

Australian Capital Territory

Long Service Leave (Contract Cleaning Industry) Appointment 2007 (No. 2)

Disallowable instrument DI2007—88

EXPLANATORY STATEMENT

The *Long Service Leave (Contract Cleaning Industry) Act 1999* establishes a portable long service leave scheme for workers in the contract cleaning industry. Section 9 of the Act establishes the Governing Board. Section 10(3) of the Act requires that one member of the Governing Board be appointed to represent employee organisations. Section 78 of the *Financial Management Act 1996* allows the Minister to appoint the members of the Governing Board other than the CEO.

This instrument appoints Ms Lyndal Ryan a member of the Governing Board. Ms Ryan is the member of the Governing Board who will represent the interests of employee organisations.

Section 209 of the *Legislation Act 2001* provides that the power to make an appointment to a position includes the power to appoint a person to act in the position during any period, or all periods when the appointee cannot for any reason exercise the functions of the position. This power is exercisable in the same way, and subject to the same conditions as the power to make the original appointment.

This instrument also appoints Ms Christine Wagland to act as a member of the Governing Board whenever Ms Ryan is unable to exercise her functions as a Board member.

Neither appointee is a Public Servant so this instrument makes appointments to which the *Legislation Act 2001*, Division 19.3.3 applies.

Accordingly, under the Legislation Act 2001, s.229 the instrument is a disallowable instrument.

This appointment has been approved by the Minister and the Standing Committee on Legal Affairs has been consulted in accordance with section 228 (consultation with appropriate Assembly committee) of the Legislation Act 2001.

The appointments will expire on 31 December 2009.