



Australian Capital Territory

Administration Act 1989

A1989-41

Republication No 2 (RI)

Effective: 1 July 1994 – 11 September 2001

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Last amendment made by A1994-38

Authorised by the ACT Parliamentary Counsel

About this republication

The republished law

This is a republication of the *Administration Act 1989* effective from 1 July 1994 to 11 September 2001.

Kinds of republications

The Parliamentary Counsel's Office prepares 2 kinds of republications of ACT laws (see the ACT legislation register at www.legislation.act.gov.au):

- authorised republications to which the *Legislation Act 2001* applies
- unauthorised republications.

The status of this republication appears on the bottom of each page.



Australian Capital Territory

ADMINISTRATION ACT 1989

This consolidation has been prepared by the ACT Parliamentary Counsel's Office

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An Act to provide for the exercise and delegation of certain powers consequentially upon the establishment of the Territory as a body politic under the Crown

1. Short title

This Act may be cited as the *Administration Act 1989*.¹

2.¹ Commencement

(1) Section 1 and this section commence on the day on which this Act is notified in the *Gazette*.

(2) The remaining provisions commence on the date of commencement of section 22 of the *Australian Capital Territory (Self-Government) Act 1988* of the Commonwealth.

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3A. Exercise of powers of Executive

(1) Where an Act confers a power or imposes a duty on the Executive, the power may be exercised or the duty performed by any 2 Ministers, being members of the Executive, acting in concert.

(2) The exercise of a power or the performance of a duty by 2 Ministers in accordance with subsection (1) shall, for all purposes, be taken to be the exercise of that power or the performance of that duty by the Executive.

(3) Without limiting the generality of subsection (1), where, by an Act, the Executive is empowered or required to execute or make any instrument (however described), it is sufficient if the instrument is signed by any 2 Ministers who are members of the Executive.

4. Administration of matters not allocated

While, at any time, a matter relating to the powers of the Executive is not allocated pursuant to subsection 43 (1) of the *Australian Capital Territory (Self-Government) Act 1988* of the Commonwealth, the Chief Minister shall administer that matter.

5. Delegations

(1) A Minister may, by instrument, delegate to any person all or any of his or her powers under an Act or subordinate law.

(3) Subsection (1) has effect subject to any contrary intention—

- (a) in the case of a power under an Act—in the Act; or
- (b) in the case of a power under a subordinate law—in the subordinate law, or in the Act under which the subordinate law is made.

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NOTES

1. The *Administration Act 1989* as shown in this reprint comprises Act No. 41, 1989 amended as indicated in the Tables below.

Citation of Laws—The *Self-Government (Citation of Laws) Act 1989* (No. 21, 1989) altered the citation of most Ordinances so that after Self-Government day they are to be cited as Acts. That Act also affects references in ACT laws to Commonwealth Acts.

Table 1

Table of Ordinances

Ordinance	Number and year	Date of notification in <i>Gazette</i>	Date of commencement	Application, saving or transitional provisions
<i>Administration Ordinance 1989</i>	41, 1989	10 May 1989	Ss. 1 and 2: 10 May 1989 Remainder: 11 May 1989 (see s. 2 (2) and <i>Gazette</i> 1989, No. S164)	

Self-Government day 11 May 1989

Table 2

Table of Acts

Act	Number and year	Date of notification in <i>Gazette</i>	Date of commencement	Application, saving or transitional provisions
<i>Administration (Amendment) Act 1989</i>	5, 1989	20 July 1989	20 July 1989	—
<i>Administration (Amendment) Act 1991</i>	17, 1991	10 May 1991	10 May 1991	—
<i>Public Sector Management (Consequential and Transitional Provisions) Act 1994</i>	38, 1994	30 June 1994	Ss. 1 and 2: 30 June 1994 Remainder: 1 July 1994 (see <i>Gazette</i> 1994, No. S142, p. 2)	Ss. 3, 5-12, 15 and 19

Table of Amendments

ad. = added or inserted am. = amended rep. = repealed rs. = repealed and substituted

Provision	How affected
S. 3	rep. Act No. 38, 1994

No. , 2000

ENDNOTES—continued

- S. 3Aad. Act No. 17, 1991
S. 5am. Act No. 5, 1989; No. 38, 1994
Ss. 6, 7rep. Act No. 38, 1994
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