

TASMANIA

**ABORIGINAL LANDS AMENDMENT (2024
COUNCIL ELECTION) BILL 2023**

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ABORIGINAL LANDS AMENDMENT (2024 COUNCIL ELECTION) BILL 2023

*(Brought in by the Minister for Aboriginal Affairs, the
Honourable Roger Charles Jaensch)*

A BILL FOR

**An Act to amend the *Aboriginal Lands Act 1995* to delay
the election relating to the Aboriginal Land Council of
Tasmania due to be held in 2024**

Be it enacted by Her Excellency the Governor of Tasmania, by
and with the advice and consent of the Legislative Council and
House of Assembly, in Parliament assembled, as follows:

1. Short title

This Act may be cited as the *Aboriginal Lands
Amendment (2024 Council Election) Act 2023*.

2. Commencement

This Act commences on the day on which this
Act receives the Royal Assent.

3. Principal Act

In this Act, the *Aboriginal Lands Act 1995** is
referred to as the Principal Act.

*No. 98 of 1995

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4. Section 7A inserted

After section 7 of the Principal Act, the following section is inserted in Division 2:

7A. Timing of the Council election due to be held in 2024

- (1) In respect of the election of members of the Council due to be held in 2024 (the **2024 election**), the Electoral Commissioner must determine the date on which nominations are to be called for that election, being a date that is –
 - (a) not sooner than 15 months after the commencement of this section; and
 - (b) not later than 24 months after the commencement of this section.
- (2) Section 7(2) and (3) do not apply in relation to a date determined under subsection (1) in respect of the 2024 election.
- (3) If, before the commencement of this section, the Electoral Commissioner has taken one or more actions under section 7(2) or (3) in respect of the 2024 election –
 - (a) those actions are void; and
 - (b) any other actions taken by the Electoral Commissioner, in

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respect of the 2024 election,
before the commencement of this
section are void.

- (4) The regulations may prescribe certain actions, or classes of actions, to which subsection (3)(b) does not apply.
- (5) In addition to regulations made under subsection (4), the regulations may also prescribe any savings, or transitional, matters in relation to the 2024 election.
- (6) Regulations made under subsection (4) or (5) may –
 - (a) specify that they take effect on –
 - (i) the day on which this section commences; or
 - (ii) such other day as is specified, whether the day so specified is before, on or after the day on which the regulations are made; and
 - (b) authorise any matter to be from time to time determined, applied or regulated by the Electoral Commissioner or such other person or body specified in the regulations.
- (7) Except as specified in this section, this Act applies in respect of the date

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determined under subsection (1), in respect of an election of members of the Council, as if it were a date determined by the Electoral Commissioner under section 7.

5. Repeal of Act

This Act is repealed on the first anniversary of the day on which it commenced.