



Victoria Government Gazette

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Administrative Arrangements Act 1983

ADMINISTRATIVE ARRANGEMENTS ORDER (NO. 231) 2019

The Lieutenant-Governor, as the Governor's deputy, with the advice of the Executive Council, makes the following Order:

Dated 4 June 2019

Responsible Minister:

THE HON DANIEL ANDREWS MP
Premier

PIETA TAVROU
Clerk of the Executive Council

1. Title

This Order is called the **Administrative Arrangements Order (No. 231) 2019**.

2. Authorising provision

This Order is made under section 3 of the **Administrative Arrangements Act 1983**.

3. Commencement

This Order takes effect on 1 June 2019.

4. Definitions

In this Order –

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

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

‘**New Body**’ means, in respect of an Old Body, the Body specified in Column 3 of the item specifying the Old Body in a Table of the Schedule;

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

‘**Schedule**’ means the 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

(1) A reference to an Old Body in any one or more of the following is taken to be a reference to the New Body –

- (a) an Act or a provision of an Act specified in an item in a Table of the Schedule;
- (b) a statutory instrument or other instrument made under an Act specified in an item in a Table of the Schedule;
- (c) any other instrument specified in an item in a Table of the Schedule.

(2) A reference to an Old Body in respect of any matter or thing done under an Act or a provision of an Act (other than the making of an instrument referred to in subclause (1)(b) or (c)) that is specified in an item in a Table of the Schedule is taken to be a reference to the New Body.

SPECIAL

- (3) For the purposes of this clause, a reference to an Old Body acting jointly and severally in Column 1 of an item in a Table of the Schedule is to be read as a reference to that Old Body acting in one of the following ways (however described in a previous Order made under section 3 of the **Administrative Arrangements Act 1983**), as the case requires –
- (a) on its own;
 - (b) with another Old Body specified in that item;
 - (c) with 2 or more other Old Bodies specified in that item.
- (4) For the purposes of this clause, a reference to an Old Body acting jointly in Column 1 of an item in a Table of the Schedule is to be read as a reference to that Old Body acting in one of the following ways (however described in a previous Order made under section 3 of the **Administrative Arrangements Act 1983**), as the case requires –
- (a) with another Old Body specified in that item;
 - (b) with 2 or more other Old Bodies specified in that item.

6. Saving of existing transactions

If a transaction happened in relation to an Old Body before this Order takes effect in respect of the item specifying the Old Body –

- (a) the transaction continues as if this Order were not made; and
- (b) the transaction may be given effect to, or enforced or completed, by or in relation to the New Body in the same way as it would have been given effect to, or enforced or completed, by or in relation to the Old Body.

7. Keeping financial accounts and reports

Despite this Order taking effect in respect of the items specified in Table 1 of the Schedule, the Secretary to a Department that is an Old Body specified in those items must ensure, for the purposes of the **Financial Management Act 1994**, that, during the period starting on 1 July 2018 and ending on 31 May 2019, financial accounts are kept and reports are provided in relation to a function under an Act specified in those items that is transferred to a Secretary to a Department that is the New Body.

8. Providing financial accounts and reports

For the purpose of enabling a Secretary to a Department that is an Old Body specified in an item of a Table in the Schedule to comply with clause 7, the Secretary to a Department that is the New Body to which a function referred to in that clause is transferred, must, if requested by the Old Body, provide that Old Body with any financial accounts and records or other information.

SCHEDULE

Table 1

Item No.	Column 1 (Old Body)	Column 2 (Legislation or Instrument)	Column 3 (New Body)
1.	Assistant Treasurer, Minister for Workplace Safety, jointly and severally	Accident Compensation Act 1985 Accident Compensation (Occupational Health and Safety) Act 1996 Asbestos Diseases Compensation Act 2008 Dangerous Goods Act 1985 Equipment (Public Safety) Act 1994 Occupational Health and Safety Act 2004 Workers Compensation Act 1958 – Except: <ul style="list-style-type: none"> ● Division 8 of Part 1 Workplace Injury Rehabilitation and Compensation Act 2013 – Except: <ul style="list-style-type: none"> ● Division 1 of Part 6 ● Sections 492–495 in so far as they relate to WorkSafe’s budget, financial reporting and management of the WorkCover Authority Fund ● Sections 515–518 	Minister for Workplace Safety
2.	Assistant Treasurer, Minister for Workplace Safety, jointly and severally	Workplace Injury Rehabilitation and Compensation Act 2013 – <ul style="list-style-type: none"> ● Sections 492–495 in so far as they relate to WorkSafe’s budget, financial reporting and management of the WorkCover Authority Fund ● Sections 515–518 	Assistant Treasurer, Minister for Workplace Safety, jointly
3.	Department of Justice and Community Safety, Department of Treasury and Finance, jointly and severally	Accident Compensation Act 1985 Accident Compensation (Occupational Health and Safety) Act 1996 Asbestos Diseases Compensation Act 2008 Dangerous Goods Act 1985 Equipment (Public Safety) Act 1994 Occupational Health and Safety Act 2004 Workers Compensation Act 1958 – Except: <ul style="list-style-type: none"> ● Division 8 of Part 1 Workplace Injury Rehabilitation and Compensation Act 2013 – Except: <ul style="list-style-type: none"> ● Division 1 of Part 6 ● Sections 492–495 in so far as they relate to WorkSafe’s budget, financial reporting and management of the WorkCover Authority Fund ● Sections 515–518 	Department of Justice and Community Safety

