

Australian Capital Territory

Children and Young People (Official Visitor) Appointment 2009 (No 1)

Disallowable instrument DI2009–64

made under the

Children and Young People Act 2008 section 38, Official Visitors – appointment

EXPLANATORY STATEMENT

Part 2.3 subsection 38(1) of the *Children and Young People Act 2008* (the Act) allows the Minister to appoint the Official Visitor. The Minister has undertaken all relevant steps to comply with the Act.

This Disallowable Instrument appoints Ms Narelle Hargreaves OAM as the Official Visitor for a period of three years from the date of commencement. This term is consistent with sub-section 38(1) of the Act stating that a person may be appointed as Official Visitor for a term not longer than three years.

The appointee is not a Public Servant and this Instrument makes an appointment to which the *Legislation Act 2001*, Division 19.3.3 applies. Accordingly, under the *Legislation Act 2001*, s229 the instrument is a Disallowable Instrument.

Division 19.3.3 section 228 of the *Legislation Act 2001* requires that appointments to statutory positions made by the Minister only be made after consultation with a Standing Committee of the Legislative Assembly. The Standing Committee on Education, Training and Young People considered the appointments and on 30 April 2009 supported the appointment.

This Disallowable Instrument is necessary to provide the appointee with statutory authority to perform the duties of the Children and Young People Official Visitor under the *Children and Young People Act 2008*.