupt or improper conduct by a registered club or by any person in relation to a registered club is not a finding or opinion that any person is guilty of or has committed, is committing or is about to commit a criminal offence. 6  
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- (6) If the Director is satisfied that any matter contained in the report: 11  
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- (a) relates or may relate to a breach of a law of the State (including this Act) or of another State or Territory or of the Commonwealth, or 13  
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- (b) constitutes or may constitute grounds for taking proceedings of any kind (including a complaint under this or any other Act) against a registered club or other person, 16  
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- the Director may refer the matter to a law enforcement agency or to any other person or body who may have an interest in the matter. 20  
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- (7) Without limiting subsection (6), the Director may refer a matter under that subsection that arises out of the employment, including termination of employment, of an employee of a registered club to the Industrial Relations Commission or the head of any Government Department involved in the administration of the *Industrial Relations Act 1996*. 23  
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- (8) In this section: 30
- criminal offence*** means a criminal offence under the law of the State or under any other law relevant to the conduct in question. 31  
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- disciplinary offence*** includes any misconduct, irregularity, neglect of duty, breach of discipline or other improper conduct that constitutes or may constitute grounds for disciplinary action, or proceedings (including a complaint under this or any other Act), under any law. 34  
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*law enforcement agency* has the same meaning as in section 12A of the *Royal Commissions Act 1923*.

**[10] Section 41ZAA**

Insert after section 41ZA:

**41ZAA Disclosure and publication of inquiry reports**

- (1) The Director may, with the approval of the Minister, do any of the following:
  - (a) divulge the whole or part of the contents of a report of an inquiry to any person,
  - (b) publish the whole or part of the contents of any such report.
- (2) The Minister may give an approval under this section if of the opinion that it is in the public interest to do so.
- (3) This section has effect despite any other law.

**[11] Section 41ZB Regulations for purposes of Part**

Insert “or fee” after “gift” in paragraph (b).

**[12] Sections 43B and 43C**

Insert after section 43A:

**43B Protection of employees and members of governing body who disclose information to Director**

- (1) A person or a registered club that takes detrimental action against an employee of a registered club, or a member of the governing body of a registered club, that is substantially in reprisal for the employee or member disclosing information to the Director concerning conduct of the club or of a person that is or may be the subject of an investigation, inquiry or complaint under this Act is guilty of an offence.

Maximum penalty: 100 penalty units.

- (2) It is a defence to an offence under subsection (1) if the defendant proves that the disclosure was frivolous or vexatious.

- (3) An employee or a member of a governing body is not subject to any liability for disclosing information referred to in subsection (1) to the Director and no action, claim or demand may be taken or made of or against the employee or member of the governing body for making the disclosure. 1  
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- (4) This section has effect despite any duty of secrecy or confidentiality or any other restriction on disclosure (whether or not imposed by an Act) applicable to the employee or member concerned. 6  
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- (5) In this section, *detrimental action* means action causing, comprising or involving any of the following: 10  
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  - (a) injury, damage or loss, 12
  - (b) intimidation or harassment, 13
  - (c) discrimination, disadvantage or adverse treatment in relation to employment, 14  
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  - (d) dismissal from, or prejudice in, employment, 16
  - (e) loss of office as a member of the governing body of a registered club (other than at a general meeting of the club), 17  
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  - (f) disciplinary proceedings. 20

**43C False or misleading disclosures** 21

An employee of a registered club, or a member of the governing body of a registered club, must not disclose information to the Director concerning conduct of the club or of a person that the employee or member knows is false or misleading in a material respect. 22  
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Maximum penalty: 100 penalty units. 27

