

2021

THE LEGISLATIVE ASSEMBLY
FOR THE AUSTRALIAN CAPITAL TERRITORY

(As presented)

(Attorney-General)

Statute Law Amendment Bill 2021

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(Attorney-General)

Statute Law Amendment Bill 2021

A Bill for

An Act to amend legislation for the purpose of statute law revision, and for other purposes

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

1 **1 Name of Act**

2 This Act is the *Statute Law Amendment Act 2021*.

3 **2 Commencement**

4 (1) This Act (other than schedule 3, part 3.45) commences on the
5 14th day after its notification day.

6 *Note* The naming and commencement provisions automatically commence on
7 the notification day (see [Legislation Act](#), s 75 (1)).

8 (2) Schedule 3, part 3.45 commences on the later of—

9 (a) the commencement of the *Planning Legislation Amendment*
10 *Act 2020*, section 7; and

11 (b) the commencement of this Act, section 3.

12 **3 Notes**

13 A note included in this Act is explanatory and is not part of this Act.

14 *Note* See the [Legislation Act](#), s 127 (1), (4) and (5) for the legal status of notes.

15 **4 Purpose of Act**

16 The purpose of this Act is to improve the quality of the statute law of
17 the Territory by amending legislation for the purpose of statute law
18 revision.

19 **5 Legislation amended—schs 1-3**

20 This Act amends the legislation mentioned in schedules 1 to 3.

1 **Schedule 1** **Minor amendments**

2 (see s 5)

3 **Part 1.1** **Controlled Sports Act 2019**

4 **[1.1] Section 86 (1)**

5 *substitute*

6 (1) The Minister may establish an advisory committee to inform or
7 advise either or both of the following about controlled sports:

8 (a) the Minister;

9 (b) the registrar.

10 **Explanatory note**

11 This amendment updates a provision to include the controlled sports registrar as someone who
12 may be informed or advised about controlled sports by an advisory committee.

13 The *Controlled Sports Act 2019*, section 86 (1) gives the Minister power to establish an advisory
14 committee to inform or advise the Minister about controlled sports. Currently, only the Minister
15 may be informed or advised. However, it would be useful for an advisory committee to also be
16 able to inform or advise the controlled sports registrar as the registrar is responsible for exercising
17 many of the functions under the Act. This amendment updates section 86 (1) by inserting the
18 registrar as someone who may be informed or advised about controlled sports issues by an
19 advisory committee.

20 **[1.2] Section 86 (5)**

21 *substitute*

22 (5) In exercising a function under this Act, the Minister and the registrar
23 must consider any relevant information or advice given to the
24 Minister or the registrar by an advisory committee.

25 **Explanatory note**

26 This amendment updates a provision to include the controlled sports registrar as someone who
27 must consider any relevant information or advice given by an advisory committee in exercising
28 a function under the Act. This amendment is consequential on amendment 1.1.

1 **Part 1.3** **Public Sector Management**
2 **Act 1994**

3 **[1.4] New section 251 (5) and (6)**

4 *insert*

- 5 (5) The [Legislation Act](#), section 47 (3) and (6) does not apply to a
6 Commonwealth law or an ACT enterprise agreement applied, adopted
7 or incorporated in a management standard.

8 *Note* A Commonwealth law or an ACT enterprise agreement does not need to
9 be notified under the [Legislation Act](#) because s 47 (6) does not apply
10 (see [Legislation Act](#), s 47 (7)). Commonwealth laws are accessible at
11 www.legislation.gov.au and ACT enterprise agreements are accessible at
12 www.jobs.act.gov.au.

- 13 (6) In this section:

14 ***ACT enterprise agreement*** means an enterprise agreement, approved
15 by the Fair Work Commission under the [Fair Work Act 2009](#) (Cwlth),
16 to which the Territory is a party.

17 ***Commonwealth law*** means a Commonwealth Act or a disallowable
18 legislative instrument under a Commonwealth Act.

1 *disallowable legislative instrument*, for a Commonwealth Act—
2 see the [Legislation Act](#), section 47 (10).

3 **Explanatory note**

4 This amendment disapplies the *Legislation Act 2001* (the ‘[Legislation Act](#)’), section 47 (3)
5 and (6) in relation to a Commonwealth law or an ACT enterprise agreement applied, adopted or
6 incorporated in a management standard.

7 As a statutory instrument, a management standard may apply, adopt or incorporate a law of
8 another jurisdiction, such as a Commonwealth law, or an external document, such as an ACT
9 enterprise agreement, as in force only at a particular time (see [Legislation Act](#), section 47 (3)).
10 This is generally the time at which the instrument is made. However, by displacing section 47 (3),
11 a management standard may apply a Commonwealth law or an ACT enterprise agreement as in
12 force from time to time (see [Legislation Act](#), section 47 (4) (a)). The management standards under
13 the *Public Sector Management Standards 2016* incorporate the terms of ACT enterprise
14 agreements in relation to superannuation and other entitlements of certain public servants and
15 statutory office-holders. This amendment ensures that the enterprise agreements and any relevant
16 Commonwealth laws apply as in force from time to time.

17 The [Legislation Act](#), section 47 (6) provides that if section 47 (3) is displaced and a law of another
18 jurisdiction or an instrument is applied as in force from time to time, the law or instrument, and
19 any later changes to the law or instrument, are taken to be notifiable instruments. A notifiable
20 instrument must be notified on the Legislation Register under the [Legislation Act](#). However,
21 section 47 (6) may be displaced, meaning the law or instrument would not be required to be
22 notified on the Legislation Register (see [Legislation Act](#), section 47 (7)). This amendment
23 displaces section 47 (6) because both Commonwealth laws and ACT enterprise agreements are
24 readily accessible on the internet and there is therefore no need for them to be published on the
25 Legislation Register.

1 Part 1.4 Workers Compensation Act 1951

2 [1.5] Section 75 (3)

3 *substitute*

- 4 (3) The per kilometre cost for the car is the amount determined by the
5 commissioner of taxation under the *Income Tax Assessment*
6 *Act 1997* (Cwlth), section 28-25 (4) for the financial year in which
7 the cost was incurred.

8 Explanatory note

9 This amendment updates an outdated cross-reference.

10 The *Workers Compensation Act 1951*, part 4.5 (Compensation for medical treatment, damage and
11 other costs) sets out when compensation for medical treatment, damage and other costs are
12 payable by an employer to, or in relation to, a worker in relation to an injury. Section 75 sets out
13 how to work out the costs of taking an injured worker by private motor vehicle to and from a
14 place to receive medical treatment or rehabilitation services. Section 75 (2) states that ‘the
15 transport cost is the cost worked out by multiplying the number of kilometres travelled to and
16 from the place by the per kilometre cost for the car’. Section 75 (3) establishes the ‘per kilometre
17 cost for the car’, which currently is ‘the amount mentioned in the *Income Tax Assessment*
18 *Regulations 1997* (Cwlth), schedule 1, part 2 in relation to the size of the car for the financial year
19 in which the cost was incurred’.

