

Mr Andrew Young
Clerk of the Legislative Council
Parliament House
Spring Street
EAST MELBOURNE VIC 3002

andrew.young@parliament.vic.gov.au

Dear Mr Young

AMENDMENT OF THE SPECIFIED ENTITIES UNDER THE FINANCIAL MANAGEMENT ACT TO EXCLUDE R&L SERVICES VICTORIA PTY LTD AND CP SERVICES VICTORIA PTY LTD

In accordance with Section 16B of the *Subordinate Legislation Act 1984* I notify the Council, that the Governor in Council under section 54AA (1) of the Financial Management Act 1994 has amended the class of specified entities to exclude R&L Services Victoria Pty Ltd (ACN 657 005 493) and CP Services Victoria Pty Ltd (ACN 657 005 439) from that class.

In accordance with the *Subordinate Legislation Act 1994*, I hereby request that the attached Order of the Governor-in-Council be laid on the table of the Legislative Council.

I have provided a similar advice to the Clerk of the Legislative Assembly.

Please find enclosed:

- Order by Governor-in-Council
- Consultation Certificate
- Exemption Certificate
- Human Rights Certificate

Should you have any queries regarding these documents, please do not hesitate to contact the Procurement Policy and Reform Team at the Department of Treasury and Finance on 7005 9138 or email vgpb@dtf.vic.gov.au.

Yours sincerely



Nadine Lennie
Chair, Victorian Government Purchasing Board

26/04/2022



The Hon. Danny Pearson MP

Assistant Treasurer
Minister for Regulatory Reform
Minister for Government Services
Minister for Creative Industries

Level 3, 1 Treasury Place
East Melbourne Victoria 3002
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Financial Management Act 1994

Order to declare a class of entities as specified entities

RECOMMENDATION

It is recommended to the Governor in Council that, under section 54AA (1) of the **Financial Management Act 1994** that the Governor in Council amend the declaration of a class of specified entities by Order made on 27 April 2021 to exclude R&L Services Victoria Pty Ltd (ACN 657 005 493) and CP Services Victoria Pty Ltd (ACN 657 005 439) from that class.

A Regulatory Impact Statement for this Legislative Instrument has not been prepared. As the Minister responsible for administering section 54AA of the **Financial Management Act 1994**, I have issued an Exemption Certificate under section 12F(1)(a) of the **Subordinate Legislation Act 1994**, and it is attached.

Under my hand, the following, additional, certificates are attached:

- consultation certificate pursuant to section 12C of the **Subordinate Legislation Act 1994**; and
- human rights certificate pursuant to section 12D of the **Subordinate Legislation Act 1994**.

The Hon. Danny Pearson MP

Assistant Treasurer

Date: 21/04/2022





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Subordinate Legislation Act 1994

CONSULTATION CERTIFICATE

(Section 12C)

ORDER TO DECLARE A CLASS OF ENTITIES AS SPECIFIED ENTITIES

I, Danny Pearson, Assistant Treasurer, and Minister responsible for administering section 54AA (1) of the **Financial Management Act 1994**, certify that there has been consultation in accordance with the guidelines made under the **Subordinate Legislation Act 1994** with every other Minister whose area of responsibility may be affected by the proposed Order and there is no overlap nor conflict with any other existing or proposed legislative instrument, other legislation or stated government policy.

Dated: 21/04/2022

The Hon. Danny Pearson MP
Assistant Treasurer



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Subordinate Legislation Act 1994

EXEMPTION CERTIFICATE

(Section 12F)

ORDER TO DECLARE A CLASS OF ENTITIES AS SPECIFIED ENTITIES

I, Danny Pearson, Assistant Treasurer, and Minister responsible for administering section 54AA (1) of the **Financial Management Act 1994**, certify under section 12F(1)(a) of the **Subordinate Legislation Act 1994** that in my opinion, the Order would not impose a significant economic or social burden on a sector of the public.

The reasons for forming this opinion are that the proposed Legislative Instrument amends a class of specified entities that are subject to supply policies made by the Victorian Government Purchasing Board (VGPB) to exclude two newly established entities. The Order relieves those entities of the requirement to comply with the VGPB supply policies from the date of their incorporation and accordingly does not impose any burden on a sector of the public.

Accordingly, a Regulatory Impact Statement is not required for this Legislative Instrument.

Dated: 21/04/2022

The Hon. Danny Pearson MP
Assistant Treasurer



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Subordinate Legislation Act 1994

HUMAN RIGHTS CERTIFICATE

(Section 12D)

ORDER TO DECLARE A CLASS OF ENTITIES AS SPECIFIED ENTITIES

I, Danny Pearson, Assistant Treasurer, and Minister responsible for administering section 54AA (1) of the **Financial Management Act 1994**, certify that, in my opinion the proposed Order does not limit any human right set out in the **Charter of Human Rights and Responsibilities Act 2006**.

Dated: 21/04/2022

The Hon. Danny Pearson MP
Assistant Treasurer