**[13] Part 7, heading** 28

Insert “**Director**,” before “**police**”. 29

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<b>[14] Sections 57E–57G</b>	1
Insert before section 58:	2
<b>57E Investigations and inquiries by Director</b>	3
(1) The Director may at any time carry out all such investigations and inquiries as are considered by the Director to be necessary in order to ascertain any one or more of the following:	4
(a) whether a complaint should be made under section 17 in relation to a registered club,	5
(b) whether a complaint should be made under section 35 in relation to the secretary, or a member of the governing body, of a registered club,	6
(c) whether a registered club or member of the governing body or an employee of a registered club is complying with the provisions of Part 4A.	7
(2) The Commissioner of Police is to inquire into, and report to the Director on, such matters as the Director may request concerning a registered club or person the subject of an investigation or inquiry under this section.	8
(3) The Director may, by notice in writing, require a person who is the subject of an investigation or inquiry under this section, or is a member of a governing body or an employee of a registered club that is the subject of an investigation or inquiry under this section, to do one or more of the following things:	9
(a) provide, in accordance with directions in the notice, such information verified by statutory declaration as is relevant to the investigation or inquiry and is specified in the notice,	10
(b) produce, in accordance with directions in the notice, such records as are relevant to the investigation or inquiry and permit examination of the records, the taking of extracts from them and the making of copies of them,	11
(c) authorise a person described in the notice to comply with a requirement of the kind referred to in paragraph (a) or (b),	12
(d) furnish to the Director such authorities and consents as the Director requires for the purpose of enabling the Director to obtain information (including financial and	13
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	other confidential information) from other persons concerning the person under investigation and his or her associates.	1 2 3
(4)	A person who complies with a requirement of a notice under this section does not on that account incur a liability to another person.	4 5 6
(5)	A person must not fail to comply with a requirement of the Director contained in a notice under subsection (3). Maximum penalty (subsection (5)): 20 penalty units.	7 8 9
<b>57F</b>	<b>Referral of matters to other agencies, persons and bodies</b>	10
(1)	The Director may refer a matter to a law enforcement agency or any other person or body who may have an interest in the matter, if satisfied after carrying out an investigation or inquiry under section 57E that a matter that is the subject of the investigation or inquiry or arises out of it:	11 12 13 14 15
	(a) relates or may relate to a breach of a law of the State (including this Act) or of another State or Territory or of the Commonwealth, or	16 17 18
	(b) constitutes or may constitute grounds for taking proceedings of any kind (including a complaint under this or any other Act) against a registered club or other person.	19 20 21 22
(2)	Without limiting subsection (1), the Director may refer a matter under that subsection that arises out of the employment, including termination of employment, of an employee of a registered club to the Industrial Relations Commission or the head of any Government Department involved in the administration of the <i>Industrial Relations Act 1996</i> .	23 24 25 26 27 28 29
(3)	In this section: <i>law enforcement agency</i> has the same meaning as in section 12A of the <i>Royal Commissions Act 1923</i> .	30 31 32
<b>57G</b>	<b>Recovery of costs of investigation or inquiry</b>	33
(1)	This section applies if, as a result of an investigation or inquiry conducted by or on behalf of the Director under this Act:	34 35 36

(a)	a complaint is made under this Act against a registered club or the secretary or a member of the governing body of a registered club, and	1 2 3
(b)	the Licensing Court orders that costs be awarded to the Director in the proceedings in which the complaint is heard and determined.	4 5 6
(2)	The Director may, by notice in writing, require the registered club to pay all or any of the reasonable costs incurred by the Director in connection with the investigation or inquiry.	7 8 9
(3)	The Director may recover any unpaid amounts specified in a notice given under this section as a debt in a court of competent jurisdiction.	10 11 12
<b>[15]</b>	<b>Schedule 2 Savings, transitional and other provisions</b>	13
	Insert at the end of clause 1A (1):	14
	<i>Registered Clubs Legislation Amendment Act 2004</i>	15
<b>[16]</b>	<b>Schedule 2, Part 19</b>	16
	Insert after Part 18:	17
	<b>Part 19 Registered Clubs Legislation Amendment Act 2004</b>	18 19
<b>91</b>	<b>Existing inquiries under section 41X</b>	20
(1)	Section 41X, as amended by the <i>Registered Clubs Legislation Amendment Act 2004</i> , and sections 41Z and 41ZAA, as inserted by that Act, apply to or in respect of an inquiry under section 41X commenced before the commencement of this clause and for which a final report was not provided to the Director before that commencement (an <i>existing inquiry</i> ).	21 22 23 24 25 26
(2)	A person presiding at an existing inquiry may, if the person thinks it appropriate, allow any person represented at the inquiry to make additional submissions to the inquiry as a result of subclause (1).	27 28 29 30

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**92 Recovery of costs of investigations and inquiries by Director**

Section 57G, as inserted by the *Registered Clubs Legislation Amendment Act 2004*, applies in respect of investigations or inquiries commenced on or after the commencement of that section.