20 The *Income Tax Assessment Regulations 1997* (Cwlth), schedule 1, part 2 set out the number of
21 cents used for calculating a deduction for car expenses for an income year, using the ‘cents per
22 kilometre’ method for the *Income Tax Assessment Act 1997* (Cwlth), section 28-25. However,
23 section 28-25 was amended in 2016 so that the ‘number of cents’ amount was determined by the
24 commissioner of taxation in a legislative instrument rather than being set out in the Regulation.

25 This amendment updates section 75 (3) by replacing the outdated cross-reference to the
26 Regulation with the correct cross-reference to the legislative instrument determined by the
27 commissioner under the *Income Tax Assessment Act 1997* (Cwlth).

1 **Schedule 2 Legislation Act 2001**

2 (see s 5)

3 **[2.1] Section 6 (7)**

4 *omit*

5 subsection (5)

6 *substitute*

7 subsection (6)

8 **Explanatory note**

9 This amendment corrects a cross-reference.

10 **[2.2] Section 19 (4), note**

11 *omit*

12 **Explanatory note**

13 This amendment omits a note that is no longer necessary.

14 **[2.3] Section 19 (5), examples**

15 *substitute*

16 **Example**

17 An instrument under the [Self-Government Act](#) notifying the appointment of
18 Ministers is entered in the register as a notifiable instrument even though the
19 instrument is not taken to be a notifiable instrument under s 10 (Meaning of
20 *notifiable instrument*). The instrument is also numbered as a notifiable instrument.
21 The page of the register for the notification mentions that it is made under the
22 [Self-Government Act](#) and is not a notifiable instrument but is included in the
23 register for information.

24 **Explanatory note**

25 This amendment omits an example that is no longer necessary.

[2.4] Section 45 (4), definition of *disallowable instrument*

1
2 *substitute*

3 *disallowable legislative instrument*, for a Commonwealth Act,
4 means a legislative instrument that can be disallowed under the
5 [Legislation Act 2003](#) (Cwlth), chapter 3, part 2 (Parliamentary
6 scrutiny of legislative instruments), including that part, or provisions
7 of that part, applied by another Commonwealth law.

8 Explanatory note

9 This amendment revises the definition to correct a cross-reference and to more precisely reflect
10 the language of the [Legislation Act 2003](#) (Cwlth).

[2.5] Section 45 (4), definition of *law*, paragraph (b)

11
12 *omit*

13 disallowable instrument

14 *substitute*

15 disallowable legislative instrument

16 Explanatory note

17 This amendment updates language as a result of amendment 2.4.

[2.6] Section 47 (10), definition of *disallowable instrument*

18
19 *substitute*

20 *disallowable legislative instrument*, for a Commonwealth Act,
21 means a legislative instrument that can be disallowed under the
22 [Legislation Act 2003](#) (Cwlth), chapter 3, part 2 (Parliamentary
23 scrutiny of legislative instruments), including that part, or provisions
24 of that part, applied by another Commonwealth law.

25 Explanatory note

26 This amendment revises the definition to correct a cross-reference and to more precisely reflect
27 the language of the [Legislation Act 2003](#) (Cwlth).

1 **[2.7] Section 47 (10), definition of *law of another jurisdiction*,**
2 **paragraph (a)**

3 *omit*
4 disallowable instrument
5 *substitute*
6 disallowable legislative instrument

7 **Explanatory note**

8 This amendment updates language as a result of amendment 2.6.

9 **[2.8] Section 52 (4), example**

10 *omit*

11 **Explanatory note**

12 This amendment omits an example that is no longer necessary and is inconsistent with current
13 drafting practice.

14 **[2.9] Section 89, examples 1 to 3**

15 *omit*

16 **Explanatory note**

17 This amendment omits examples that are no longer necessary.

18 **[2.10] Section 132 (1), examples and notes**

19 *omit*

20 **Explanatory note**

21 This amendment omits examples and notes that are no longer necessary.

1 **[2.11] Section 255 (3), example and note**

2 *omit*

3 **Explanatory note**

4 This amendment omits an example and a note that are no longer necessary.

5 **[2.12] Schedule 1, part 1.1, items 9 and 11**

6 *omit*

7 **Explanatory note**

8 This amendment omits items that are redundant because the Acts mentioned in the items have
9 been repealed or ceased to have effect.

10 **[2.13] Further amendments, examples**

11 *omit the examples in*

- 12 • section 18 (2)
- 13 • section 19 (10)
- 14 • section 24 (1)
- 15 • section 42 (2)
- 16 • section 56 (3), (4) and (5)
- 17 • section 57 (3) and (4)
- 18 • section 59 (2)
- 19 • section 60 (1)
- 20 • section 73 (2)
- 21 • section 75 (1) and (2)
- 22 • section 77 (1) and (4)
- 23 • section 79 (1)
- 24 • section 86 (1) and (2)
- 25 • section 89 (12), definition of *amending law*, paragraph (e)
- 26 • section 91 (9)
- 27 • section 92 (1)

- 1 • section 96 (3)
- 2 • section 100 (1) and (2)
- 3 • section 103
- 4 • section 106A (1)
- 5 • section 132 (2)
- 6 • section 133 (2)
- 7 • section 143 (1)
- 8 • section 164 (2)
- 9 • section 257 (2) (d)

10 **Explanatory note**

11 This amendment omits examples that are no longer necessary.

1 **Schedule 3** **Technical amendments**

2 (see s 5)

3 **Part 3.1** **Animal Diseases Act 2005**

4 **[3.1] Section 11 (1) etc**

5 *omit the following notes*

- 6 • section 11 (1), note
7 • section 23 (1), note
8 • section 62C (2), note 2

9 **Explanatory note**

10 This amendment omits standard notes about approved forms that are redundant because approved
11 forms are not used for this Act.

12 **[3.2] Section 89**

13 *omit*

14 **Explanatory note**

15 This amendment omits a provision that is redundant because approved forms are not used for this
16 Act.

17 **Part 3.2** **Animal Welfare Act 1992**

18 **[3.3] Section 26 (1) etc**

19 *omit the following notes*

- 20 • section 26 (1), note 1
21 • section 34 (2), note 1
22 • section 37 (1), note 1
23 • section 46 (2), note 1
24 • section 49A (a), note

- 1 • section 54 (1), note 1
2 • section 59A (2), note 1
3 • section 63 (1), note 1
4 • section 71 (2), note 1
5 • section 95 (1), note 1

6 **Explanatory note**

7 This amendment omits standard notes about approved forms that are redundant because approved
8 forms are not used for this Act.

