

COMMONWEALTH OF AUSTRALIA

Jervis Bay Territory Acceptance Act 1915 (Cth)

**Direction that Commonwealth officers may exercise public health emergency powers
for the Territory**

I, General the Honourable David Hurley AC DSC (Retd), Governor-General of the Commonwealth of Australia, acting with the advice of the Federal Executive Council and under subsection 4B(2) of the *Jervis Bay Territory Acceptance Act 1915 (Cth)*, make the following direction.

Dated 16 April 2020

David Hurley
Governor-General

By His Excellency's Command

Nola Marino
Assistant Minister for Regional Development and Territories
Parliamentary Secretary to the Deputy Prime Minister and Minister for Infrastructure,
Transport and Regional Development

1 Commencement

This instrument commences when it is signed.

2 Definitions

In this instrument:

Classification Rules means the rules issued under section 23 of the *Public Service Act 1999*.

Commonwealth Act means the *Jervis Bay Territory Acceptance Act 1915*.

Deputy Secretary, Territories means a Deputy Secretary who has responsibility for the Territory in the Department.

power includes function or duty, and, in that context, ***exercise*** means performed.

Public Health Act means the *Public Health Act 1997* (ACT) as in force in the Territory under section 4A of the Commonwealth Act.

SES 1, Territories means an SES employee who is classified as a Senior Executive Band 1 employee under the Classification Rules, and who has responsibility for the Territory in the Department.

SES 2, Territories means an SES employee who is classified as a Senior Executive Band 2 employee under the Classification Rules, and who has responsibility for the Territory in the Department.

Territory has the same meaning as in the Commonwealth Act, that is, the Jervis Bay Territory.

3 Vesting of powers

I direct, under subsection 4B(2) of the Commonwealth Act, that the power or powers that are specified in Column 1 of an item in the Schedule are vested in, and may be exercised or performed, in relation to the Territory, by:

- (a) a person for the time being holding, occupying or performing the duties of the office or position; or
- (b) a person acting in an office or position;
specified in Column 2 of that item.

Schedule Vesting

(section 3)

1. Public Health Act

	Column 1	Column 2
Item	Power(s) vested	Authority or person vested
1.01	All powers expressed to be powers of the Minister under Part 7 of the Public Health Act, besides sections 122 and 123	Deputy Secretary, Territories SES 2, Territories SES 1, Territories
1.02	All powers expressed to be powers of the chief health officer under Part 7 of the Public Health Act, besides sections 122 and 123	Deputy Secretary, Territories SES 2, Territories SES 1, Territories