



AUSTRALIAN CAPITAL TERRITORY

Canberra Institute of Technology (Amendment) Act 1997

No. 11 of 1997

An Act to amend the *Canberra Institute of Technology Act 1987*

[Notified in ACT Gazette S131: 16 May 1997]

The Legislative Assembly for the Australian Capital Territory enacts as follows:

Short title

1. This Act may be cited as the *Canberra Institute of Technology (Amendment) Act 1997*.

Commencement

2. (1) Sections 1, 2 and 3 commence on the day on which this Act is notified in the *Gazette*.

(2) The remaining provisions commence on a day, or respective days, fixed by the Minister by notice in the *Gazette*.

(3) If a provision referred to in subsection (2) has not commenced before the end of the period of 6 months commencing on the day on which this Act is notified in the *Gazette*, that provision, by force of this subsection, commences on the first day after the end of that period.

Principal Act

3. In this Act, “Principal Act” means the *Canberra Institute of Technology Act 1987*.¹

Director

4. Section 14 of the Principal Act is amended by adding at the end the following subsection:

“(5) A determination under subsection (4) shall not include a term or condition that could not be applicable to an Executive employed under section 72 of the *Public Sector Management Act 1994*.”.

Substitution

5. Sections 19, 20, 21 and 22 of the Principal Act are repealed and the following section substituted:

Acting Director

“22. (1) Subject to this section, the Minister may, in writing, appoint a person to act as Director—

- (a) during a vacancy in the office of Director, whether or not an appointment has previously been made to the office; or
- (b) during any period, or during all periods, when the Director is for any reason unable to perform the functions of the office;

on such terms and conditions as are determined by the Minister in writing.

“(2) A person appointed to act as the Director during a vacancy in the office of Director shall not so act continuously for more than 12 months.

“(3) A determination under subsection (1) shall not include a term or condition that could not be applicable to an Executive employed under section 72 of the *Public Sector Management Act 1994*.

“(4) Anything done by or in relation to a person purporting to act pursuant to an appointment under subsection (1) is not invalid on the ground that—

- (a) the appointment was ineffective or had ceased to have effect; or
- (b) the occasion to act had not arisen or had ceased.”.

NOTE

Principal Act

1. Reprinted as at 1 January 1996. See also Acts Nos. 26 and 73, 1996.

[Presentation speech made in Assembly on 10 April 1997]