9 **[3.4] Section 110A**

10 *omit*

11 **Explanatory note**

12 This amendment omits a provision that is redundant because approved forms are not used for this
13 Act.

14 **Part 3.3** **Building and Construction**
15 **Industry (Security of Payment)**
16 **Act 2009**

17 **[3.5] Section 15 (1) etc**

18 *omit the following notes*

- 19 • section 15 (1), note 1
20 • section 16 (1), note 1
21 • section 17 (2), note
22 • section 18 (3), note
23 • section 19 (1), note
24 • section 21 (1), note
25 • section 22 (1), note
26 • section 26 (2), note

- 1 • section 26 (3), note
2 • section 31 (1), note 1

3 **Explanatory note**

4 This amendment omits standard notes about approved forms that are redundant because approved
5 forms are not used for this Act.

6 **[3.6] Section 47**

7 *omit*

8 **Explanatory note**

9 This amendment omits a provision that is redundant because approved forms are not used for this
10 Act.

11 **Part 3.4 Clinical Waste Act 1990**

12 **[3.7] Section 14 (2) (b)**

13 *substitute*

14 (b) must contain a list of waste disposal sites.

15 **Explanatory note**

16 This amendment remakes section 14 (2) (b) to omit a reference to an approved form under
17 section 41, which is omitted by another amendment. Approved forms are not used for this Act.

18 **[3.8] Section 19 (2), note 1**

19 *omit*

20 **Explanatory note**

21 This amendment omits a standard note about approved forms that is redundant because approved
22 forms are not used for this Act.

1 **[3.9] Section 41**

2 *omit*

3 **Explanatory note**

4 This amendment omits a provision that is redundant because approved forms are not used for this
5 Act.

6 **Part 3.5 Construction Occupations**
7 **(Licensing) Act 2004**

8 **[3.10] Dictionary, new definitions**

9 *insert*

10 *entity*, for part 4 (Rectification orders, enforceable undertakings and
11 other obligations on licensees)—see section 34 (1) (a).

12 *rectification undertaking*, for part 4 (Rectification orders,
13 enforceable undertakings and other obligations on licensees)—
14 see section 47B.

15 **Explanatory note**

16 This amendment inserts signpost definitions for terms defined elsewhere in the Act.

17 **Part 3.6 Crimes (Restorative Justice)**
18 **Act 2004**

19 **[3.11] Section 22 (2), definition of *victims of crime***
20 ***commissioner***

21 *omit*

22 **Explanatory note**

23 This amendment omits a definition that is made redundant as a result of amendment 3.12.

1 **[3.12] Dictionary, note 2**

2 *insert*

- 3 • victims of crime commissioner.

4 **Explanatory note**

5 Dictionary, note 2 lists examples of terms used in the Act that are defined in the [Legislation Act](#),
6 dictionary, part 1. This amendment updates the note to insert a term used in the Act and defined
7 in the [Legislation Act](#), dictionary, part 1.

8 **Part 3.7 Crimes (Sentence**
9 **Administration) Act 2005**

10 **[3.13] Section 320B (2), definition of *CYP young offender*,**
11 **paragraph (b) (ii)**

12 *omit*

13 CYP director-general

14 *substitute*

15 director-general responsible for administering the [Children and](#)
16 [Young People Act 2008](#)

17 **Explanatory note**

18 This amendment omits a term that is defined in the dictionary but only used in this section, and
19 replaces the term with the substance of the definition. The definition is omitted from the
20 dictionary by amendment 3.14.

21 **[3.14] Dictionary, definition of *CYP director-general***

22 *omit*

23 **Explanatory note**

24 This amendment omits a definition that is made redundant as a result of amendment 3.13.

1 **Part 3.9** **Dangerous Substances**
2 **(Explosives) Regulation 2004**

3 **[3.18] Table 259, item 6, column 2**

4 *omit*

5 in writing

6 **Explanatory note**

7 This amendment omits words that are now redundant because of the [Legislation Act](#),
8 section 42 (2), which requires disallowable instruments to be in writing.

9 **[3.19] Dictionary, note 2**

10 *insert*

- 11 • AS (see s 164 (1))

12 **Explanatory note**

13 Dictionary, note 2 lists examples of terms used in the regulation that are defined in the [Legislation](#)
14 [Act](#), dictionary, part 1. This amendment updates the note to insert a term used in the regulation
15 and defined in the [Legislation Act](#).

16 **Part 3.10** **Drugs of Dependence Act 1989**

17 **[3.20] Section 193B (1)**

18 *omit*

19 , in writing,

20 **Explanatory note**

21 This amendment omits words that are redundant because of the [Legislation Act](#), section 42 (2),
22 which requires disallowable instruments to be in writing.

1 **[3.21] Section 204 (1)**

2 *omit*

3 , in writing,

4 **Explanatory note**

5 This amendment omits words that are redundant because of the [Legislation Act](#), section 42 (2),
6 which requires disallowable instruments to be in writing.

7 **[3.22] Section 205**

8 *omit*

9 **Explanatory note**

10 This amendment omits a provision that is redundant because approved forms are not used for this
11 Act.

12 **Part 3.11 Duties Act 1999**

13 **[3.23] Section 14 (1), note**

14 *omit*

15 **Explanatory note**

16 This amendment omits a standard note about approved forms that is redundant because approved
17 forms are not used for this Act. The [Taxation Administration Act 1999](#), section 139C, which
18 provides that forms may be approved for this Act, is omitted by another amendment.

1 **[3.24] Section 15 (2) (a)**

2 *omit*

3 (Registrar-general may give information about certain dutiable
4 transactions and instruments to revenue commissioner)

5 *substitute*

6 (Registrar-general must give information about certain transactions
7 and instruments to revenue commissioner)

8 **Explanatory note**

9 This amendment corrects a cross-reference.

10 **[3.25] Section 75AB (1) etc**

11 *omit the following notes*

- 12 • section 75AB (1), note
- 13 • section 87 (3), note
- 14 • section 106 (1), note
- 15 • section 115B (2), note 1

16 **Explanatory note**

17 This amendment omits standard notes about approved forms that are redundant because approved
18 forms are not used for this Act. The *Taxation Administration Act 1999*, section 139C, which
19 provides that forms may be approved for this Act, is omitted by another amendment.

20 **[3.26] Section 115B (3) (e)**

21 *omit*

22 **Explanatory note**

23 This amendment omits a reference to an approved form that is redundant because approved forms
24 are not used for this Act. The *Taxation Administration Act 1999*, section 139C, which provides
25 that forms may be approved for this Act, is omitted by another amendment.

1 **[3.30] Dictionary, note 2**

2 *insert*

- 3 • director-general (see s 163)

4 **Explanatory note**

5 Dictionary, note 2 lists examples of terms used in the Act that are defined in the [Legislation Act](#),
6 dictionary, part 1. This amendment updates the note to insert a term as a consequence of
7 amendment 3.28.

