

# Government Sector Finance Legislation (Repeal and Amendment) Act 2018 No 70

[2018-70]



New South Wales

## Status Information

### Currency of version

Historical version for 1 July 2022 to 1 July 2023 (accessed 5 December 2024 at 6:40)

Legislation on this site is usually updated within 3 working days after a change to the legislation.

### Provisions in force

Some, but not all, of the provisions displayed in this version of the legislation have commenced.

### Notes—

- **Does not include amendments by**  
[Public Interest Disclosures Act 2022 No 14](#) (not commenced — to commence on 1.10.2023)
- **Proposed Repeal**  
This Act is to be repealed by sec 4 (1) of this Act on the day following the day on which all of the provisions of this Act have commenced.
- **Note**  
Amending Acts and amending provisions are subject to automatic repeal pursuant to sec 30C of the [Interpretation Act 1987 No 15](#) once the amendments have taken effect.

### Authorisation

This version of the legislation is compiled and maintained in a database of legislation by the Parliamentary Counsel's Office and published on the NSW legislation website, and is certified as the form of that legislation that is correct under section 45C of the [Interpretation Act 1987](#).

File last modified 1 July 2023

# Government Sector Finance Legislation (Repeal and Amendment) Act 2018 No 70



New South Wales

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# Government Sector Finance Legislation (Repeal and Amendment) Act 2018 No 70



New South Wales

An Act to repeal, rename and amend certain legislation consequent on the enactment of the [Government Sector Finance Act 2018](#).

## 1 Name of Act

This Act is the [Government Sector Finance Legislation \(Repeal and Amendment\) Act 2018](#).

## 2 Commencement

- (1) This Act commences on a day or days to be appointed by proclamation.
- (2) Without limiting subsection (1), an amendment made by Schedule 2 that omits a portion of the [Public Finance and Audit Act 1983](#) may be commenced on different days so as to enable different provisions of that portion to be omitted separately.

## 3 Approval of amendments by Parliamentary Remuneration Tribunal not required

Section 4 of the [Parliamentary Contributory Superannuation Act 1971](#) does not apply to or in respect of this Act.

## 4 Repeal of Act

- (1) This Act is repealed on the day following the day on which all the provisions of this Act have commenced.
- (2) The repeal of this Act does not, because of the operation of section 30 of the [Interpretation Act 1987](#), affect any amendment or repeal made by this Act.

## Schedule 1 Repeals

Each of the following is repealed—

- (a) the [Annual Reports \(Departments\) Act 1985 No 156](#),
- (b) the [Annual Reports \(Statutory Bodies\) Act 1984 No 87](#),
- (c) (Repealed)

(d) the regulations under each of those Acts.

## **Schedules 2, 3 (Repealed)**

### **Schedule 4 Other amendments to legislation**

#### **4.1**

(Repealed)

#### **4.2 Aboriginal Land Rights Act 1983 No 42**

##### **[1] Section 110**

Omit the section. Insert instead—

##### **110 Report on actions to increase membership of Local Aboriginal Land Councils**

The New South Wales Aboriginal Land Council is to include in its annual reporting information under the *Government Sector Finance Act 2018* a report of the actions it has taken to increase the membership of Local Aboriginal Land Councils.

##### **[2] Section 161 Annual reporting information**

Omit section 161 (3). Insert instead—

- (3) The annual reporting information for the New South Wales Aboriginal Land Council under the *Government Sector Finance Act 2018* is to include the following particulars for the annual reporting period to which the information relates—
- (a) the total remuneration (including travelling expenses) paid to each councillor by the New South Wales Aboriginal Land Council,
  - (b) the total funds granted to each Local Aboriginal Land Council by the New South Wales Aboriginal Land Council.

#### **4.3 Aboriginal Land Rights Regulation 2014**

##### **Schedule 2 Model rules for the New South Wales Aboriginal Land Council**

Omit "*Public Finance and Audit Act 1983*" from clause 8 (5).

Insert instead "*Government Sector Finance Act 2018*".

## 4.4 Agricultural Industry Services Act 1998 No 45

### [1] Section 15 Strategic plans and reports

Omit “annual report under the *Annual Reports (Statutory Bodies) Act 1984*” and “the report” from section 15 (5).

Insert instead “annual reporting information under the *Government Sector Finance Act 2018*” and “the information”, respectively.

### [2] (Repealed)

### [3] Section 47 Annual reports by Secretary

Omit “report prepared for the Department under the *Annual Reports (Departments) Act 1985*” from section 47 (3).

Insert instead “annual reporting information prepared for the Department under the *Government Sector Finance Act 2018*”.

