



**STATUTES AMENDMENT (MINISTERS OF THE CROWN) ACT 1997**

**No. 69 of 1997**

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**ELIZABETHAE II REGINAE**

A.D. 1997

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**No. 69 of 1997**

**An Act to amend the Constitution Act 1934, the Administrative Arrangements Act 1994, the Juries Act 1927, the Oaths Act 1936, and the Parliamentary Remuneration Act 1990.**

*[Assented to 11 December 1997]*

The Parliament of South Australia enacts as follows:

**PART 1  
PRELIMINARY**

**Short title**

1. This Act may be cited as the *Statutes Amendment (Ministers of the Crown) Act 1997*.

**Commencement**

2. This Act will come into operation on a day to be fixed by proclamation.

**Interpretation**

3. A reference in this Act to the principal Act is a reference to the Act referred to in the heading to the Part in which the reference occurs.

**PART 2  
AMENDMENT OF CONSTITUTION ACT 1934**

**Amendment of s. 45—Disqualification of members holding offices of profit**

4. Section 45 of the principal Act is amended by inserting in subsection (1a) "or as Parliamentary Secretary to the Premier" after "Crown" (first occurring).

**Amendment of s. 65—Number of Ministers of the Crown**

5. Section 65 of the principal Act is amended by striking out from subsection (1) "thirteen" and substituting "fifteen".

**Amendment of s. 66—Ministerial offices**

6. Section 66 of the principal Act is amended by striking out subsection (2) and substituting the following subsection:

(2) Every Minister of the Crown is, *ex officio*, a member of the Executive Council unless an appointment is made taking the number of Ministers to more than thirteen, in which case, while the number of Ministers exceeds thirteen, the Executive Council will consist of not more than ten Ministers of the Crown appointed to the Executive Council by the Governor.

**Insertion of s. 67A**

7. The following section is inserted after section 67 of the principal Act:

**Parliamentary Secretary to Premier**

67A. The Governor may appoint a member of Parliament as Parliamentary Secretary to the Premier.

**PART 3  
AMENDMENT OF ADMINISTRATIVE ARRANGEMENTS ACT 1994**

**Insertion of s. 9A**

8. The following section is inserted after section 9 of the principal Act:

**Appointment of delegate Minister**

9A. (1) The Governor may, by proclamation, appoint a Minister as the delegate Minister of another Minister.

(2) A Minister appointed under subsection (1) as the delegate Minister of another Minister has all the functions and powers of the other Minister (but the other Minister is not as a result prevented from carrying out or exercising any of the functions or powers).

**PART 4  
AMENDMENT OF JURIES ACT 1927**

**Amendment of Schedule 3**

9. Schedule 3 of the principal Act is amended by striking out "Members of Executive Council" and substituting "Ministers of the Crown".

**PART 5  
AMENDMENT OF OATHS ACT 1936**

**Insertion of s. 6A**

10. The following section is inserted after section 6 of the principal Act:

**Oaths to be taken by Ministers who are not members of Executive Council or by Parliamentary Secretary to Premier**

6A. Every Minister of the Crown who is not a member of the Executive Council and any member of Parliament appointed as Parliamentary Secretary to the Premier must, as soon as is practicable after accepting office, take the oath of allegiance and the official oath before the Governor.

**PART 6**  
**AMENDMENT OF PARLIAMENTARY REMUNERATION ACT 1990**

**Amendment of Schedule**

11. The Schedule of the principal Act is amended—

(a) by striking out the entry—

Minister of the Crown (not referred to above) . . . . .75

and substituting the entry—

Minister of the Crown not referred to above—

if a member of Executive Council . . . . .75

if not a member of Executive Council . . . . .41;

(b) by inserting after the entry—

Deputy Leader of the Opposition in the House of Assembly . . . . . 60

the entry—

Parliamentary Secretary to the Premier . . . . .20.

In the name and on behalf of Her Majesty, I hereby assent to this Bill.

E. J. NEAL Governor