8 **Part 3.13 Electricity Feed-in (Large-scale**
9 **Renewable Energy Generation)**
10 **Act 2011**

11 **[3.31] Section 24**

12 *omit*

13 **Explanatory note**

14 This amendment omits a provision that is redundant because approved forms are not used for this
15 Act.

16 **Part 3.14 Energy Efficiency (Cost of**
17 **Living) Improvement Act 2012**

18 **[3.32] Section 17 (2) etc**

19 *omit the following notes*

- 20 • section 17 (2), note
21 • section 17A (1), note 1

- 1 • section 17B (2), note
2 • section 19 (2), note 1

3 **Explanatory note**

4 This amendment omits standard notes about approved forms that are redundant because approved
5 forms are not used for this Act.

6 **[3.33] Section 56**

7 *omit*

8 **Explanatory note**

9 This amendment omits a provision that is redundant because approved forms are not used for this
10 Act.

11 **Part 3.15 Environment Protection Act 1997**

12 **[3.34] Section 76A (2) etc**

13 *omit the note in*

- 14 • section 76A (2)
15 • section 76B
16 • section 92 (1)
17 • section 159A (1)

18 **Explanatory note**

19 This amendment omits standard notes about approved forms that are redundant because approved
20 forms are not used for this Act.

21 **[3.35] Section 165A**

22 *omit*

23 **Explanatory note**

24 This amendment omits a provision that is redundant because approved forms are not used for this
25 Act.

1 **Part 3.16** **Environment Protection**
2 **Regulation 2005**

3 **[3.36] Section 14 (2) (h), note**

4 *omit*

5 **Explanatory note**

6 This amendment omits a standard note about approved forms that is redundant because approved
7 forms are not used for the Act.

8 **Part 3.17** **First Home Owner Grant Act 2000**

9 **[3.37] Section 14 (1), note 1 and section 28 (4), note**

10 *omit*

11 **Explanatory note**

12 This amendment omits standard notes about approved forms that are redundant because approved
13 forms are not used for this Act.

14 **[3.38] Section 55**

15 *omit*

16 **Explanatory note**

17 This amendment omits a provision that is redundant because approved forms are not used for this
18 Act.

19 **Part 3.18** **Fisheries Act 2000**

20 **[3.39] Section 36B (1), note and section 38, note 2**

21 *omit*

22 **Explanatory note**

23 This amendment omits standard notes about approved forms that are redundant because approved
24 forms are not used for this Act.

1 **[3.40] Section 115**

2 *omit*

3 **Explanatory note**

4 This amendment omits a provision that is redundant because approved forms are not used for this
5 Act.

6 **Part 3.19 Food Act 2001**

7 **[3.41] Section 78 (2) etc**

8 *omit the following notes*

- 9 • section 78 (2), note 1
10 • section 92 (1), note 2
11 • section 97 (2), note 1

12 **Explanatory note**

13 This amendment omits standard notes about approved forms that are redundant because approved
14 forms are not used for this Act.

15 **[3.42] Section 151**

16 *omit*

17 **Explanatory note**

18 This amendment omits a provision that is redundant because approved forms are not used for this
19 Act.

20 **Part 3.20 Food Regulation 2002**

21 **[3.43] Section 20 (2), note 1 and section 21 (3), note 1**

22 *omit*

23 **Explanatory note**

24 This amendment omits standard notes about approved forms that are redundant because approved
25 forms are not used for the Act.

1 **Part 3.21 Gas Safety Act 2000**

2 **[3.44] Section 9, note 2**

3 *omit*

4 **Explanatory note**

5 This amendment omits a standard note about approved forms that is redundant because approved
6 forms are not used for this Act.

7 **[3.45] Section 65 (5)**

8 *omit*

9 (or provision of an instrument)

10 **Explanatory note**

11 This amendment omits words that are redundant because of the [Legislation Act](#), section 14 (2),
12 which provides that a reference to an instrument includes a reference to a provision of an
13 instrument.

14 **[3.46] Section 68**

15 *omit*

16 **Explanatory note**

17 This amendment omits a provision that is redundant because approved forms are not used for this
18 Act.

19 **Part 3.22 Health Act 1993**

20 **[3.47] Section 120, definition of *protected information*,
21 *except note***

22 *omit*

23 **Explanatory note**

24 This amendment omits a definition that is made redundant as a result of amendment 3.49.

1 **[3.51] Section 192 (5), definition of *disallowable instrument***

2 *substitute*

3 *disallowable legislative instrument*, for a Commonwealth Act,
4 means a legislative instrument that can be disallowed under the
5 *Legislation Act 2003* (Cwlth), chapter 3, part 2 (Parliamentary
6 scrutiny of legislative instruments), including that part, or provisions
7 of that part, applied by another Commonwealth law.

8 **Explanatory note**

9 This amendment revises the definition to correct a cross-reference and to more precisely reflect
10 the language of the *Legislation Act 2003* (Cwlth).

11 **[3.52] Dictionary, definition of *protected information***

12 *substitute*

13 *protected information*—see section 123.

14 **Explanatory note**

15 This amendment revises the definition to be consistent with current legislative drafting practice
16 and is consequential on amendment 3.48.

17 **Part 3.23 Health Records (Privacy and**
18 **Access) Act 1997**

19 **[3.53] Section 7 (4), note**

20 *omit*

21 **Explanatory note**

22 This amendment omits a standard note about approved forms that is redundant because approved
23 forms are not used for this Act.

1 **[3.54] Section 35**

2 *omit*

3 **Explanatory note**

4 This amendment omits a provision that is redundant because approved forms are not used for this
5 Act.

6 **[3.55] Schedule 1, principle 10, clause 7, note**

7 *omit*

8 **Explanatory note**

9 This amendment omits a standard note about approved forms that is redundant because approved
10 forms are not used for this Act.

11 **[3.56] Schedule 1, principle 11, clause 4, note 1**

12 *omit*

13 **Explanatory note**

14 This amendment omits a standard note about approved forms that is redundant because approved
15 forms are not used for this Act.

16 **Part 3.24 Hemp Fibre Industry Facilitation**
17 **Act 2004**

18 **[3.57] Section 13 (2) etc**

19 *omit note 2 in*

- 20 • section 13 (2)
21 • section 24 (1)
22 • section 28 (1)

23 **Explanatory note**

24 This amendment omits standard notes about approved forms that are redundant because approved
25 forms are not used for this Act.

1 **[3.58] Section 61**

2 *omit*

3 **Explanatory note**

4 This amendment omits a provision that is redundant because approved forms are not used for this
5 Act.

6 **Part 3.25 Human Cloning and Embryo**
7 **Research Act 2004**

8 **[3.59] Section 43 (2)**

9 *substitute*

10 (2) The identity card must contain a recent photograph of the inspector.