4.	Secretary, Department of Justice and Community Safety, Secretary, Department of Treasury and Finance, jointly and severally	The Acts or provisions of Acts listed in Column 2 of Item 3 to the extent specified in that item	Secretary, Department of Justice and Community Safety
5.	Department of Justice and Community Safety, Department of Treasury and Finance, jointly and severally	Workplace Injury Rehabilitation and Compensation Act 2013 – <ul style="list-style-type: none"> ● Sections 492–495 in so far as they relate to WorkSafe’s budget, financial reporting and management of the WorkCover Authority Fund ● Sections 515–518 	Department of Justice and Community Safety, Department of Treasury and Finance, jointly
6.	Secretary, Department of Justice and Community Safety, Secretary, Department of Treasury and Finance, jointly and severally	The Acts or provisions of Acts listed in Column 2 of Item 5 to the extent specified in that item	Secretary, Department of Justice and Community Safety, Secretary, Department of Treasury and Finance, jointly
7.	Assistant Treasurer, Minister for Workplace Safety, jointly and severally	State Owned Enterprises Act 1992 – <ul style="list-style-type: none"> ● Clause 3 of the Order in Council made under section 14 of the Act on 20 September 2016, published in the Government Gazette (G38) on 22 September 2016, page 2406 	Minister for Workplace Safety
8.	Assistant Treasurer	Transport Accident Act 1986 – Except: <ul style="list-style-type: none"> ● Sections 11–14 in so far as these sections relate to: <ul style="list-style-type: none"> o road safety; and o the Transport Accident Commission’s budget, financial reporting and management of the Transport Accident Fund ● Sections 15–18, 25, 29A and 29B 	Minister for Road Safety and the TAC
9.	Assistant, Treasurer, Minister for Road Safety and the TAC, jointly and severally	Transport Accident Act 1986 – <ul style="list-style-type: none"> ● Sections 11–14 in so far as these sections relate to road safety 	Minister for Road Safety and the TAC

10.	Assistant, Treasurer, Minister for Road Safety and the TAC, jointly	Transport Accident Act 1986 – <ul style="list-style-type: none"> ● Sections 15, 18 and 25 	Minister for Road Safety and the TAC
11.	Assistant Treasurer	Transport Accident Act 1986 – <ul style="list-style-type: none"> ● Sections 11–14 in so far as these sections relate to the Transport Accident Commission’s budget, financial reporting and management of the Transport Accident Fund ● Sections 29A and 29B 	Assistant, Treasurer, Minister for Road Safety and the TAC, jointly
12.	Department of Treasury and Finance	Transport Accident Act 1986 – Except: <ul style="list-style-type: none"> ● Sections 11–14 in so far as these sections relate to: <ul style="list-style-type: none"> o road safety; and o the Transport Accident Commission’s budget, financial reporting and management of the Transport Accident Fund ● Sections 15–18, 25, 29A and 29B 	Department of Justice and Community Safety
13.	Secretary, Department of Treasury and Finance	The Acts or provisions of Acts listed in Column 2 of Item 12 to the extent specified in that item	Secretary, Department of Justice and Community Safety
14.	Department of Justice and Community Safety, Department of Treasury and Finance, jointly and severally	Transport Accident Act 1986 – <ul style="list-style-type: none"> ● Sections 11–14 in so far as these sections relate to road safety 	Department of Justice and Community Safety
15.	Secretary, Department of Justice and Community Safety, Secretary, Department of Treasury and Finance, jointly and severally	The Acts or provisions of Acts listed in Column 2 of Item 14 to the extent specified in that item	Secretary, Department of Justice and Community Safety

16.	Department of Justice and Community Safety, Department of Treasury and Finance, jointly	Transport Accident Act 1986 – <ul style="list-style-type: none"> Sections 15, 18 and 25 	Department of Justice and Community Safety
17.	Secretary, Department of Justice and Community Safety, Secretary, Department of Treasury and Finance, jointly	The Acts or provisions of Acts listed in Column 2 of Item 16 to the extent specified in that item	Secretary, Department of Justice and Community Safety
18.	Department of Treasury and Finance	Transport Accident Act 1986 – <ul style="list-style-type: none"> Sections 11–14 in so far as these sections relate to the Transport Accident Commission’s budget, financial reporting and management of the Transport Accident Fund Sections 29A and 29B 	Department of Justice and Community Safety, Department of Treasury and Finance, jointly
19.	Secretary, Department of Treasury and Finance	The Acts or provisions of Acts listed in Column 2 of Item 18 to the extent specified in that item	Secretary, Department of Justice and Community Safety, Secretary, Department of Treasury and Finance, jointly

Note: The Administration of Acts – General Order may be located at the Department of Premier and Cabinet’s website: <https://www.vic.gov.au/general-orders>

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