



Western Australia

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

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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:

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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

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- (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);

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