11 **Explanatory note**

12 This amendment remakes section 43 (2) to omit a reference to an approved form. Section 53,
13 which provides that forms may be approved for this Act, is omitted by another amendment
14 because approved forms are not used for this Act.

15 **[3.60] Section 53**

16 *omit*

17 **Explanatory note**

18 This amendment omits a provision that is redundant because approved forms are not used for this
19 Act.

1 **Part 3.27 Integrity Commission Act 2018**

2 **[3.63] Dictionary, definition of *inspector of correctional services***

3 *omit*

4 **Explanatory note**

5 This amendment omits a definition of a term that is no longer used in the Act.

6 **Part 3.28 Intoxicated People (Care and**
7 **Protection) Act 1994**

8 **[3.64] Section 38**

9 *omit*

10 **Explanatory note**

11 This amendment omits a provision that is redundant because approved forms are not used for this
12 Act.

13 **Part 3.29 Lakes Act 1976**

14 **[3.65] Section 18 (1)**

15 *omit*

16 him or her

17 *substitute*

18 the Minister

19 **Explanatory note**

20 This amendment updates language in line with current legislative drafting practice.

1 **[3.66] Section 18 (1) and section 22 (5)**

2 *omit*

3 he or she

4 *substitute*

5 the Minister

6 **Explanatory note**

7 This amendment updates language in line with current legislative drafting practice.

8 **[3.67] Section 26 (1), note 2**

9 *omit*

10 **Explanatory note**

11 This amendment omits a standard note about approved forms that is redundant because approved
12 forms are not used for this Act.

13 **[3.68] Section 29 (1), except note**

14 *substitute*

15 (1) The Minister may, on any conditions that the Minister considers
16 appropriate, authorise, by written notice, the use of a power boat in or
17 on a lake—

18 (a) by a sports club in relation to the training of people for, or the
19 conduct of, a competition in an aquatic sport; or

20 (b) by other people for the purposes the Minister approves.

21 **Explanatory note**

22 This amendment updates language in line with current legislative drafting practice.

1 **[3.69] Section 31 (1)**

2 *omit*

3 subject to such conditions (if any) as he or she thinks fit

4 *substitute*

5 on any conditions that the Minister considers appropriate

6 **Explanatory note**

7 This amendment updates language in line with current legislative drafting practice.

8 **[3.70] Section 32 (2)**

9 *omit*

10 he or she

11 *substitute*

12 the inspector

13 **Explanatory note**

14 This amendment updates language in line with current legislative drafting practice.

15 **[3.71] Section 32 (3)**

16 *omit*

17 his or her

18 *substitute*

19 the inspector's

20 **Explanatory note**

21 This amendment updates language in line with current legislative drafting practice.

1 **[3.72] Section 32 (4)**

2 *substitute*

3 (4) An inspector is not liable for any damage to a vehicle or boat caused
4 by them when exercising their powers under this section.

5 **Explanatory note**

6 This amendment updates language in line with current legislative drafting practice.

7 **[3.73] Section 37 (1)**

8 *omit*

9 when he or she is so authorised, the delegate for lakes may

10 *substitute*

11 if authorised, the delegate may

12 **Explanatory note**

13 This amendment updates language in line with current legislative drafting practice.

14 **[3.74] Section 121**

15 *omit*

16 **Explanatory note**

17 This amendment omits a provision that is redundant because approved forms are not used for this
18 Act.

1 **Part 3.30** **Land Rent Act 2008**

2 **[3.75] Section 10 (1) etc**

3 *omit the following notes*

- 4 • section 10 (1), note
5 • section 16C (2), note 2
6 • section 31 (1), notes 2 and 3

7 **Explanatory note**

8 This amendment omits standard notes about approved forms that are redundant because approved
9 forms are not used for this Act. The *Taxation Administration Act 1999*, section 139C, which
10 provides that forms may be approved for this Act, is omitted by another amendment.

11 **Part 3.31** **Land Tax Act 2004**

12 **[3.76] Section 14 (2) etc**

13 *omit the following notes*

- 14 • section 14 (2), note 1
15 • section 41 (1), notes 2 and 3
16 • section 42 (1), notes 2 and 3

17 **Explanatory note**

18 This amendment omits standard notes about approved forms that are redundant because approved
19 forms are not used for this Act. The *Taxation Administration Act 1999*, section 139C, which
20 provides that forms may be approved for this Act, is omitted by another amendment.

- 1 • section 54 (1), note
2 • section 89A (1), note

3 **Explanatory note**

4 This amendment omits standard notes about approved forms that are redundant because approved
5 forms are not used for this Act.

6 **[3.80] Section 92**

7 *omit*

8 **Explanatory note**

9 This amendment omits a provision that is redundant because approved forms are not used for this
10 Act.

11 **[3.81] Schedule 1, section 1.9 (1) etc**

12 *omit the note in*

- 13 • schedule 1, section 1.9 (1)
14 • schedule 1, section 1.10 (1)
15 • schedule 1, section 1.14 (2)
16 • schedule 2, section 2.9 (1)
17 • schedule 2, section 2.10 (1)
18 • schedule 2, section 2.14 (2)
19 • schedule 3, section 3.10 (1)
20 • schedule 3, section 3.11 (1)
21 • schedule 3, section 3.15 (2)
22 • schedule 4, section 4.10 (1)
23 • schedule 4, section 4.11 (1)
24 • schedule 4, section 4.15 (2)

25 **Explanatory note**

26 This amendment omits standard notes about approved forms that are redundant because approved
27 forms are not used for this Act.

1 **Part 3.34 Machinery Act 1949**

2 **[3.82] Section 6**

3 *omit*

4 **Explanatory note**

5 This amendment omits a provision that is redundant because approved forms are not used for this
6 Act.

7 **Part 3.35 Medicines, Poisons and**
8 **Therapeutic Goods Act 2008**

9 **[3.83] Section 84 (1), note 1**

10 *omit*

11 **Explanatory note**

12 This amendment omits a standard note about approved forms that is redundant because approved
13 forms are not used for this Act.

14 **[3.84] Section 85 (3)**

15 *substitute*

16 (3) However, the chief health officer need not decide the application if
17 the chief health officer has asked for something under section 83 and
18 the request has not been complied with.

19 **Explanatory note**

20 This amendment remakes section 85 (3) to omit a reference to an approved form that is redundant
21 because approved forms are not used for this Act.

1 **[3.85] Section 92 (1) etc**

2 *omit note 1 in*

- 3 • section 92 (1)
4 • section 97G (1)
5 • section 137 (2)

6 **Explanatory note**

7 This amendment omits standard notes about approved forms that are redundant because approved
8 forms are not used for this Act.