## 4.5 Agricultural Livestock (Disease Control Funding) Act 1998 No 139

### [1], [2] (Repealed)

### [3] Section 30 (3)

Omit the subsection. Insert instead—

- (3) A report under this section need not be separately prepared but may form part of the annual reporting information prepared for the Department under the *Government Sector Finance Act 2018*.

## 4.6-4.9

(Repealed)

## 4.10 Biodiversity Conservation Act 2016 No 63

### Section 10.12

Omit the section. Insert instead—

#### 10.12 Annual reporting information for Trust

The regulations may prescribe additional matters relating to the exercise of its functions that the Trust is required to include in the annual reporting information prepared for the Trust under the *Government Sector Finance Act 2018*.

## 4.11 Biodiversity Conservation Regulation 2017

### [1] Clause 10.2

Omit the clause. Insert instead—

#### **10.2 Additional matters to be included in annual reporting information for Trust (section 10.12)**

- (1) The annual reporting information prepared for the Trust under the *Government Sector Finance Act 2018* is to include the following additional matters—
  - (a) the progress in the annual reporting period on the achievement of the goals of the Trust set out in its approved business plan,
  - (b) the actions undertaken by the Trust during the annual reporting period to implement the plans in its approved business plan.
- (2) While the Trust continues to be the Fund Manager of the Biodiversity Stewardship Payments Fund, the annual reporting information for the Trust extends to its activities as the Fund Manager.

### [2] Clause 10.3

Omit the clause. Insert instead—

#### **10.3 Combination of Trust annual reporting information with annual reporting information as Fund Manager of the Biodiversity Stewardship Payments Fund (section 6.37)**

- (1) The annual reporting information prepared for the Trust under the *Government Sector Finance Act 2018* may be combined with the annual report of the Trust under section 6.37 of the Act while it continues to be the Fund Manager of the Biodiversity Stewardship Payments Fund.
- (2) The combined report is to contain separate financial statements for the Biodiversity Stewardship Payments Fund and for other money or funds of or under the control or management of the Trust.

## 4.12 Casino Control Act 1992 No 15

### Section 154

Omit the section. Insert instead—

## **154 Matters to be included in Authority's annual reporting information**

The Authority is to include the following information in the annual reporting information prepared for it under the *Government Sector Finance Act 2018*—

- (a) details of any casino licence granted during the annual reporting period to which the information relates (including details of the conditions subject to which the licence was granted),
- (b) the number of licences granted under Part 4 (Licensing of casino employees) during that reporting period,
- (c) details of any changes to the conditions of a licence under this Act made by the Authority during that reporting period,
- (d) details of any disciplinary action taken by the Authority against a casino operator during that reporting period,
- (e) a summary of any disciplinary action taken by the Authority during that reporting period against persons licensed under Part 4,
- (f) details of any directions given by the Minister under section 5 (Directions by the Minister to protect integrity of casino gaming),
- (g) a summary of the outcome of any investigation or inquiry carried out by the Authority under this Act during that reporting period.

### **4.13, 4.14**

(Repealed)

### **4.15 Charles Sturt University Act 1989 No 76**

#### **[1] Section 19 Functions of Council**

Omit the note at the end of the section. Insert instead—

**Note—**

Division 7.3 of the *Government Sector Finance Act 2018* regulates the provision of annual reporting information to Parliament by the Council and requires the Council to report on the University's operations.

#### **[2], [3] (Repealed)**

### **4.16 Children's Guardian Act 2019**

#### **Section 141 Provisions relating to reports to Parliament**

Omit section 141(6). Insert instead—

- (6) The *Government Sector Finance Act 2018* is, in its application to annual reporting information prepared for the Children’s Guardian, modified to the extent necessary for the purposes of this Part.

#### **4.17 Children (Education and Care Services National Law Application) Act 2010 No 104**

##### **[1] Section 5 Exclusion of legislation of this jurisdiction**

Omit section 5 (2) (a). Insert instead—

- (a) the *Government Sector Finance Act 2018*,

##### **[2] (Repealed)**

#### **4.18**

(Repealed)

#### **4.19 Crimes (Administration of Sentences) Act 1999 No 93**

##### **[1] (Repealed)**

##### **[2] Section 242 Monitoring**

Omit section 242 (6). Insert instead—

- (6) The report is to form part of the next annual reporting information prepared for the Department of Justice under the *Government Sector Finance Act 2018*.

#### **4.20, 4.21**

(Repealed)

#### **4.22 Crown Land Management Act 2016 No 58**

##### **Section 3.30 Annual reports**

Omit section 3.30 (5). Insert instead—

- (5) Division 7.3 of the *Government Sector Finance Act 2018* does not apply to annual reports prepared by non-council managers concerning the exercise of their functions as Crown land managers.



