

Western Australia

**Electoral Amendment (Access to Ministers)
Bill 2012**

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Western Australia

LEGISLATIVE COUNCIL

(Introduced by Hon. Alison Xamon MLC)

**Electoral Amendment (Access to Ministers)
Bill 2012**

A Bill for

An Act to amend the *Electoral Act 1907*.

The Parliament of Western Australia enacts as follows:

s. 1

1 **1. Short title**

2 This is the *Electoral Amendment (Access to Ministers)*
3 *Act 2012*.

4 **2. Commencement**

5 This Act comes into operation as follows —

- 6 (a) sections 1 and 2 — on the day on which this Act
7 receives the Royal Assent;
8 (b) the rest of the Act — on the day after that day.

9 **3. Act amended**

10 This Act amends the *Electoral Act 1907*.

11 **4. Section 176 inserted**

12 After section 175ZG insert:
13

14 **176. Ministerial access not to be used to raise**
15 **political funds**

16 (1) In this section —

17 ***Minister*** means a Minister in the Government;

18 ***political fundraising event*** means a function, gathering
19 or other event a purpose of which is to raise funds
20 for —

- 21 (a) a political party or an associated entity; or
22 (b) a candidate or group in an election; or
23 (c) a person to whom section 175Q applies.

24 (2) A person who promotes a political fundraising event in
25 a way that indicates —

- 26 (a) that a Minister will be present at the event; and

- 1 (b) that other persons attending the event will have
2 access to the Minister at the event or in
3 association with the event,
4 commits an offence and is liable to a fine not
5 exceeding \$10 000.
- 6 (3) Subsection (2) does not apply if the promotion of the
7 event indicates that the Minister will be present at the
8 event in his or her capacity as a member of Parliament
9 and not in his or her capacity as a Minister.
- 10 (4) A person who organises, holds or conducts a political
11 fundraising event that is promoted in a way that
12 contravenes subsection (2) commits an offence and is
13 liable to a fine not exceeding \$10 000.
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