

Parliamentary Service Amendment (Freedom of Information) Act 2013

No. 97, 2013

An Act to amend the *Parliamentary Service Act 1999*, and for related purposes

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An Act to amend the *Parliamentary Service Act 1999*, and for related purposes

[*Assented to 28 June 2013*]

The Parliament of Australia enacts:

1 Short title

This Act may be cited as the *Parliamentary Service Amendment (Freedom of Information) Act 2013*.

2 Commencement

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

3 Schedule(s)

Each Act that is specified in a Schedule to this Act is amended or repealed as set out in the applicable items in the Schedule concerned, and any other item in a Schedule to this Act has effect according to its terms.

Schedule 1—Amendments

Parliamentary Service Act 1999

1 Before section 69

Insert:

68A Departments and office holders not prescribed authorities for Freedom of Information Act purposes

None of the following is a prescribed authority for the purposes of the *Freedom of Information Act 1982*:

(a) a Department of the Parliament that is established under this Act;

(b) a person who holds, or performs the duties of, an office established under this Act.

2 Transitional

The *Freedom of Information Act 1982* is taken to have had the effect it would have had if:

(a) each Department of the Parliament established under the *Parliamentary Service Act 1999* had been taken not to have been a prescribed authority for the purposes of the *Freedom of Information Act 1982* at all times after the Department was established under the *Parliamentary Service Act 1999*; and

(b) each person who held, or performed the duties of, an office established under the *Parliamentary Service Act 1999* had been taken not to have been a prescribed authority for the purposes of the *Freedom of Information Act 1982* by virtue of his or her holding, or performing the duties of, that office.

[*Minister’s second reading speech made in—*

*House of Representatives on 29 May 2013*

*Senate on 17 June 2013*]

(145/13)