## **4.23 Data Sharing (Government Sector) Act 2015 No 60**

### **Section 17 Reports by Secretary of Department about compliance**

Omit section 17 (2). Insert instead—

- (2) The Secretary of the Department can include in the annual reporting information prepared for the Department under the *Government Sector Finance Act 2018* a report of any incidences of failure by government sector agencies to comply with the requirements of this Act or the regulations. A report of any such incident is to include any response provided to the Secretary by the agency concerned about the matter.

## **4.24**

(Repealed)

## **4.25 Disability Inclusion Act 2014 No 41**

### **Section 13 Report on implementation of plans**

Omit paragraph (a) of the definition of **annual report** in section 13 (4). Insert instead—

- (a) of a government department—its annual reporting information under the *Government Sector Finance Act 2018*, and

## **4.26**

(Repealed)

## **4.27 Education Standards Authority Act 2013 No 89**

### **Section 10 Charter and annual Statement of Expectations**

Omit “the *Annual Reports (Statutory Bodies) Act 1984*” from section 10 (3).

Insert instead “Division 7.3 of the *Government Sector Finance Act 2018*”.

## **4.28, 4.29**

(Repealed)

## **4.30 Electricity Retained Interest Corporations Act 2015 No 6**

**[1]-[5] (Repealed)**

## **4.31**

(Repealed)

## **4.32 Energy and Utilities Administration Act 1987 No 103**

### **Section 48**

Omit the section. Insert instead—

#### **48 Annual reporting information**

The annual reporting information prepared for the Department under the *Government Sector Finance Act 2018* may include any annual reporting information required under that Act for the Corporation.

## **4.33 Environmental Trust Act 1998 No 82**

### **Section 15 Provisions relating to grants**

Omit section 15 (5). Insert instead—

- (5) The Trust is to include details of any decision to waive the application of this section in the next annual reporting information prepared for it under the *Government Sector Finance Act 2018*.

## **4.34 Fair Trading Act 1987 No 68**

### **Section 11**

Omit the section. Insert instead—

#### **11 Annual reporting information**

The annual reporting information prepared for the Department under the *Government Sector Finance Act 2018* for its annual reporting period is to include a report on the operations of the Secretary during that period.

## **4.35**

(Repealed)

## **4.36 Gaming and Liquor Administration Act 2007 No 91**

### **Section 39**

Omit the section. Insert instead—

### **39 Annual reporting information**

The annual reporting information prepared for the Department under the [Government Sector Finance Act 2018](#) may include any annual reporting information required under that Act for the Authority.

#### **4.37**

(Repealed)

#### **4.38**

(Repealed)

### **4.39 Government Information (Information Commissioner) Act 2009 No 53**

#### **[1] Section 36 Annual report**

Omit section 36 (2A) and (3). Insert instead—

(2A) The report is to be included as part of the annual reporting information prepared for the Information and Privacy Commission under the [Government Sector Finance Act 2018](#).

(3) Division 7.3 of the [Government Sector Finance Act 2018](#) is, in its application to the annual reporting information prepared for the Information and Privacy Commission, modified as follows—

- (a) the annual reporting information is to be given to the Presiding Officer of each House of Parliament and not to the responsible Minister for the Information and Privacy Commission,
- (b) provisions of that Act relating to the giving of annual reporting information to the responsible Minister for a GSF agency and to the public availability of annual reporting information do not apply to the Commissioner or the Information and Privacy Commission.

#### **[2] Section 36 (4)**

Omit “annual report of”. Insert instead “annual reporting information for”.

### **4.40 Government Information (Public Access) Act 2009 No 52**

#### **[1] Section 125 Reports to Parliament**

Omit section 125 (4) and (5). Insert instead—

- (4) An annual report under this section must be tabled in each House of Parliament by the relevant Minister as soon as practicable after it is prepared unless it is included in annual reporting information prepared for the purposes of the *Government Sector Finance Act 2018*.
- (5) The annual report referred to in subsection (3) may be included in the annual reporting information prepared for the Department of Justice under the *Government Sector Finance Act 2018*.

**[2] Section 125 (7) (a)**

Omit the paragraph. Insert instead—

- (a) the annual reporting period for the agency for the purposes of the *Government Sector Finance Act 2018*, or

#### **4.41 Government Information (Public Access) Regulation 2009**

**[1] Clause 5 Additional open access information of certain agencies**

Omit clause 5 (3). Insert instead—

- (3) The reference in subclause (2) to a Government Department includes a reference to—
  - (a) a Public Service agency within the meaning of the *Government Sector Employment Act 2013* (except a Staff Agency listed in Schedule 1 to that Act), and
  - (b) the Independent Commission Against Corruption, and
  - (c) the NSW Police Force, and
  - (d) the Judicial Commission of New South Wales.

**[2] Clause 5 (4) Relevant entities**

Omit “statutory body within the meaning of the *Annual Reports (Statutory Bodies) Act 1984*”.

