

ANZAC DAY AMENDMENT BILL (NO.2) 2015

EXPLANATORY MEMORANDUM

Overview

The purpose of this Bill is to amend the *ANZAC Day Act 1960* (the Act) to ensure it is relevant to the current day veteran community.

The ANZAC Day Trust, constituted under the Act, provides funds to the benefit of veterans and their families. The Bill will change governance arrangements for the Trust to require Trustees to be eminent persons who are independent of recipient organisations. The Bill requires contributions to the Trust to only apply to professional sporting or racing events held on ANZAC Day with a minimum attendance of 5000 people, regardless of whether the event is held in a metropolitan or regional location.

The Bill will amend the methodology for calculating contributions to the Trust – it will now be 5 percent of the prescribed admission ticket multiplied by the number of people in attendance at the event. However, the Bill does provide that an alternative methodology may be submitted at least 30 days prior to ANZAC Day, for the Minister's consideration.

The Bill

Clause 1: Short title

This clause provides the short title of the Bill and its citation.

Clause 2: Commencement

This clause provides for the commencement of the Bill at different times. Sections 1 and 2 commence on the day on which the Bill receives Royal Assent. The remainder of the Bill commences when the *ANZAC Day Amendment Act 2015* section 3 comes into operation.

Clause 3: Act Amended

This clause cites the title of the principal Act to be amended by this Bill.

Clause 4: Section 5 amended

Sub-clause (1) deletes the requirement for 60 percent of net proceeds from a regional race meeting held on ANZAC Day and 100 percent of net proceeds from a metropolitan race meeting held on ANZAC Day to be paid to the Trust.

Sub-clause (1)(b) provides for an amount equal to 5 percent of the price of a prescribed admission ticket multiplied by the number of persons who attended the event to be paid to the Trust; or an alternative amount if approved by the Minister.

Sub-clause (2) deletes section 5(3) which defines the term *metropolitan region* which is a consequence of the amendment made by sub-clause (1) to section 5(1)(b).

Clause 5: Section 7 amended

This clause deletes section 7(1)(b) which stipulates 60 percent of net proceeds derived from the staging of sporting events is to be paid to the Trust.

This clause inserts a provision for an amount equal to 5 percent of the price of a prescribed admission ticket multiplied by the number of persons who attended the event to be paid to the Trust; or an alternative amount if approved by the Minister.

Clause 6: Section 10A inserted

This clause inserts section 10A which provides for the payment of alternative amounts to the Trust if approved by the Minister. An alternative proposal must be made in writing not less than 30 days before ANZAC Day. The Minister may, by notice in writing, approve the alternative amount, which may be a fixed amount or an amount derived by a formula.