

Small Business Development Corporation Amendment (COVID-19 Response) Bill 2022

Contents

1.	Short title	2
2.	Commencement	2
3.	Act amended	2
4.	Long title replaced	2
5.	Section 11 amended	3
6.	Section 11AA inserted	3
	11AA. Financial assistance, grants and operational funding in relation to small businesses	3
7.	Section 19 amended	5

Western Australia

LEGISLATIVE ASSEMBLY

**Small Business Development Corporation
Amendment (COVID-19 Response) Bill 2022**

A Bill for

An Act to amend the *Small Business Development Corporation Act 1983*.

The Parliament of Western Australia enacts as follows:

s. 1

1 **1. Short title**

2 This is the *Small Business Development Corporation*
3 *Amendment (COVID-19 Response) Act 2022*.

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 *Small Business Development Corporation*
11 *Act 1983*.

12 **4. Long title replaced**

13 Delete the long title and insert:

14

15 **An Act —**

- 16 • **to establish a Small Business Development Corporation**
17 • **and Small Business Commissioner; and**
18 • **to encourage, promote, facilitate and assist the**
19 • **establishment, development and carrying on of small**
20 • **business in the State; and**
21 • **to enhance a competitive and fair operating**
22 • **environment for small business in the State; and**
23 • **to empower the Corporation to give financial assistance,**
24 • **grants and operational funding in relation to small**
25 • **businesses; and**
26 • **to provide alternative dispute resolution services in**
27 • **respect of small business disputes and disputes referred**
28 • **under any other Act; and**
29 • **for related matters.**
30

5. Section 11 amended

(1) Delete section 11(2)(e) and insert:

(e) to provide financial assistance, grants and
operational funding under section 11AA;

(2) In section 11(3):

(a) in paragraph (b) delete “facilities.” and insert:

facilities; and

(b) after paragraph (b) insert:

(c) enter into contracts or other arrangements.

(3) Delete section 11(4).

6. Section 11AA inserted

After section 11 insert:

**11AA. Financial assistance, grants and operational funding
in relation to small businesses**

(1) The Corporation may —

(a) give financial assistance and grants to small
businesses in accordance with any guidelines
made under subsection (2); and

s. 6

- 1 (b) in accordance with the guidelines made under
2 subsection (3) —
- 3 (i) give financial assistance, grants and
4 operational funding to non-government
5 organisations working with, or on behalf
6 of, small businesses; and
- 7 (ii) give financial assistance and grants to
8 persons who are not small businesses
9 for the purposes of financially
10 benefitting small businesses;
- 11 and
- 12 (c) without limiting section 11(3)(c), enter into a
13 contract or other arrangement with a person
14 who is to be given financial assistance, a grant
15 or operational funding under paragraph (a) or
16 (b) in relation to that financial assistance, grant
17 or operational funding.
- 18 (2) The Corporation may make guidelines with respect to
19 the provision of financial assistance or grants under
20 subsection (1)(a).
- 21 (3) The Corporation must make guidelines with respect to
22 the provision of financial assistance, grants or
23 operational funding under subsection (1)(b).
- 24 (4) The Corporation may amend or revoke guidelines
25 made under subsection (2) or (3).
- 26 (5) The Corporation must publish guidelines made under
27 subsection (2) or (3), or amended under subsection (4),
28 on the Corporation's website.
29

1 **7. Section 19 amended**

2 After section 19(3)(b) insert:

3

4 (ba) to pay the financial assistance, grants or
5 operational funding given under
6 section 11AA(1);

7

=====