9 **[3.86] Section 198**

10 *omit*

11 **Explanatory note**

12 This amendment omits a provision that is redundant because approved forms are not used for this
13 Act.

14 **Part 3.36 Medicines, Poisons and**
15 **Therapeutic Goods**
16 **Regulation 2008**

17 **[3.87] Section 172 (1) etc**

18 *omit the following notes*

- 19 • section 172 (1), note
20 • section 173 (1), note
21 • section 560 (2), note
22 • section 581 (2), note
23 • section 592 (2), note
24 • section 605 (1), note 1
25 • section 610 (1), note 1
26 • section 615 (1), note 1

- 1 • section 103 (2), note 2
- 2 • section 103 (3), note
- 3 • section 105 (3), note
- 4 • section 106 (3), note 2
- 5 • section 110 (2), note
- 6 • section 112 (3), note 2
- 7 • section 113 (3), note
- 8 • section 124 (2) (b), note
- 9 • section 131 (3), note 1
- 10 • section 225 (2) (e), note 1
- 11 • section 227 (2), note 1
- 12 • section 228 (2), note 1
- 13 • section 230 (1), note 1
- 14 • section 231 (1), note
- 15 • section 266 (2), note

16 **Explanatory note**

17 This amendment omits standard notes about approved forms that are redundant because approved
18 forms are not used for this Act.

19 **[3.89] Section 273**

20 *omit*

21 **Explanatory note**

22 This amendment omits a provision that is redundant because approved forms are not used for this
23 Act.

1 **[3.93] Section 369**

2 *omit*

3 **Explanatory note**

4 This amendment omits a provision that is redundant because approved forms are not used for this
5 Act.

6 **Part 3.40 Pawnbrokers Act 1902**

7 **[3.94] Section 8 (2)**

8 *omit*

9 his or her

10 *substitute*

11 the pawnbroker's

12 **Explanatory note**

13 This amendment updates language in line with current legislative drafting practice.

14 **[3.95] Section 20**

15 *omit*

16 him or her

17 *substitute*

18 the person

19 **Explanatory note**

20 This amendment updates language in line with current legislative drafting practice.

1 **[3.96] Dictionary, definition of *duplicate***

2 *substitute*

3 *duplicate*, for a pawned article, means a duplicate mentioned in
4 section 10 (1) of a record mentioned in section 9 (2).

5 **Explanatory note**

6 This amendment updates the definition to more precisely reflect the language of sections 9
7 and 10.

8 **Part 3.41 Payroll Tax Act 2011**

9 **[3.97] Section 16 (3) etc**

10 *omit the note in*

- 11 • section 16 (3)
12 • section 86 (2)
13 • section 87 (2)
14 • schedule 2, section 2.16 (3)

15 **Explanatory note**

16 This amendment omits standard notes about approved forms that are redundant because approved
17 forms are not used for this Act. The *Taxation Administration Act 1999*, section 139C, which
18 provides that forms may be approved for this Act, is omitted by another amendment.

19 **Part 3.42 Pest Plants and Animals**
20 **Act 2005**

21 **[3.98] Section 14 (3), note 1 and section 23 (3), note 1**

22 *omit*

23 **Explanatory note**

24 This amendment omits standard notes about approved forms that are redundant because approved
25 forms are not used for this Act.

1 **[3.99] Section 52**

2 *omit*

3 **Explanatory note**

4 This amendment omits a provision that is redundant because approved forms are not used for this
5 Act.

6 **Part 3.43 Planning and Development**
7 **Act 2007**

8 **[3.100] Section 147AA (2), definition of *concurrent extension***
9 ***period*, paragraph (b)**

10 *omit*

11 section 211D (2)

12 *substitute*

13 section 219 (3)

14 **Explanatory note**

15 This amendment corrects a cross-reference.

16 **[3.101] Section 147AA (2), definition of *concurrent extension***
17 ***period*, paragraph (c)**

18 *omit*

19 section 219 (3)

20 *substitute*

21 section 211D (2)

22 **Explanatory note**

23 This amendment corrects a cross-reference.

1 **Part 3.45** **Planning Legislation Amendment**
2 **Act 2020**

3 **[3.104] Section 7**

4 *substitute*

5 **7 Form of development applications**
6 **New section 139 (2) (u)**

7 *before the notes, insert*

- 8 (u) if the annual amount of the expected greenhouse gas emissions
9 from operating the development is more than the amount
10 prescribed by regulation—be accompanied by an expected
11 greenhouse gas emissions statement for the development.

12 **Explanatory note**

13 This amendment updates a paragraph number and corrects a minor typographical error by
14 inserting missing words. The *Planning Legislation Amendment Act 2020*, section 7 will insert
15 new section 139 (2) (t) into the *Planning and Development Act 2007*. However, the paragraphs
16 in the *Planning and Development Act 2007*, section 139 (2) were renumbered during
17 republication, meaning the new paragraph should be inserted as paragraph (u) rather than (t). The
18 words ‘be accompanied by’ are also inserted to correct a minor typographical error.

19 **Part 3.46** **Plant Diseases Act 2002**

20 **[3.105] Section 11 (1), note**

21 *omit*

22 **Explanatory note**

23 This amendment omits a standard note about approved forms that is redundant because approved
24 forms are not used for this Act.

1 **[3.106] Section 40**

2 *omit*

3 **Explanatory note**

4 This amendment omits a provision that is redundant because approved forms are not used for this
5 Act.

6 **Part 3.47 Public Health Act 1997**

7 **[3.107] Section 16 (2)**

8 *omit*

9 his or her

10 *substitute*

11 the person's

12 **Explanatory note**

13 This amendment updates language in line with current legislative drafting practice.

14 **[3.108] Section 23 (1) etc**

15 *omit the following notes*

- 16 • section 23 (1), note 2
17 • section 25 (1), note 2
18 • section 29 (2), note 2
19 • section 31, note
20 • section 36 (2), note 2
21 • section 42E (1), note 2
22 • section 42G (1), note 2
23 • section 43 (2), note 2

24 **Explanatory note**

25 This amendment omits standard notes about approved forms that are redundant because approved
26 forms are not used for this Act.

1 **[3.109] Section 45 (2)**

2 *omit*

3 he or she is

4 **Explanatory note**

5 This amendment updates language in line with current legislative drafting practice.

6 **[3.110] Section 46, note**

7 *omit*

8 **Explanatory note**

9 This amendment omits a standard note about approved forms that is redundant because approved
10 forms are not used for this Act.

11 **[3.111] Section 48 (4)**

12 *omit*

13 he or she

14 *substitute*

15 the Minister

16 **Explanatory note**

17 This amendment updates language in line with current legislative drafting practice.

18 **[3.112] Section 53 (5)**

19 *omit*

20 his or her

21 *substitute*

22 the Minister's

23 **Explanatory note**

24 This amendment updates language in line with current legislative drafting practice.

1 **[3.113] Section 56F (1) etc**

2 *omit the following notes*

- 3 • section 56F (1), note 2
4 • section 56H, note
5 • section 56M (2), note 2

6 **Explanatory note**

7 This amendment omits standard notes about approved forms that are redundant because approved
8 forms are not used for this Act.