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**Schedule 2 Amendment of other Acts**

(Section 4)

**2.1 Defamation Act 1974 No 18**

**Section 17V**

Insert after section 17U:

**17V Inquiries under the Registered Clubs Act 1976**

There is a defence of absolute privilege for a publication to or by the Minister administering the *Registered Clubs Act 1976*, or the Director of Liquor and Gaming, of a report of an inquiry under Division 6 of Part 4A of that Act.

**2.2 Gaming Machines Act 2001 No 127**

**[1] Section 58 Cancellation of authorisations**

Insert after section 58 (1):

(1AA) Without limiting subsection (1), the Board may suspend or cancel a hotelier's or registered club's authorisation to keep an approved gaming machine if the hotelier or registered club:

- (a) fails to pay a monitoring fee or tax, within the meaning of the *Gaming Machine Tax Act 2001*, or an instalment of any such tax, within the time allowed by or under that Act, or
- (b) fails to pay a penalty or interest due for non-payment or late payment of any such tax or instalment.

**[2] Section 206B**

Insert after section 206A:

**206B Disclosure of information**

- (1) The Minister or the Treasurer, or the Director-General, may publish information arising out of, or relating to, the administration or execution of this Act or the *Gaming Machine Tax Act 2001* if, in the opinion of the Minister or the Treasurer, it is in the public interest to do so.

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(2)	Without limiting the information that may be published, CMS information (within the meaning of section 139) and other information relating to particular clubs may be published under this section.	1 2 3 4
(3)	This section has effect despite any other law.	5
<b>[3]</b>	<b>Schedule 1 Savings, transitional and other provisions</b>	6
	Insert at the end of clause 1 (1):	7
	<i>Registered Clubs Legislation Amendment Act 2004</i> , but only to the extent that it amends this Act	8 9
<b>2.3</b>	<b>Liquor Act 1982 No 147</b>	10
<b>[1]</b>	<b>Sections 66B and 66C</b>	11
	Insert after section 66A:	12
<b>66B</b>	<b>Findings of inquiry and referral of certain matters</b>	13
(1)	The Director may refer a matter to a law enforcement agency or any other person or body who may have an interest in the matter, if satisfied after carrying out an investigation or inquiry under section 66A that a matter that is the subject of the investigation or inquiry or arises out of it:	14 15 16 17 18
(a)	relates or may relate to a breach of a law of the State (including this Act) or of another State or Territory or of the Commonwealth, or	19 20 21
(b)	constitutes or may constitute grounds for taking proceedings of any kind (including a complaint under this or any other Act) against a licensee, manager, close associate of a licensee or non-proprietary association.	22 23 24 25
(2)	In this section:	26
	<i>law enforcement agency</i> has the same meaning as in section 12A of the <i>Royal Commissions Act 1923</i> .	27 28
<b>66C</b>	<b>Recovery of costs of investigation or inquiry</b>	29
(1)	This section applies if, as a result of an investigation or inquiry conducted by the Director under this Act:	30 31

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(a)	a complaint is made under this Act against a licensee, manager, close associate or non-proprietary association, and	1 2 3
(b)	the Licensing Court orders that costs be awarded to the Director in the proceedings in which the complaint is heard and determined.	4 5 6
(2)	The Director may, by notice in writing, require the licensee, manager, close associate or non-proprietary association to pay all or any of the reasonable costs incurred by the Director in connection with the investigation or inquiry.	7 8 9 10
(3)	The Director may recover any unpaid amounts specified in a notice given under this section as a debt in a court of competent jurisdiction.	11 12 13
<b>[2]</b>	<b>Section 67 Summons to show cause against taking of disciplinary action</b>	14 15
	Omit section 67 (1) (e) (ii). Insert instead:	16
	(ii) an association of employees registered under the <i>Workplace Relations Act 1996</i> of the Commonwealth, or	17 18 19
<b>[3]</b>	<b>Schedule 1 Savings and transitional provisions</b>	20
	Insert at the end of clause 1 (1):	21
	<i>Registered Clubs Legislation Amendment Act 2004</i> , but only to the extent that it amends this Act	22 23

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<b>[4] Schedule 1, Part 22</b>	1
Insert after Part 21:	2
<b>Part 22 Registered Clubs Legislation Amendment Act 2004</b>	3 4
<b>95 Recovery of costs of investigations and inquiries by Director</b>	5
Section 66C, as inserted by the <i>Registered Clubs Legislation Amendment Act 2004</i> , applies in respect of investigations or inquiries commenced on or after the commencement of that section.	6 7 8 9