

REPUBLIC OF NAURU

PUBLIC FINANCE (CONTROL AND MANAGEMENT) (AMENDMENT) BILL 2020

EXPLANATORY MEMORANDUM

The *Public Finance (Control and Management) (Amendment) Bill 2020* is a Bill for the *Public Finance (Control and Management) (Amendment) Act 2020*.

This memorandum provides an explanation of the Bill and is only intended to indicate the general effect.

EXPLANATION OF CLAUSES

Clause 1 provides that, once enacted, the short title of the Bill will be the *Public Finance (Control and Management) (Amendment) Act 2020*.

Clause 2 sets out when the Bill's provisions will commence which is upon certification by the Speaker.

Clause 3 is the enabling provision for the amendment of the *Public Finance (Control and Management) Act 1997*.

Clause 4 amends Section 2 of the Act.

- (a) Section 2(2)(e) currently provides that the Secretary for Justice is deemed to be the Head of Department for the Nauru Police Force for the purposes of the *Public Finance (Control and Management) Act 1997*. This was the position in 1997. In 2003, the Nauru Police Force was severed from the Department of Justice. Currently, the Nauru Police Force manages its own budget and report to its line Minister who is His Excellency the President. The Commissioner of Police is the Head of Department. The Secretary for Justice no longer has any role with the Nauru Police Force including for the purposes of the Act. For that reason, the Secretary for Justice is now removed from that role by deleting the the words 'Secretary for Justice' and substituting with the words 'Commissioner of Police'.
- (b) by inserting the term 'Commissioner of Police' and its definition under subsection (1). This is necessary as a consequential change to Section 2(2)(e).