Western Australia

Small Business Development Corporation Amendment (COVID-19 Response) Act 2022

Western Australia

Small Business Development Corporation Amendment (COVID-19 Response) Act 2022

Contents

1. Short title 2

2. Commencement 2

3. Act amended 2

4. Long title replaced 2

5. Section 11 amended 3

6. Section 11AA inserted 3

11AA. Financial assistance, grants and operational funding in relation to small businesses 3

7. Section 19 amended 5

Western Australia

Small Business Development Corporation Amendment (COVID‑19 Response) Act 2022

No. 4 of 2022

An Act to amend the *Small Business Development Corporation Act 1983*.

[*Assented to 21 March 2022*]

The Parliament of Western Australia enacts as follows:

##### 1. Short title

This is the *Small Business Development Corporation Amendment (COVID‑19 Response) Act 2022*.

##### 2. Commencement

This Act comes into operation as follows —

(a) sections 1 and 2 — on the day on which this Act receives the Royal Assent;

(b) the rest of the Act — on the day after that day.

##### 3. Act amended

This Act amends the *Small Business Development Corporation Act 1983*.

##### 4. Long title replaced

Delete the long title and insert:

An Act —

* to establish a Small Business Development Corporation and Small Business Commissioner; and
* to encourage, promote, facilitate and assist the establishment, development and carrying on of small business in the State; and
* to enhance a competitive and fair operating environment for small business in the State; and
* to empower the Corporation to give financial assistance, grants and operational funding in relation to small businesses; and
* to provide alternative dispute resolution services in respect of small business disputes and disputes referred under any other Act; and
* for related matters.

##### 5. Section 11 amended

(1) Delete section 11(2)(e) and insert:

(e) to provide financial assistance, grants and operational funding under section 11AA;

(2) In section 11(3):

(a) in paragraph (b) delete “facilities.” and insert:

facilities; and

(b) after paragraph (b) insert:

(c) enter into contracts or other arrangements.

(3) Delete section 11(4).

##### 6. Section 11AA inserted

After section 11 insert:

11AA. Financial assistance, grants and operational funding in relation to small businesses

(1) The Corporation may —

(a) give financial assistance and grants to small businesses in accordance with any guidelines made under subsection (2); and

(b) in accordance with the guidelines made under subsection (3) —

(i) give financial assistance, grants and operational funding to non‑government organisations working with, or on behalf of, small businesses; and

(ii) give financial assistance and grants to persons who are not small businesses for the purposes of financially benefitting small businesses;

and

(c) without limiting section 11(3)(c), enter into a contract or other arrangement with a person who is to be given financial assistance, a grant or operational funding under paragraph (a) or (b) in relation to that financial assistance, grant or operational funding.

(2) The Corporation may make guidelines with respect to the provision of financial assistance or grants under subsection (1)(a).

(3) The Corporation must make guidelines with respect to the provision of financial assistance, grants or operational funding under subsection (1)(b).

(4) The Corporation may amend or revoke guidelines made under subsection (2) or (3).

(5) The Corporation must publish guidelines made under subsection (2) or (3), or amended under subsection (4), on the Corporation’s website.

##### 7. Section 19 amended

After section 19(3)(b) insert:

(ba) to pay the financial assistance, grants or operational funding given under section 11AA(1);



© State of Western Australia 2022.

This work is licensed under a Creative Commons Attribution 4.0 International Licence (CC BY 4.0). To view relevant information and for a link to a copy of the licence, visit www.legislation.wa.gov.au.

Attribute work as: © State of Western Australia 2022.

By Authority: GEOFF O. LAWN, Government Printer