

**Australian Centre for International Agricultural Research Amendment Act 1992**

**No.** **170 of 1992**

**An Act to amend the *Australian Centre for International Agricultural Research Act 1982***

[*Assented to 11 December 1992*]

The Parliament of Australia enacts:

**Short title etc.**

**1.(1)** This Act may be cited as the *Australian Centre for International Agricultural Research Amendment Act 1992.*

**(2)** In this Act, **“Principal Act”** means the *Australian Centre for International Agricultural Research Act 1982*1*.*

**Commencement**

**2.** This Act commences on the day on which it receives the Royal Assent.

**Interpretation**

**3.** Section 3 of the Principal Act is amended by inserting the following definition:

“ **‘international agricultural research centre’** means an independent, non-profit organisation that:

1. is internationally funded; and
2. carries out:

(i) research into sustainable improvements in the productivity of agriculture, forestry and fisheries in developing countries; and

(ii) activities related to such research;”.

**Functions**

**4.** Section 5 of the Principal Act is amended:

1. by omitting from paragraph (1)(b) “in Australia” (first occurring);
2. by adding at the end of subsection (1) the following word and paragraphs:

“; and (d) to establish and fund training schemes related to its research programs; and

(e) to conduct and fund development activities related to its research programs; and

(f) to fund international agricultural research centres.”.

**Constitution of Board**

**5.** Section 8 of the Principal Act is amended by omitting paragraph (1)(c).

**Constitution of Council**

**6.** Section 19 of the Principal Act is amended:

1. by omitting from paragraph (1)(c) “Director, Australian Development Assistance Bureau” and substituting “Director-General, Australian International Development Assistance Bureau, or a person nominated by the Director-General”;
2. by omitting from paragraph (1)(d) “12 nor more than 16” and substituting “9 nor more than 11”;
3. by omitting from paragraph (3)(b) “minority” and substituting “number”;
4. by omitting from paragraph (5)(c) “12” and substituting “9”.

**Meetings of Council**

**7.** Section 23 of the Principal Act is amended:

1. by omitting from paragraph (1)(b) “8” and substituting “6”;
2. by omitting from subsection (5) “9” and substituting “7”.

**Payments into Fund**

**8.** Section 34 of the Principal Act is amended:

1. by omitting from paragraph (b) “, other than trust moneys”;
2. by omitting subsection (2).

**9.** Section 37 of the Principal Act is repealed and the following section is substituted:

**Limit on certain contracts**

“37.(1) The Centre must not enter a contract for the carrying out of agricultural research unless:

1. the Minister approves the contract; or
2. the contract’s value does not exceed the amount (if any) determined in writing by the Minister for the purposes of this paragraph.

“(2) A determination made by the Minister under paragraph (1)(b) is a disallowable instrument for the purposes of section 46A of the *Acts Interpretation Act 1901*.”.

**Insertion of new section**

**10.** After section 38A of the Principal Act the following section is inserted:

**Centre not a Department**

“38AA. Despite section 48Q of the *Audit Act 1901*,the Centre is not a Department for the purposes of section 50 of that Act.”.

**Delegation by Minister**

**11.**Section 41 of the Principal Act is amended by inserting in subsection (1) “the Board or” after “delegate to”.

**Repeal of sections 43 and 44**

**12.** Sections 43 and 44 of the Principal Act are repealed.

**NOTE**

1. No. 9, 1982, as amended. For previous amendments, see Nos. 39 and 91, 1983; No. 63, 1984; No. 166, 1985; No. 141, 1987; and No. 122, 1991.

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

*Senate on 19 August 1992*

*House of Representatives on 5 November 1992*]