Insert instead “relevant entity”.

**[3] Clause 5 (5)**

Insert after clause 5 (4)—

- (5) **Definition** In this clause—

**relevant entity** means each of the following—

- (a) a statutory body representing the Crown (including a NSW Government agency to which section 13A of the *Interpretation Act 1987* applies),
- (b) a Council within the meaning of Part 5A of the *Health Practitioner Regulation National Law (NSW)*,
- (c) an entity with money held in an account within the Special Deposits Account (within the meaning of the *Government Sector Finance Act 2018*) except any Government Department covered by subclause (3).

#### **4.42**

(Repealed)

#### **4.43 Government Telecommunications Act 1991 No 77**

[1], [2] (Repealed)

#### **4.44 Greater Cities Commission Act 2022**

##### **Section 21**

Omit the section. Insert instead—

##### **21 Annual reporting information to include certain matters**

The annual reporting information prepared for the Commission under the *Government Sector Finance Act 2018* must include a report about the following—

- (a) the outcomes achieved by the Commission during the annual reporting period concerned,
- (b) the implementation of strategic plans made under the Planning Act, Division 3.1 for the Six Cities Region, including information about related monitoring or evaluation undertaken by the Commission, during the annual reporting period concerned.

#### **4.45 Greyhound Racing Act 2017 No 13**

##### **Section 15**

Omit the section. Insert instead—

##### **15 Annual reporting information for Commission to include additional**

### **particulars**

The annual reporting information prepared for the Commission under the *Government Sector Finance Act 2018* must include—

- (a) a progress report on the implementation of the strategic plan of the Commission over the annual reporting period to which the information relates, and
- (b) such other particulars as may be prescribed by the regulations.

## **4.46**

(Repealed)

## **4.47 Health Practitioner Regulation (Adoption of National Law) Act 2009 No 86**

**[1], [2] (Repealed)**

**[3] Schedule 1 Modification of Health Practitioner Regulation National Law**

Omit section 41H from Schedule 1 [8]. Insert instead—

### **41H Annual reporting information [NSW]**

- (1) The annual reporting information prepared for a Council under the *Government Sector Finance Act 2018* must include particulars of the following for the annual reporting period to which it relates—
  - (a) all complaints received by the Council during the period or received by the Council before that period but which, in the Council's opinion had not, at the start of the period, been finally disposed of;
  - (b) the action taken during the period in relation to complaints received by the Council and the results of that action up to the end of that period;
  - (c) all matters referred to a Performance Review Panel for performance review during the period, or referred to a Panel before the period but which, in the Council's opinion had not, at the start of the period, been finally disposed of;
  - (d) the results of all performance reviews conducted by Performance Review Panels that were finally disposed of during the period.
- (2) Two or more Councils may decide to prepare joint annual reporting information under the *Government Sector Finance Act 2018*.
- (3) This section does not require the identity of a complainant, a person who notifies a professional performance matter to a Council, a person about whom a

complaint is made or who is the subject of a performance review or any other person to be disclosed in annual reporting information.

#### 4.48

(Repealed)

#### 4.49 Health Services Act 1997 No 154

##### [1] Section 28 Functions of local health district boards

Omit “annual report” from section 28 (1) (j).

Insert instead “annual reporting information for the purposes of the *Government Sector Finance Act 2018*”.

##### [2] Section 133D

Insert after section 133C—

#### **133D Consolidation of annual reporting information for NSW Health entities**

- (1) The annual reporting information for any or all NSW Health entities may be included in the annual reporting information prepared for the Ministry of Health under the *Government Sector Finance Act 2018*.

**Note—**

Section 7.10 of the *Government Sector Finance Act 2018* provides that if other legislation requires or permits annual reporting information for 2 or more reporting GSF agencies to be combined in the annual reporting information for one of them (the **lead agency**), it is sufficient compliance with Division 7.3 (Annual reporting information for reporting GSF agencies) of that Act if—

- (a) only the combined information is prepared for each of the agencies, and
- (b) the combined information is given only to the responsible Minister for the lead agency even if the responsible Minister for any of the other agencies is different.

- (2) In this section—

**annual reporting information** means annual reporting information for the purposes of the *Government Sector Finance Act 2018*.

**NSW Health entity** has the same meaning as in the *Government Sector Finance Act 2018*.

##### [3] (Repealed)

#### 4.50-4.52

(Repealed)

## 4.53 Housing Act 2001 No 52

### [1] Section 17

Omit the section. Insert instead—

#### 17 Annual reporting information

The annual reporting information prepared for the Department under the *Government Sector Finance Act 2018* may include any annual reporting information required under that Act for the Corporation.

