

[Act 1996 No 63]



New South Wales

# Sydney Organising Committee for the Olympic Games Further Amendment Bill 1996

## Explanatory note

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

### Overview of Bill

The object of this Bill is to amend the *Sydney Organising Committee for the Olympic Games Act 1993*:

- (a) to designate the Minister for the Olympics as the President of the Sydney Organising Committee for the Olympic Games (*SOCOG*), and
  - (b) to provide for the Shadow Minister for the Olympics to be an ex officio member of the Board of Directors of *SOCOG*.
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## 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 the date of assent, except for certain provisions, which will commence on 1 January 1997, providing for the deletion of the two positions of appointed directors “to represent the Minister” and the increase (by one) of the number of appointed directors appointed on the nomination of the Minister.

**Clause 3** is a formal provision giving effect to the amendments to the *Sydney Organising Committee for the Olympic Games Act 1993* set out in Schedule 1.

### Schedule 1 Amendments

**Schedule 1 [1]** inserts a definition of *Shadow Minister* into the Principal Act. The Shadow Minister for the Olympics is to become an ex officio member of the Board of Directors of SOCOG.

**Schedule 1 [2]** is consequential on the omission of a provision by Schedule 1 [6].

**Schedule 1 [3]** and **[4]** are consequential on the insertion of a provision by Schedule 1 [5], by which the Shadow Minister becomes an ex officio member of the Board.

**Schedule 1 [5]** inserts a provision that will result in the Shadow Minister being an ex officio member of the Board.

**Schedule 1 [6]** omits the category of two directors who are appointed “to represent the Minister”.

**Schedule 1 [7]** increases, by one, the number of directors appointed by the Governor on the recommendation of the Minister.

**Schedule 1 [8]** is consequential on the insertion of a provision by Schedule 1 [5], by which the Shadow Minister becomes an ex officio member of the Board.

**Schedule 1 [9]** restates the existing section 14 (3), so that an increase in IOC representation provides a corresponding increase in directors appointed by the Governor on the recommendation of the Minister.

**Schedule 1 [10]** makes it clear that the doctrine of incompatible offices does not operate to cause a vacancy in office following appointment to an ex officio position on the Board. The provision is being inserted for the abundance of caution, since the doctrine would not operate where legislation specifically provides for ex officio appointments.

**Schedule 1 [11]** provides that the Minister for the Olympics is to be the President of SOCOG.

**Schedule 1 [12]–[20]** are consequential amendments.

**Schedule 1 [21]** and **[22]** provide that the President and Shadow Minister (as well as the Chief Executive Officer) are not to receive remuneration as directors.

**Schedule 1 [23]** makes it clear that ex officio directors are eligible to be re-imbursed for expenses.

**Schedule 1 [24]** provides that the Board rather than the Minister may determine expenses or issue guidelines relating to expenses.

**Schedule 1 [25]** re-inforces the non-eligibility of the President and Shadow Minister for remuneration or fees as directors, except for re-imbursed expenses.

**Schedule 1 [26]** is a consequential amendment, and provides that the Governor's power to make acting appointments is limited to the office of appointed director.

**Schedule [27]** and **[28]** provide that the provisions relating to disclosure of pecuniary interests do not apply to official interests of the President or Shadow Minister.