9 **[3.114] Section 63 (1)**

10 *omit*

11 persons

12 *substitute*

13 people

14 **Explanatory note**

15 This amendment updates language in line with current legislative drafting practice.

16 **[3.115] Section 64 (3)**

17 *omit*

18 his or her identity card, and, unless the authorised officer is the chief
19 health officer, his or her authorisation

20 *substitute*

21 the authorised officer's identity card, and, unless the authorised
22 officer is the chief health officer, the officer's authorisation

23 **Explanatory note**

24 This amendment updates language in line with current legislative drafting practice.

1 **[3.116] Section 66C (2) (b)**

2 *omit*

3 the full name of the applicant and his or her

4 *substitute*

5 the applicant's full name and

6 **Explanatory note**

7 This amendment updates language in line with current legislative drafting practice.

8 **[3.117] Section 66C (3) (a) (ii)**

9 *omit*

10 persons

11 *substitute*

12 people

13 **Explanatory note**

14 This amendment updates language in line with current legislative drafting practice.

15 **[3.118] Section 66J (2)**

16 *omit*

17 approved persons

18 *substitute*

19 an approved person

20 **Explanatory note**

21 This amendment updates language in line with current legislative drafting practice.

1 **[3.119] Section 66M, note**

2 *omit*

3 **Explanatory note**

4 This amendment omits a standard note about approved forms that is redundant because approved
5 forms are not used for this Act.

6 **[3.120] Section 66Q (1)**

7 *omit*

8 his or her

9 *substitute*

10 the person's

11 **Explanatory note**

12 This amendment updates language in line with current legislative drafting practice.

13 **[3.121] Section 68 (3)**

14 *omit*

15 him or her

16 *substitute*

17 the complainant

18 **Explanatory note**

19 This amendment updates language in line with current legislative drafting practice.

1 **[3.122] Section 69 (2) (a)**

2 *omit*

3 persons

4 *substitute*

5 people

6 **Explanatory note**

7 This amendment updates language in line with current legislative drafting practice.

8 **[3.123] Section 69 (2) (d)**

9 *omit*

10 his or her

11 *substitute*

12 the person's

13 **Explanatory note**

14 This amendment updates language in line with current legislative drafting practice.

15 **[3.124] Section 71 (4)**

16 *omit*

17 his or her

18 *substitute*

19 the officer's

20 **Explanatory note**

21 This amendment updates language in line with current legislative drafting practice.

1 **[3.125] Section 74 (1) (b) (i)**

2 *omit*

3 persons

4 *substitute*

5 people

6 **Explanatory note**

7 This amendment updates language in line with current legislative drafting practice.

8 **[3.126] Section 74 (1) (b) (ii)**

9 *substitute*

10 (ii) if the person causing the condition cannot be identified—
11 2 or more people occupy the place at which the condition
12 exists, or from which the condition originates.

