

2022-2023

The Parliament of the  
Commonwealth of Australia

THE SENATE

*Presented and read a first time*

**Public Governance, Performance and  
Accountability Amendment (Vaccine  
Indemnity) Bill 2023**

**No.     , 2023**

*(Senator Babet)*

**A Bill for an Act to amend the *Public Governance,  
Performance and Accountability Act 2013*, and for  
related purposes**



---

## Contents

1	Short title.....	1
2	Commencement.....	1
3	Schedules.....	2
<b>Schedule 1—Amendments</b>		<b>3</b>
	<i>Public Governance, Performance and Accountability Act 2013</i>	3





1

---

**Commencement information**

<b>Column 1</b>	<b>Column 2</b>	<b>Column 3</b>
<b>Provisions</b>	<b>Commencement</b>	<b>Date/Details</b>
1. The whole of this Act	The day after this Act receives the Royal Assent.	

2

Note: This table relates only to the provisions of this Act as originally enacted. It will not be amended to deal with any later amendments of this Act.

3

4

5

(2) Any information in column 3 of the table is not part of this Act. Information may be inserted in this column, or information in it may be edited, in any published version of this Act.

6

7

8

### **3 Schedules**

9

Legislation that is specified in a Schedule to this Act is amended or repealed as set out in the applicable items in the Schedule concerned, and any other item in a Schedule to this Act has effect according to its terms.

10

11

12

---

1 **Schedule 1—Amendments**  
2

3 ***Public Governance, Performance and Accountability Act***  
4 ***2013***

5 **1 After section 61**

6 Insert:

7 **61A Vaccine indemnities**

8 (1) The Finance Minister must not grant an indemnity on behalf of the  
9 Commonwealth to a manufacturer of a vaccine in relation to the  
10 use of the vaccine.

11 (2) A corporate Commonwealth entity must not grant an indemnity to  
12 a manufacturer of a vaccine in relation to the use of the vaccine.

13 (3) This section applies despite sections 60 and 61, and any rules made  
14 for the purposes of those sections.

15 (4) In this section:

16 ***manufacturer***, in relation to a vaccine, includes a person who is or  
17 is to be a sponsor of the vaccine within the meaning of the  
18 *Therapeutic Goods Act 1989*.

19 ***vaccine*** means a vaccine for the purpose of immunising persons.

20 **2 Application of amendments**

21 Section 61A of the *Public Governance, Performance and*  
22 *Accountability Act 2013*, as inserted by this Schedule, applies in relation  
23 to the granting of indemnities on or after the day this item commences.