### [2] (Repealed)

## 4.54-4.56

(Repealed)

## 4.57 International Transfer of Prisoners (New South Wales) Act 1997 No 144

### Section 9 Annual report

Omit section 9 (2). Insert instead—

- (2) It is sufficient compliance with this section if the annual report is included in the annual reporting information for any Department for which the Minister is responsible prepared under the *Government Sector Finance Act 2018* and the regulations under that Act.

## 4.58

(Repealed)

## 4.59 Law Enforcement Conduct Commission Act 2016 No 61

### Section 139 Annual reports of Commission

Omit section 139 (4) and (5). Insert instead—

- (4) **Modification of Division 7.3 of Government Sector Finance Act 2018** Division 7.3 of the *Government Sector Finance Act 2018* is, in its application to the annual reporting information prepared for the Commission, modified as follows—
  - (a) the annual reporting information is to be given to the Presiding Officer of each House of Parliament and not to the responsible Minister for the Commission,



- (b) provisions of that Act relating to the giving of annual reporting information to the responsible Minister for a GSF agency and to the public availability of annual reporting information do not apply to the Commission or the Chief Executive Officer of the Commission.
- (5) The financial report for the annual reporting period to which the annual reporting information relates is to set out the separate cost of the operations of the Commission under each of Parts 6, 7 and 8.

## **4.60 Legal Profession Uniform Law Application Act 2014 No 16**

### **[1] (Repealed)**

### **[2] Section 44 Crown Solicitor**

Omit section 44 (4). Insert instead—

- (4) If, under subsection (1) (g), the Crown Solicitor is given approval to act as solicitor for a Minister of the Crown (otherwise than in his or her official capacity as such a Minister), the following must be included in the annual reporting information prepared under the *Government Sector Finance Act 2018* of the Crown Solicitor's activities—
  - (a) the name of the Minister,
  - (b) the matter in which the Crown Solicitor acted (but without disclosure of any confidential client information),
  - (c) the costs incurred by the Crown Solicitor in acting for the Minister and the amount charged to the Minister for so acting.

### **[3]-[5] (Repealed)**

## **4.61 Liquor Act 2007 No 90**

### **Section 156**

Omit the section. Insert instead—

### **156 Report by Authority on liquor licensing matters**

- (1) The Authority is to include the following information in the annual reporting information prepared for it under the *Government Sector Finance Act 2018*—
  - (a) the number of licences in force in each Statistical Local Area determined by the Australian Bureau of Statistics (along with the total State-wide number of licences) during the annual reporting period to which the information relates,

- (b) the number of new licences granted by the Authority during that reporting period,
  - (c) the number of licences suspended or cancelled by the Authority during that reporting period,
  - (d) the number of authorisations to which section 51 applies granted by the Authority during that reporting period,
  - (e) the number of licences in respect of which disciplinary action was taken by the Authority during that reporting period and the nature of the disciplinary action taken.
- (2) The information provided in relation to licences and authorisations in the annual reporting information is, where relevant, to be categorised according to the different types of licences and authorisations that may be granted and held under this Act.

## 4.62 Liquor Regulation 2008

### Clause 21 On-premises licence—authorisation to sell liquor for consumption away from licensed premises

Omit the definition of **public authority** from clause 21 (6). Insert instead—

**public authority** means each of the following—

- (a) a statutory body representing the Crown (including a NSW Government agency to which section 13A of the *Interpretation Act 1987* applies),
- (b) a Council within the meaning of Part 5A of the *Health Practitioner Regulation National Law (NSW)*.

## 4.63 Local Land Services Act 2013 No 51

### [1] (Repealed)

### [2] Section 23

Omit the section. Insert instead—

### 23 Annual reporting information to include certain matters

- (1) The annual reporting information prepared for Local Land Services under the *Government Sector Finance Act 2018* is to include a report as to the following during the annual reporting period to which the information relates—

- (a) the performance and outcomes set out in any State strategic plan achieved by Local Land Services,
- (b) progress in achieving compliance with State priorities for local land services,
- (c) community engagement in respect of the provision of local land services,
- (d) the resources expended and revenue received by Local Land Services, and the management of programs, in each region,
- (e) any other matter directed by the Minister.

**Note—**

Division 7.3 of the *Government Sector Finance Act 2018* requires the accountable authority for a reporting GSF agency to ensure that the annual reporting information for the agency is prepared within the period specified by the Treasurer’s directions after the end of the annual reporting period for the agency.

- (2) The annual reporting information may be included in the annual reporting information prepared for the Department or another government agency.

**[3] (Repealed)**

**[4] Section 60ZN Local Land Services to report on rates of allowable clearing**

Omit section 60ZN (2). Insert instead—

- (2) Local Land Services may include that report in the annual reporting information prepared for it under the *Government Sector Finance Act 2018*.

