



Australian Capital Territory

Human Rights Commission Legislation Amendment Act 2006

A2006-3

Contents

	Page
1 Name of Act	2
2 Commencement	2
3 Legislation amended	2
4 Section 2	2
Schedule 1	
Consequential amendments	4
Part 1.1	
Health Records (Privacy and Access) Act 1997	4
Part 1.2	
Human Rights Commission (Children and Young People Commissioner) Amendment Act 2005	5
Part 1.3	
Human Rights Commission Legislation Amendment Act 2005	5
Part 1.4	
Public Advocate Act 2005	7

J2005 -1084

Authorised by the ACT Parliamentary Counsel—also accessible at www.legislation.act.gov.au



Australian Capital Territory

Human Rights Commission Legislation Amendment Act 2006

A2006-3

An Act to amend the *Human Rights Commission Act 2005*, and for other purposes

The Legislative Assembly for the Australian Capital Territory enacts as follows:

J2005 -1084

Authorised by the ACT Parliamentary Counsel—also accessible at www.legislation.act.gov.au

1 Name of Act

This Act is the *Human Rights Commission Legislation Amendment Act 2006*.

2 Commencement

This Act commences on the day after its notification day.

Note The naming and commencement provisions automatically commence on the notification day (see Legislation Act, s 75 (1)).

3 Legislation amended

This Act amends the *Human Rights Commission Act 2005*.

Note This Act also amends the following legislation (see sch 1):

- *Health Records (Privacy and Access) Act 1997*
- *Human Rights Commission (Children and Young People Commissioner) Amendment Act 2005*
- *Human Rights Commission Legislation Amendment Act 2005*
- *Public Advocate Act 2005*.

4 Section 2

substitute

2 Commencement

- (1) This Act commences on a day fixed by the Minister by written notice.

Note 1 The naming and commencement provisions automatically commence on the notification day (see Legislation Act, s 75 (1)).

Note 2 A single day or time may be fixed, or different days or times may be fixed, for the commencement of different provisions (see Legislation Act, s 77 (1)).

- (2) The Legislation Act, section 79 (Automatic commencement of postponed law) does not apply to this Act.

Schedule 1 Consequential amendments

(see s 3)

Part 1.1 Health Records (Privacy and Access) Act 1997

[1.1] New part 10

insert

Part 10 Transitional—Human Rights Commission Legislation Amendment Act 2006

50 Transitional—effect of Health Records (Privacy and Access) Amendment Act 2005 (No 2)

- (1) The *Health Records (Privacy and Access) Amendment Act 2005 (No 2)* A2005-63 is taken to have always had effect as if each amendment of the dictionary were an amendment of section 4.
- (2) This section is a law to which the Legislation Act, section 88 (Repeal does not end effect of transitional laws etc) applies.

51 Expiry—pt 10

This part expires on the day after the day it commences.

Part 1.2 **Human Rights Commission (Children and Young People Commissioner) Amendment Act 2005**

[1.2] Section 2

substitute

2 Commencement

This Act commences on the commencement of the *Human Rights Commission Act 2005*, section 3.

Note The naming and commencement provisions automatically commence on the notification day (see Legislation Act, s 75 (1)).

Part 1.3 **Human Rights Commission Legislation Amendment Act 2005**

[1.3] Section 2 (2)

substitute

- (2) The following amendments in schedule 1 commence on the commencement of the *Human Rights Commission Legislation Amendment Act 2006*:
- amendment 1.92
 - amendment 1.93
 - amendment 1.94
 - amendment 1.95
 - amendment 1.97
 - amendment 1.100.

- (3) The remaining provisions commence on the commencement of the *Human Rights Commission Act 2005*, section 3.

Note The naming and commencement provisions automatically commence on the notification day (see Legislation Act, s 75 (1)).

[1.4] Schedule 1, amendment 1.93

substitute

[1.93] Section 4, definitions of *health record, health service, health service provider, immediate family member, medical board, personal health information, record, record keeper and registration board*

omit

[1.5] Schedule 1, amendment 1.95, new section 4B, note 1

omit

the offences against section 23

substitute

all offences against this Act

[1.6] Schedule 1, amendment 1.100, new dictionary, definitions of *commission, consumer, disability and guardian*

omit

[1.7] Schedule 1, new amendments

in part 1.6, insert

[1.100A] Dictionary, definition of *commissioner*

omit

[1.100B] Dictionary, new definition of *commission*

insert

commission means the human rights commission.

[1.100C] Dictionary, definition of *disability*

substitute

disability—see the *Human Rights Commission Act 2005*, section 8 (2).

Part 1.4 Public Advocate Act 2005

[1.8] Section 2

substitute

2 Commencement

- (1) This Act (other than section 11 (2)) commences on 1 March 2006.

Note The naming and commencement provisions automatically commence on the notification day (see Legislation Act, s 75 (1)).

- (2) Section 11 (2) commences on the commencement of the *Human Rights Commission Act 2005*, section 3.

Endnotes

1 Presentation speech

Presentation speech made in the Legislative Assembly on 14 February 2006.

2 Notification

Notified under the Legislation Act on 22 February 2006.

3 Republications of amended laws

For the latest republication of amended laws, see www.legislation.act.gov.au.

I certify that the above is a true copy of the Human Rights Commission Legislation Amendment Bill 2006, which was passed by the Legislative Assembly on 16 February 2006.

Clerk of the Legislative Assembly

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