

2020

**THE LEGISLATIVE ASSEMBLY FOR THE
AUSTRALIAN CAPITAL TERRITORY**

**Government response to the Standing Committee on Justice and Community Safety
(Legislative Scrutiny Role) Scrutiny Report No 47 – Comments on Disallowable Instrument
DI2020-147 being the Animal Welfare (Advisory Committee) Establishment 2020 (No 1)**

**Presented by
Chris Steel MLA
Minister for Transport and City Services
December 2020**



Chris Steel MLA

Minister for Transport and City Services

Minister for Skills

Special Minister of State

Member for Murrumbidgee

Chair

Standing Committee on Justice and Community Safety (Legislative Scrutiny Role)

ACT Legislative Assembly

London Circuit

CANBERRA ACT 2601

Dear Chair

I write in relation to comments made by the 9th Assembly Standing Committee on Justice and Community Safety (Legislation Scrutiny Role) (the Committee) in its Scrutiny Report 47 in relation to Disallowable Instrument DI2020-147, the Animal Welfare (Advisory Committee) Establishment 2020 (No 1), made under section 109 of the *Animal Welfare Act 1992*.

I thank the Committee for its comments relating to transitional – members of the advisory committee. Responses to the Committee's comments are provided below.

I would like to assure the Committee that the transitional appointments made retrospectively under section 17 of DI 2020-147 are non-prejudicial in accordance with section 76 of the *Legislation Act 2001*.

Section 17 of the Establishment Instrument includes a transitional clause which states that appointments made under DI2019-216 and DI2019-286 are taken to be made under section 4 of this instrument. Although the instrument of establishment for AWAC has been amended from a Notifiable Instrument to a Disallowable Instrument, the terms under which the appointment of AWAC members is made under section 4 has not been amended between the previous and current version.

To fill the vacant AWAC positions, a full recruitment process in line with legislative requirements and the ACT Government's Boards and Committees Appointment Handbook was undertaken. Identified nominating organisations and groups were contacted and the vacancies were also advertised publicly on the ACT Diversity Register.

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I trust the above response provide clarification and addresses the concerns raised.

Yours sincerely

A handwritten signature in blue ink, appearing to read 'Chris Steel', with a stylized, cursive script.

Chris Steel MLA

Minister for Transport and City Services