## **4.64 Local Land Services Regulation 2014**

### **Clause 30 Purposes for which information in annual return may be used and disclosed**

Omit “an annual report under the Act or the *Annual Reports (Statutory Bodies) Act 1984*” from clause 30 (1) (d).

Insert instead “an annual report under the Act or annual reporting information under the *Government Sector Finance Act 2018*”.

## **4.65 Macquarie University Act 1989 No 126**

### **[1] Section 16 Functions of Council**

Omit the note at the end of the section. Insert instead—

**Note—**

Division 7.3 of the *Government Sector Finance Act 2018* regulates the provision of annual reporting

information to Parliament by the Council and requires the Council to report on the University's operations.

**[2], [3] (Repealed)**

**4.66**

(Repealed)

**4.67 Mental Health Act 2007 No 8**

**[1] Section 108 Annual report**

Omit section 108 (3). Insert instead—

- (3) Any report required to be made under this section may be included in the annual reporting information prepared for the Ministry of Health under the [Government Sector Finance Act 2018](#).

**[2] Section 147 Annual report**

Omit section 147 (5). Insert instead—

- (5) Any report required to be made under this section may be included in the annual reporting information prepared for the Ministry of Health under the [Government Sector Finance Act 2018](#).

**4.68-4.71**

(Repealed)

**4.72 National Parks and Wildlife Act 1974 No 80**

**[1] Section 101 Annual reports of Trust**

Omit the section. Insert instead—

**101 Annual reporting information for Trust**

The regulations may prescribe additional matters relating to the exercise of the Trust's functions that the Trust is required to include in the annual reporting information prepared for the Trust under the [Government Sector Finance Act 2018](#).

**Section 144B**

Omit the section. Insert instead—

### **144B Annual reporting information for Service**

The Service is to include a statement of its operations and expenditure in connection with lands reserved or dedicated under Part 4A in the annual reporting information prepared for it under the *Government Sector Finance Act 2018*.

### **4.73**

(Repealed)

### **4.74 Natural Resources Commission Act 2003 No 102**

#### **Section 15 Reports**

Omit section 15 (4). Insert instead—

- (4) A report of the Commission may be included in the annual reporting information prepared for the Commission under the *Government Sector Finance Act 2018*.

### **4.75, 4.76**

(Repealed)

### **4.77 Ombudsman Act 1974 No 68**

#### **[1]-[3] (Repealed)**

#### **[4] Section 30 Annual reporting information**

Omit section 30 (2) and (3). Insert instead—

- (2) Division 7.3 of the *Government Sector Finance Act 2018* is, in its application to the annual reporting information prepared for the Ombudsman's Office, modified as follows—
- (a) the annual reporting information is to be given to the Presiding Officer of each House of Parliament and not to the responsible Minister for the Ombudsman's Office,
  - (b) provisions of that Act relating to the giving of annual reporting information to the responsible Minister for a GSF agency and to the public availability of annual reporting information do not apply to the Ombudsman or the Ombudsman's Office.
- (3) Section 31AA applies to the annual reporting information for the Ombudsman's Office as if it were a report made or furnished under this Part.

**[5] Section 42 Referral of complaints between relevant agencies**

Omit section 42 (8) (b) and (c). Insert instead—

(b) Division 7.3 of the *Government Sector Finance Act 2018*,

**4.78-4.81**

(Repealed)

**4.82 Police Act 1990 No 47**

**[1] Section 211A Testing of police officers for alcohol and prohibited drugs**

Omit section 211A (6). Insert instead—

(6) The annual reporting information prepared for the NSW Police Force under the *Government Sector Finance Act 2018* must include details of—

- (a) the number of breath tests, or drug tests involving the collection of samples, conducted during the annual reporting period to which the information relates, and
- (b) the number of those tests in which a police officer tested positive for alcohol in the officer's breath or blood, and
- (c) the number of those tests that indicated that a police officer had a prohibited drug in the officer's body.

**[2] Section 211AA Testing of officers for steroids**

Omit section 211AA (3). Insert instead—

(3) The annual reporting information prepared for the NSW Police Force under the *Government Sector Finance Act 2018* must include details of—

- (a) the number of tests for steroids conducted during the annual reporting period to which the information relates, and
- (b) the number of those tests that indicated that a police officer had tested positive for the presence of steroids.

**4.83-4.87**

(Repealed)

## 4.88 Public Health Act 2010 No 127

### Section 131A

Omit the section. Insert instead—

#### 131A Annual reporting information

Without limiting the requirements of Division 7.3 of the *Government Sector Finance Act 2018*, the Secretary must include the number of public health orders made under section 62 (including specifying the conditions to which those orders related and the number of orders made in relation to each of those conditions) during the annual reporting period for the Ministry of Health under that Act in the annual reporting information prepared for the Ministry of Health.

