



Victoria Government Gazette

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Administrative Arrangements Act 1983

ADMINISTRATIVE ARRANGEMENTS ORDER (NO. 200) 2008

The Governor, with the advice of the Executive Council makes the following Order:

Dated 14 October 2008

Responsible Minister

HON JOHN BRUMBY MP

Premier of Victoria

ZOE WONG

Acting Clerk of the Executive Council

1. Title

This Order is called the Administrative Arrangements Order (No. 200) 2008.

2. Authorising provisions

This Order is made under sections 3 and 5 of the **Administrative Arrangements Act 1983**.

3. Operation and effect of Order

This Order takes effect on the day it is made.

4. Definitions

In this Order –

‘**Body**’ means Minister, Department or officer;

‘**instrument**’ includes contract and agreement;

‘**Old Body**’ means a Body specified in Column 1 of an item in the Schedule;

‘**New Body**’ means a Body specified in Column 3 of an item in the Schedule;

‘**Schedule**’ means Schedule to this Order;

‘**transaction**’ includes –

- (a) agreement, bond, contract, deed or other consensual arrangement; and
- (b) action, appeal, arbitration, prosecution or other legal proceeding; and
- (c) assignment, charge, lease, mortgage, transfer or other dealing with property; and
- (d) loan, guarantee, indemnity or other dealing with money; and
- (e) approval, consent, delegation, direction, licence, order, permit, requirement or other authority; and
- (f) notice; and
- (g) any other act, entitlement or liability at law.

5. Construction of references

In respect of each item in the Schedule, a reference to an Old Body –

- (a) in a provision of an Act specified in Column 2 of the Schedule; or
- (b) in a statutory instrument or other instrument made under an Act specified in Column 2 of the Schedule; or
- (c) in respect of any other matter or thing done under a provision of an Act specified in Column 2 of the Schedule –

is deemed to be a reference to the New Body.

SPECIAL

6. Saving of existing transactions

If a transaction happened in relation to an Old Body before the day on which this Order has effect in relation to an item –

- (a) this Order does not affect the validity or continuity of the transaction; and
- (b) the transaction shall continue in the same way it would have continued if this Order had not been made; and
- (c) the transaction may be given effect to, or enforced or completed, by the New Body in the same way as it would have been given effect to, or enforced or completed, by the Old Body as if this Order had not been made.

7. Keeping financial accounts and reports

- (1) The Secretary, Department of Justice must ensure that financial accounts are kept and reports are provided for the purposes of the **Financial Management Act 1994** until 31 October 2008 in respect of functions under the Acts specified in item 1 in the Schedule that are transferred to the Secretary, Department of Treasury and Finance as if the functions had not been transferred.
- (2) The Secretary, Department of Planning and Community Development must ensure that financial accounts are kept and reports are provided for the purposes of the **Financial Management Act 1994** until 31 October 2008 in respect of functions under the Acts specified in item 4 in the Schedule that are transferred to the Secretary, Department of Sustainability and Environment as if the functions had not been transferred.

8. Providing financial accounts and reports

A Secretary to a Department to which a function is transferred must, if requested by a Secretary to a Department referred to in clause 7, provide the Secretary referred to in clause 7 with any financial accounts and records or other information required to enable the Secretary referred to in clause 7 to comply with clause 7.

SCHEDULE

Item No.	Column 1 (Old Body)	Column 2 (Legislation/Instrument)	Column 3 (New Body)
1.	Minister for Gaming	Gambling Regulation Act 2003 <ul style="list-style-type: none"> ● Division 6 of Part 1 of Chapter 10 except – sections 10.1.29(1) definition of <i>enforcement agency</i>, 10.1.29(2), and 10.1.33 	Minister for Gaming, Minister for Racing or Treasurer
2.	Secretary, Department of Justice	Gambling Regulation Act 2003 <ul style="list-style-type: none"> ● Division 6 of Part 1 of Chapter 10 	Secretary, Department of Justice or Secretary, Department of Treasury and Finance
3.	Secretary, Department of Planning and Community Development	The following Victoria Planning Provisions (within the meaning of the Planning and Environment Act 1987) and any planning scheme that includes the following provisions: <ul style="list-style-type: none"> ● Clause 66.02–3 (native vegetation); and ● Clause 66.02–7 (timber plantation) 	Secretary, Department of Sustainability and Environment

Item No.	Column 1 (Old Body)	Column 2 (Legislation/Instrument)	Column 3 (New Body)
4.	Office of the Shared Services Centre, an Administrative Office in relation to Department of Treasury and Finance, established under section 11 of the Public Administration Act 2004 by Order in Council dated 25 October 2005 and published in Government Gazette G 43 on 27 October 2005	All transactions	Cenitex a declared authority and State Body established by the State Owned Enterprises (State Body – Cenitex) Order 2008 made under section 14 of the State Owned Enterprises Act 1992 on 16 July 2008 and published in Government Gazette S200 on that date
5.	Department of Treasury and Finance and the Department of Premier and Cabinet	Contract for the provision of information technology services dated 19 November 2004 between the State of Victoria acting through the Department of Treasury and Finance and the Department of Premier and Cabinet, and Unisys Australia Pty Ltd	Cenitex a declared authority and State Body established by the State Owned Enterprises (State Body – Cenitex) Order 2008 made under section 14 of the State Owned Enterprises Act 1992 on 16 July 2008 and published in Government Gazette S200 on that date
6.	Acting Treasurer	Contract for the provision of information technology services dated 19 November 2004 between the State of Victoria acting through the Department of Treasury and Finance and the Department of Premier and Cabinet, and Unisys Australia Pty Ltd	Cenitex a declared authority and State Body established by the State Owned Enterprises (State Body – Cenitex) Order 2008 made under section 14 of the State Owned Enterprises Act 1992 on 16 July 2008 and published in Government Gazette S200 on that date

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