



ANNO QUADRAGESIMO

# ELIZABETHAE II REGINAE

A.D. 1991

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No. 58 of 1991

An Act to amend the Aboriginal Lands Trust Act 1966.

[Assented to 28 November 1991]

The Parliament of South Australia enacts as follows:

## Short title

1. (1) This Act may be cited as the *Aboriginal Lands Trust (Parliamentary Committee and Business Advisory Panel) Amendment Act 1991*.

(2) The *Aboriginal Lands Trust Act 1966* is referred to in this Act as “the principal Act”.

## Commencement

2. This Act will come into operation on a day to be fixed by proclamation.

## Insertion of ss. 20a and 20b

3. The following sections are inserted in Part VI of the principal Act before section 21:

### Business Advisory Panel

20a. (1) The *Aboriginal Lands Business Advisory Panel* is established.

(2) The functions of the Panel are to advise and assist Aboriginal communities and Aboriginal persons ordinarily residing on the lands in the establishment and management of business or community enterprises and in the development of skills required for the effective operation of such enterprises.

(3) The Panel is to consist of seven members of whom—

(a) one must be the person for the time being holding or acting in the office of chairman of the Trust;

(b) five must be persons appointed by the Governor on the nomination of the Minister, being persons with business and other knowledge and experience that will, in the Minister’s opinion, contribute to the effective performance by the Panel of its functions;

and

(c) one must be the chief executive officer of the Department of Technical and Further Education or his or her nominee.

(4) The Minister must consult with the Aboriginal Lands Trust Parliamentary Committee before nominating a person for appointment under subsection (3) (b).

(5) The members appointed to the Panel by the Governor are to be appointed for a term of office and on terms and conditions determined by the Governor.

(6) Subject to any directions of the Minister, the Panel may conduct its business in such manner as the Panel determines from time to time.

#### **Parliamentary Committee**

20b. (1) The *Aboriginal Lands Trust Parliamentary Committee* is established.

(2) The duties of the Committee are—

(a) to take an interest in—

(i) the operation of this Act;

(ii) matters that affect the interests of the Aboriginal persons who ordinarily reside on the lands;

and

(iii) the manner in which the lands are being managed, used and controlled;

(b) to consider any other matter referred to the Committee by the Minister;

and

(c) to provide, on or before 31 December in each year, an annual report to Parliament on the work of the Committee during the preceding financial year.

(3) The Committee is to consist of the Minister and four Members of the House of Assembly appointed by that House (of whom two must be appointed from the group led by the Leader of the Opposition).

(4) The seat of a Member of the Committee becomes vacant if—

(a) the Member dies;

(b) the Member delivers a written notice of resignation to the Speaker;

(c) the House of Assembly is dissolved, or a term of that House expires;

(d) the Member is removed from office by resolution of the House of Assembly.

(5) The Minister must preside at a meeting of the Committee but, if the Minister is not able to attend a meeting, a Member of the Committee nominated by the Minister may preside.

(6) Subject to subsection (7), three members constitute a quorum of the Committee.

(7) When the Committee meets for the consideration of a proposed report to Parliament, the quorum must consist of at least four members.

(8) All questions to be decided by the Committee must be decided by a majority of votes of the members present.

(9) The Minister has, in addition to a deliberative vote, a casting vote in the event of an equality of votes.

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(10) The Speaker of the House of Assembly may appoint an officer of the Parliament as secretary to the Committee and such other officers of the Committee as are required for the performance of its functions.

In the name and on behalf of Her Majesty, I hereby assent to this Bill.

**ROMA MITCHELL** Governor