## 4.89 Public Interest Disclosures Act 1994 No 92

### [1], [2] (Repealed)

### [3] Section 31

Omit the section. Insert instead—

#### 31 Reports to Parliament by public authorities

- (1) Each public authority must, within 4 months after the end of each reporting year, prepare an annual report on the public authority's obligations under this Act for submission to the Minister responsible for the public authority. A copy of the report is to be provided to the Ombudsman.
- (2) An annual report under this section must be tabled in each House of Parliament by the relevant Minister as soon as practicable after it is prepared unless it is included in annual reporting information prepared for a reporting GSF agency under the *Government Sector Finance Act 2018* or for a local authority under the *Local Government Act 1993*.
- (3) The regulations may make provision for or with respect to—
  - (a) the information to be included in annual reports, and
  - (b) the form in which annual reports are to be prepared.
- (4) The regulations may exempt any specified public authority (or any specified class of public authorities) from the requirements of this section.
- (5) In this section, a reference to the reporting year of a public authority is a reference to—

- (a) the annual reporting period for the public authority under the *Government Sector Finance Act 2018*, or
- (b) if the public authority does not have an annual reporting period for the purposes of that Act, the year ending 30 June.

## **4.90 Rice Marketing Act 1983 No 176**

### **Section 131A Annual reports by Secretary**

Omit section 131A (3). Insert instead—

- (3) A report under this section need not be separately prepared but may form part of the annual reporting information prepared for the Department under the *Government Sector Finance Act 2018*.

## **4.91 Rural Fires Act 1997 No 65**

### **[1] Section 62A Performance audit of implementation of bush fire risk management plans**

Omit section 62A (4). Insert instead—

- (4) The annual reporting information prepared for the Service under the *Government Sector Finance Act 2018* must include details of the number, and results, of audits carried out under this section in the annual reporting period to which the information relates.

### **[2] Section 74 Bush fire hazard reduction reports**

Omit section 74 (3). Insert instead—

- (3) The annual reporting information prepared for the Service under the *Government Sector Finance Act 2018* must include details of information contained in a report under subsection (1) for the annual reporting period to which the information relates.

## **4.92 Southern Cross University Act 1993 No 69**

### **[1] Section 16 Functions of Council**

Omit the note at the end of the section. Insert instead—

#### **Note—**

Division 7.3 of the *Government Sector Finance Act 2018* regulates the provision of annual reporting information to Parliament by the Council and requires the Council to report on the University's operations.



[2], [3] (Repealed)

## 4.93 State Emergency Service Act 1989 No 164

### Section 24ZC

Omit the section. Insert instead—

#### 24ZC Reporting requirement

The following are to be included in the annual reporting information prepared for the State Emergency Service under the *Government Sector Finance Act 2018* for each annual reporting period for the Service—

- (a) the names of each member of the Consultative Council holding office during the annual reporting period,
- (b) the period of the annual reporting period during which the member held office,
- (c) a record of the attendance of those members at any meeting of the Consultative Council held during the annual reporting period.

## 4.94 State Insurance and Care Governance Act 2015 No 19

### Section 10 Functions of ICNSW

Omit the note to section 10 (1) (e). Insert instead—

#### Note—

These other functions include preparing annual reporting information under the *Government Sector Finance Act 2018*.

## 4.95 State Owned Corporations Act 1989 No 134

[1] (Repealed)

[2] Section 24A

Omit the section. Insert instead—

#### 24A Annual reporting information: statutory SOCs

The annual reporting information prepared for a statutory SOC under the *Government Sector Finance Act 2018* is to include a section that—

- (a) identifies any actual departures from the performance targets (including financial targets) set out in the statement of corporate intent for the SOC for the period to which the report relates, and

(b) sets out the reasons for each of the departures from the performance targets.

**Note—**

Both company SOCs and statutory SOCs are GSF agencies under the *Government Sector Finance Act 2018* and therefore subject to its provisions (including in relation to the preparation of annual reporting information).

**[3]-[5] (Repealed)**

## **4.96 State Records Act 1998 No 17**

### **Section 20 Reports by Authority about compliance**

Omit section 20 (2). Insert instead—

- (2) The Authority can include in annual reporting information prepared for it under the *Government Sector Finance Act 2018* a report of any incidences of failure by public offices to comply with the requirements of this Act or the regulations.

## **4.97 Superannuation Administration Act 1996 No 39**

**[1] (Repealed)**

**[2] Section 79 Corporate plan**

Omit section 79 (3). Insert instead—

- (3) Annual reporting information prepared for STC under the *Government Sector Finance Act 2018* must include an assessment of STC's performance, according to the targets and criteria for assessment set out in the corporate plan applicable to the annual reporting period concerned.

