

Electrical Safety and Other Legislation Amendment Bill 2025

Amendments during consideration in detail to be moved by
The Honourable the Deputy Premier, Minister for State Development,
Infrastructure and Planning and Minister for Industrial Relations

1 After clause 9

Page 10, after line 24—

insert—

Part 3A **Amendment of James Cook University Act 1997**

9A Act amended

This part amends the *James Cook University Act 1997*.

9B Amendment of pt 2, div 3, hdg (Council membership—no membership resolution)

Part 2, division 3, heading, ‘—no membership resolution’—

omit.

9C Omission of s 11A (Application of division)

Section 11A—

omit.

9D Amendment of s 12 (Membership of council)

Section 12, ‘an additional member’—

omit, insert—

additional members

9E Amendment of s 14 (Appointed members)

Section 14(1), ‘8’—

omit, insert—

6

9F Amendment of s 15 (Elected members)

(1) Section 15(1), ‘10’—

omit, insert—

5

(2) Section 15(2)(a) to (f)—

omit, insert—

- (a) 2 members of the academic staff of the university; and
- (b) 1 member of the professional and technical staff of the university; and
- (c) 1 undergraduate student; and
- (d) 1 postgraduate student.

9G Replacement of s 16 (Additional member)

Section 16—

omit, insert—

16 Additional members

- (1) There are 2 additional members.
- (2) The council must appoint the additional members.
- (3) An additional member must not be a member of the university’s staff or a student.

9H Amendment of s 17 (When council is taken to be properly constituted)

Section 17(1)(a) and (b)—

omit, insert—

- (a) if there is an official member under section 13(c)—at least 9; or
- (b) otherwise—at least 8.

9I Amendment of s 19 (Elected member's term of office)

- (1) Section 19(1), ‘, (b) or (f)’—

omit, insert—

or (b)

- (2) Section 19(2), ‘, (d) or (e)’—

omit, insert—

or (d)

9J Amendment of s 20 (Additional member's term of office)

Section 20, ‘The’—

omit, insert—

An

9K Amendment of s 20A (Dealing with casual vacancy in office of an elected member)

- (1) Section 20A(5)—

omit, insert—

- (5) Despite subsection (4), if the elected member was an undergraduate or postgraduate student, the council may appoint a student of that type to the office.

(2) Section 20A(7)—
omit.

9L Amendment of s 21 (Failure to elect elected members)

(1) Section 21(1)(a), ‘, (b) or (f)’—
omit, insert—
or (b)

(2) Section 21(1)(b), ‘to (e)’—
omit, insert—
or (d)

9M Omission of pt 2, div 3A (Council membership—membership resolution)

Part 2, division 3A—
omit.

9N Amendment of s 24 (Vacation of office)

Section 24(1)(b), ‘(f) or 22F(1)(a) to (c)’—
omit, insert—
(d)

9O Amendment of s 26AA (Election policy)

Section 26AA(1)(a), ‘, 20A, 22F and 22O’—
omit, insert—
and 20A

9P Amendment of s 26AB (Conduct of election)

Section 26AB, ‘, 20A, 22F or 22O’—
omit, insert—

or 20A

9Q Amendment of s 26AC (Eligibility to vote)

Section 26AC, ‘(f) or 22F(1)(a) to (c)’—

omit, insert—

(d)

9R Amendment of s 26C (Minister may extend terms of office)

(1) Section 26C(4)(b), ‘, 20, 22E, 22F(3) and 22G(1)’—

omit, insert—

and 20

(2) Section 26C(5)—

omit.

9S Amendment of s 62B (Report about person’s criminal history)

Section 62B(1), ‘or 22E’—

omit.

9T Insertion of new pt 8, div 4

Part 8—

insert—

Division 4

**Transitional provisions
for Electrical Safety
and Other Legislation
Amendment Act 2025**

87 Definitions for division

In this division—

continuing member see section 88(2).

new, in relation to a provision of this Act, means the provision as in force from the commencement.

repealed, in relation to a provision of this Act, means the provision as in force from time to time before the commencement.

88 Existing members

- (1) Each person who held office as a member immediately before the commencement continues to be a member on the commencement.
- (2) A person who continues to be a member under this section on the commencement is a *continuing member*.
- (3) On the commencement—
 - (a) for new part 2, division 3, each continuing member is taken to be a member of the same type the person was immediately before the commencement; and
 - (b) a continuing member who was appointed under repealed section 22E is taken to be a member appointed under new section 14; and
 - (c) a continuing member who was appointed under repealed section 22G is taken to be a member appointed under new section 16.
- (4) On the commencement, a continuing member's term of office is taken to be the same term for which the member was

appointed or elected under repealed part 2, division 3A.

89 Particular appointments of additional members do not take effect

- (1) This section applies to a person who was appointed as an additional member under repealed section 22G before the commencement but whose term of office was to start after the commencement.
- (2) The person's appointment does not take effect and is taken never to have been made.

90 Number of additional members during transitional period

- (1) From the commencement, the number of additional members is taken to be equal to the number of continuing members mentioned in section 88(3)(c) whose terms of office have not ended.
- (2) This section—
 - (a) applies despite new section 16(1); but
 - (b) stops applying on the earlier of—
 - (i) the first day after the commencement on which there are not more than 2 continuing members in relation to whom subsection (1) applies; or
 - (ii) 20 April 2026.

91 Minister may appoint elected member in particular circumstances

- (1) This section applies if, during the period starting on the day of the commencement and ending on 20 April 2026—

- (a) no person is elected for a class of elected members mentioned in new section 15(2)(c) or (d) (each a *student class*), other than because a casual vacancy has arisen; or
 - (b) both of the following apply—
 - (i) a casual vacancy arises in the office of a continuing member who is a student;
 - (ii) as a result of the vacancy, the council requires an elected member of a particular student class to comply with new section 15(2).
- (2) The Minister may appoint a person as an elected member for the student class.
 - (3) The council may, if asked by the Minister, nominate a person for appointment under subsection (2).
 - (4) A person appointed under subsection (2) is taken to have been elected at a council election for the student class.
 - (5) This section applies despite new section 20A.

9U Amendment of sch 2 (Dictionary)

- (1) Schedule 2, definitions *class*, *current membership resolution*, *effective day*, *eligible person*, *end day*, *membership class*, *membership resolution*, *previous membership resolution* and *total number of members*—
omit.
- (2) Schedule 2—
insert—

eligible person, for a class of elected members mentioned in section 15(2), means a person who is—

- (a) for the class mentioned in section 15(2)(a)—a member of the academic staff of the university; or
 - (b) for the class mentioned in section 15(2)(b)—a member of the professional and technical staff of the university; or
 - (c) for the class mentioned in section 15(2)(c)—an undergraduate student; or
 - (d) for the class mentioned in section 15(2)(d)—a postgraduate student.
- (3) Schedule 2, definition *additional member*, ‘or 22G’—
omit.
- (4) Schedule 2, definition *appointed member*, ‘or 22E’—
omit.
- (5) Schedule 2, definition *official member*, ‘or 22D’—
omit.

2 Long title

Long title, after ‘the *Electrical Safety Regulation 2013*,’—
insert—

the *James Cook University Act 1997*,

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