

South Australia



ANNO QUINQUAGESIMO
ELIZABETHAE II REGINAE
A.D. 2001

STATE SUPPLY (MISCELLANEOUS) AMENDMENT ACT 2001

No. 68 of 2001

[Assented to 6 December 2001]

An Act to amend the State Supply Act 1985.

SUMMARY OF PROVISIONS

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The Parliament of South Australia enacts as follows:

Short title

1. (1) This Act may be cited as the *State Supply (Miscellaneous) Amendment Act 2001*.

(2) The *State Supply Act 1985* 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.

Substitution of long title

3. The long title of the principal Act is repealed and the following long title is substituted:

An Act regulating the supply operations of public authorities; and for other purposes.

Amendment of s. 4—Interpretation

4. Section 4 of the principal Act is amended—

- (a) by striking out the definition of "goods";
- (b) by striking out from paragraph (a) of the definition of "local government body" "*Local Government Act 1934*" and substituting "*Local Government Act 1999*";
- (c) by striking out paragraph (b) of the definition of "local government body";
- (d) by striking out the definition of "management";
- (e) by striking out the definition of "supply operations" and substituting the following definition:

"supply operations", in relation to an authority, means—

- (a) the procurement of goods or services required by the authority for its operations, including (without limitation) the procurement of—
 - (i) a supply of electricity, gas or any other form of energy; or
 - (ii) intellectual property; or
- (b) the management of goods of the authority, including (without limitation) the care, custody, storage, inspection, stocktaking or distribution of goods of the authority; or
- (c) the management of the authority's contracts for services; or
- (d) the disposal of goods surplus to the requirements of the authority,

but does not include operations excluded from the ambit of this definition by regulation.

Amendment of s. 5—Act not to apply to certain bodies

5. Section 5 of the principal Act is amended by striking out paragraphs (a) and (c) and substituting the following paragraphs:

- (a) the Natural Gas Authority of South Australia; or
- (b) the Motor Accident Commission; or.

Amendment of s. 7—Constitution of the Board

6. Section 7 of the principal Act is amended by striking out paragraph (a) of subsection (1) and substituting the following paragraph:

- (a) the chief executive of the administrative unit that has, subject to the Minister, responsibility for administering this Act or a nominee of the chief executive (who will chair the Board); and.

Amendment of s. 13—Functions of the Board

7. Section 13 of the principal Act is amended by striking out subsection (1) and substituting the following subsection:

- (1) The functions of the Board are—
 - (a) to undertake, make arrangements for or control the supply operations of public authorities;
 - (b) to develop and issue policies, principles and guidelines, and give directions, relating to the supply operations of public authorities;
 - (c) to investigate and keep under review the supply operations of public authorities;
 - (d) to provide advice relating to the supply operations of public authorities, including the training and development of persons engaged in supply operations.

Repeal of s. 14B

8. Section 14B of the principal Act is repealed.

Amendment of s. 16—Undertaking or arranging supply operations for prescribed public authorities and other bodies

9. Section 16 of the principal Act is amended—

- (a) by striking out from paragraph (a) "or provide for the acquisition or disposal of goods" and substituting "or make arrangements for supply operations";
- (b) by striking out from paragraph (b) "or provide for the acquisition or disposal of goods" and substituting "or make arrangements for supply operations".

Repeal of s. 23

10. Section 23 of the principal Act is repealed.