**[3] Section 79, note**

Omit the note at the end of the section. Insert instead—

**Note—**

STC must prepare annual reporting information for presentation to Parliament under the *Government Sector Finance Act 2018*.

**[4] (Repealed)**

## **4.98**

(Repealed)

## **4.99 Surveying and Spatial Information Act 2002 No 83**

### **Section 33**

Omit the section. Insert instead—

#### **33 Annual reporting information**

The annual reporting information prepared for the Department under the [Government Sector Finance Act 2018](#) is to include a report on the Surveyor-General's work and activities under this Act for the annual reporting period to which the information relates.

## **4.100-4.104**

(Repealed)

## **4.105 Transport Administration Act 1988 No 109**

### **[1] Section 3L**

Omit the section. Insert instead—

#### **3L Annual reporting information**

Annual reporting information prepared for the Department of Transport under the [Government Sector Finance Act 2018](#) may include any annual reporting information under that Act for TfNSW.

### **[2] (Repealed)**

## **4.106**

(Repealed)

## **4.107 University of New England Act 1993 No 68**

### **[1] Section 16 Functions of Council**

Omit the note at the end of the section. Insert instead—

#### **Note—**

Division 7.3 of the [Government Sector Finance Act 2018](#) regulates the provision of annual reporting information to Parliament by the Council and requires the Council to report on the University's operations.

**[2], [3] (Repealed)**

## **4.108 University of New South Wales Act 1989 No 125**

**[1] Section 15 Functions of Council**

Omit the note at the end of the section. Insert instead—

**Note—**

Division 7.3 of the *Government Sector Finance Act 2018* regulates the provision of annual reporting information to Parliament by the Council and requires the Council to report on the University's operations.

**[2], [3] (Repealed)**

## **4.109 University of Newcastle Act 1989 No 68**

**[1] Section 16 Functions of Council**

Omit the note at the end of the section. Insert instead—

**Note—**

Division 7.3 of the *Government Sector Finance Act 2018* regulates the provision of annual reporting information to Parliament by the Council and requires the Council to report on the University's operations.

**[2], [3] (Repealed)**

## **4.110 University of Sydney Act 1989 No 124**

**[1] Section 16 Functions of Senate**

Omit the note at the end of the section. Insert instead—

**Note—**

Division 7.3 of the *Government Sector Finance Act 2018* regulates the provision of annual reporting information to Parliament by the Senate and requires the Senate to report on the University's operations.

**[2], [3] (Repealed)**

## **4.111 University of Technology Sydney Act 1989 No 69**

**[1] Section 16 Functions of Council**

Omit the note at the end of the section. Insert instead—

**Note—**

Division 7.3 of the *Government Sector Finance Act 2018* regulates the provision of annual reporting information to Parliament by the Council and requires the Council to report on the University's operations.

**[2], [3] (Repealed)**

## **4.112 University of Wollongong Act 1989 No 127**

**[1] Section 16 Functions of Council**

Omit the note at the end of the section. Insert instead—

**Note—**

Division 7.3 of the *Government Sector Finance Act 2018* regulates the provision of annual reporting information to Parliament by the Council and requires the Council to report on the University's operations.

**[2], [3] (Repealed)**

## **4.113-4.116**

(Repealed)

## **4.117 Water Management Act 2000 No 92**

**[1] Section 10 Review of work and activities of Department**

Omit section 10 (2). Insert instead—

(2) The results of each review under this section are to be included in the relevant annual reporting information prepared for the Department under the *Government Sector Finance Act 2018*.

**[2] Section 51 Implementation programs**

Omit section 51 (6). Insert instead—

(6) The results of each review under this section are to be included in the relevant annual reporting information prepared for the Department under the *Government Sector Finance Act 2018*.

**[3] Section 399**

Omit the section. Insert instead—

### **399 Annual reporting information for Department**

The annual reporting information prepared for the Department under the *Government Sector Finance Act 2018* is to include a report on the Minister's work and activities under this Act for the annual reporting period to which that information relates, and may also include the annual reporting information prepared

for the Ministerial Corporation.

**4.118, 4.119**

(Repealed)

**4.120**

(Repealed)

**4.121 Western Sydney University Act 1997 No 116**

**[1] Section 22 Functions of Board**

Omit the note at the end of the section. Insert instead—

**Note—**

Division 7.3 of the *Government Sector Finance Act 2018* regulates the provision of annual reporting information to Parliament by the Board and requires the Board to report on the University's operations.

**[2], [3] (Repealed)**

**4.122 Workers Compensation Act 1987 No 70**

**[1]-[6] (Repealed)**

**4.123 Workplace Injury Management and Workers Compensation Act 1998 No 86**

**[1], [2] (Repealed)**