



CONSTITUTION AMENDMENT ACT 1982

No. 16 of 1982

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**AN ACT to amend the Constitution Act 1934 for the purpose of making provision for the appointment of a member of the Legislative Council or the House of Assembly to hold office as Secretary to Cabinet, for the purpose of reducing the number of Ministers in certain circumstances, and for related purposes.**

**[Royal Assent 14 July 1982]**

**BE** it enacted by His Excellency the Governor of Tasmania, by and with the advice and consent of the Legislative Council and House of Assembly, in Parliament assembled, as follows:—



8H—(1) A person holding office as Secretary to Cabinet ceases to hold that office—

How Secretary to Cabinet ceases to hold office.

- (a) when he dies;
- (b) if he resigns his office as such by writing under his hand addressed to the Governor;
- (c) if he is removed from office as such by the Governor;
- (d) if his seat as a Member of the Council or the Assembly becomes vacant, otherwise than by reason of the fact that the Assembly has been dissolved or has expired by the effluxion of time; or
- (e) on the expiration of the period of 7 days following the day of the return of the writs for the general election next following his appointment to hold that office.

(2) The Governor may, for any cause which appears to him to be sufficient, remove from office any person who is holding office as Secretary to Cabinet.

7—(1) Section 32 (2) of the Principal Act is amended by inserting “ or Secretary to Cabinet ” after “ Crown ”.

Amendment of section 32 of Principal Act (Office of Profit).

(2) Section 32 (3) of the Principal Act is amended by omitting “ hereof ”.

8—Where before the commencement of this Act any appointment of a member of the House of Assembly as Secretary to Cabinet purports to have been made which could have been made if this Act had commenced, that appointment shall be as valid and effectual as if the amendments to the Principal Act made by this Act had had effect at the time of that purported appointment, and any act, matter, or thing done or omitted to be done before that commencement by a member of that House while purporting to act in the capacity of Secretary to Cabinet shall be as valid and effectual as it would have been, and shall have the same consequences as it would have had, if he had been appointed as the Secretary to Cabinet after that commencement and had done or omitted to do that act, thing, or matter after being so appointed.

Validation of appointment, &c., of member of House of Assembly as Secretary to Cabinet.