13 **Explanatory note**

14 This amendment updates language in line with current legislative drafting practice.

15 **[3.127] Section 74 (2)**

16 *omit*

17 Each of the persons

18 *substitute*

19 Each person

20 **Explanatory note**

21 This amendment updates language in line with current legislative drafting practice.

1 **[3.128] Section 76 (3)**

2 *omit*
3 his or her
4 *substitute*
5 the officer's

6 **Explanatory note**

7 This amendment updates language in line with current legislative drafting practice.

8 **[3.129] Section 77 (1) (a) and (b)**

9 *omit*
10 his or her
11 *substitute*
12 the officer's

13 **Explanatory note**

14 This amendment updates language in line with current legislative drafting practice.

15 **[3.130] Section 77 (1) (c)**

16 *omit*
17 he or she
18 *substitute*
19 they

20 **Explanatory note**

21 This amendment updates language in line with current legislative drafting practice.

1 **[3.131] Section 78**

2 *omit*

3 he or she may, if he or she considers

4 *substitute*

5 the officer may, if they consider

6 **Explanatory note**

7 This amendment updates language in line with current legislative drafting practice.

8 **[3.132] Section 78 (k)**

9 *omit*

10 his or her

11 *substitute*

12 their

13 **Explanatory note**

14 This amendment updates language in line with current legislative drafting practice.

15 **[3.133] Section 79 (3)**

16 *omit*

17 his or her

18 *substitute*

19 the officer's

20 **Explanatory note**

21 This amendment updates language in line with current legislative drafting practice.

1 **[3.134] Section 86 (3)**

2 *omit*

3 he or she

4 *substitute*

5 the defendant

6 **Explanatory note**

7 This amendment updates language in line with current legislative drafting practice.

8 **[3.135] Section 87**

9 *omit*

10 his or her

11 *substitute*

12 the person's

13 **Explanatory note**

14 This amendment updates language in line with current legislative drafting practice.

15 **[3.136] Section 89 (4)**

16 *omit*

17 on its own motion

18 *substitute*

19 on its own initiative

20 **Explanatory note**

21 This amendment updates language in line with current legislative drafting practice.

1 **[3.137] Section 91 (3)**

2 *omit*

3 persons

4 *substitute*

5 people

6 **Explanatory note**

7 This amendment updates language in line with current legislative drafting practice.

8 **[3.138] Section 93 (2) and (3)**

9 *omit*

10 his or her

11 *substitute*

12 the analyst's

13 **Explanatory note**

14 This amendment updates language in line with current legislative drafting practice.

15 **[3.139] Section 94**

16 *omit*

17 his or her

18 *substitute*

19 the officer's

20 **Explanatory note**

21 This amendment updates language in line with current legislative drafting practice.

1 **[3.140] Section 94 (b) (i)**

2 *omit*

3 persons

4 *substitute*

5 people

6 **Explanatory note**

7 This amendment updates language in line with current legislative drafting practice.

8 **[3.141] Section 102 (3) and section 102A (4)**

9 *omit*

10 he or she

11 *substitute*

12 they

13 **Explanatory note**

14 This amendment updates language in line with current legislative drafting practice.

15 **[3.142] Section 103 (2)**

16 *omit*

17 persons

18 *substitute*

19 people

20 **Explanatory note**

21 This amendment updates language in line with current legislative drafting practice.

1 **[3.143] Section 103 (2) (c)**

2 *omit*

3 his or her

4 *substitute*

5 the pathologist's

6 **Explanatory note**

7 This amendment updates language in line with current legislative drafting practice.

8 **[3.144] Section 106 heading**

9 *substitute*

10 **106 Notification by affected person—notifiable conditions**

11 **Explanatory note**

12 This amendment updates language in line with current legislative drafting practice.

13 **[3.145] Section 106 (4) and (6)**

14 *omit*

15 his or her

16 *substitute*

17 the officer's

18 **Explanatory note**

19 This amendment updates language in line with current legislative drafting practice.

1 **[3.146] Section 108 (3) and (4)**

2 *omit*

3 his or her

4 *substitute*

5 the contact's

6 **Explanatory note**

7 This amendment updates language in line with current legislative drafting practice.

8 **[3.147] Section 110 heading**

9 *substitute*

10 **110 Disclosure of information—person with notifiable**
11 **condition**

12 **Explanatory note**

13 This amendment updates language in line with current legislative drafting practice.

14 **[3.148] Section 113 (1)**

15 *omit*

16 he or she

17 *substitute*

18 the chief health officer

19 **Explanatory note**

20 This amendment updates language in line with current legislative drafting practice.

1 **[3.149] Section 113 (1) (j)**

2 *omit*

3 or persons

4 **Explanatory note**

5 This amendment updates language in line with current legislative drafting practice.

6 **[3.150] Section 113 (4) (a)**

7 *omit*

8 persons

9 *substitute*

10 people

11 **Explanatory note**

12 This amendment updates language in line with current legislative drafting practice.

13 **[3.151] Section 116 (4)**

14 *omit*

15 his or her

16 *substitute*

17 the officer's

18 **Explanatory note**

19 This amendment updates language in line with current legislative drafting practice.

1 **[3.152] Section 120 (1)**

2 *omit*

3 he or she

4 *substitute*

5 the chief health officer

6 **Explanatory note**

7 This amendment updates language in line with current legislative drafting practice.

8 **[3.153] Section 120 (1) (b) and (c)**

9 *omit*

10 persons

11 *substitute*

12 person

13 **Explanatory note**

14 This amendment updates language in line with current legislative drafting practice.

15 **[3.154] Section 137A**

16 *omit*

17 **Explanatory note**

18 This amendment omits a provision that is redundant because approved forms are not used for this
19 Act.

1 **[3.155] Further amendments, mentions of *he or she***

2 *omit*

3 he or she

4 *substitute*

5 the person

6 *in*

- 7 • section 42A
8 • section 56A
9 • section 56T
10 • section 77 (2) (a)

11 **Explanatory note**

12 This amendment updates language in line with current legislative drafting practice.

13 **[3.156] Further amendments, mentions of *he or she***

14 *omit*

15 he or she

16 *substitute*

17 the officer

18 *in*

- 19 • section 59 (3)
20 • section 60 (4)
21 • section 62 (3)
22 • section 64 (1)
23 • section 65 (4)
24 • section 69 (1) and (2)
25 • section 70 (3)
26 • section 71 (1) and (2)

- 1 • section 72 (4)
2 • section 76 (1) and (2)
3 • section 115 (3)
4 • section 116
5 • section 117 (4)

6 **Explanatory note**

7 This amendment updates language in line with current legislative drafting practice.

8 **Part 3.48 Public Health Regulation 2000**

9 **[3.157] Section 42 (1), note 1 and section 43 (1), note**

10 *omit*

11 **Explanatory note**

12 This amendment omits standard notes about approved forms that are redundant because approved
13 forms are not used for the Act.

14 **[3.158] Section 44 (1) (b)**

15 *omit*

16 does not properly comply with the approved form, or

17 **Explanatory note**

18 This amendment remakes section 44 (1) (b) to omit a reference to an approved form that is
19 redundant because approved forms are not used for the Act.

20 **[3.159] Section 70 (2), note**

21 *omit*

22 **Explanatory note**

23 This amendment omits a standard note about approved forms that is redundant because approved
24 forms are not used for the Act.

1 **Part 3.49 Public Pools Act 2015**

2 **[3.160] Section 57**

3 *omit*

4 **Explanatory note**

5 This amendment omits a provision that is redundant because approved forms are not used for this
6 Act.

7 **Part 3.50 Rates Act 2004**

8 **[3.161] Section 31 (1) etc**

9 *omit the following notes*

- 10 • section 31 (1), note 1
11 • section 33 (2), note
12 • section 46 (1), note
13 • section 61 (2), note
14 • section 76 (1), notes 2 and 3
15 • section 77 (1), notes 2 and 3

16 **Explanatory note**

17 This amendment omits standard notes about approved forms that are redundant because approved
18 forms are not used for this Act. The *Taxation Administration Act 1999*, section 139C, which
19 provides that forms may be approved for this Act, is omitted by another amendment.

1 **Part 3.51** **Road Transport (General)**
2 **Act 1999**

3 **[3.162] Section 21A (1), definition of *infringement notice***

4 *substitute*

5 *infringement notice*—see section 24 (6).

6 **Explanatory note**

7 This amendment corrects a cross-reference.

8 **Part 3.52** **Royal Commissions Act 1991**

9 **[3.163] Section 51**

10 *omit*

11 **Explanatory note**

12 This amendment omits a provision that is redundant because approved forms are not used for this
13 Act.

14 **Part 3.53** **Scaffolding and Lifts Act 1912**

15 **[3.164] Section 20**

16 *omit*

17 **Explanatory note**

18 This amendment omits a provision that is redundant because approved forms are not used for this
19 Act.

1 **Part 3.54** **Smoke-Free Public Places**
2 **Act 2003**

3 **[3.165] Section 9G (1), note**

4 *omit*

5 **Explanatory note**

6 This amendment omits a standard note about approved forms that is redundant because approved
7 forms are not used for this Act.

8 **[3.166] Section 21**

9 *omit*

10 **Explanatory note**

11 This amendment omits a provision that is redundant because approved forms are not used for this
12 Act.

13 **Part 3.55** **Spent Convictions Act 2000**

14 **[3.167] Section 3 (3), note**

15 *substitute*

16 *Note* See the *Discrimination Act 1991*, s 7 (1) (k) for discrimination on the
17 ground of irrelevant criminal record. ***Irrelevant criminal record*** includes
18 a record relating to a spent or an extinguished conviction (see that *Act*,
19 dict).

20 **Explanatory note**

21 This amendment revises the note to correct a cross-reference and to more precisely reflect the
22 language of the *Discrimination Act 1991*.

1 **Part 3.56** **Taxation Administration Act 1999**

2 **[3.168] Section 19A (1) etc**

3 *omit the note in*

- 4 • section 19A (1)
- 5 • section 39
- 6 • section 43 (3)
- 7 • section 80 (1)
- 8 • section 90D (2)
- 9 • section 95 (3)

10 **Explanatory note**

11 This amendment omits standard notes about approved forms that are redundant because approved
12 forms are not used for this Act.

13 **[3.169] Section 139C**

14 *omit*

15 **Explanatory note**

16 This amendment omits a provision that is redundant because approved forms are not used for this
17 Act or any other tax law.

18 **Part 3.57** **Territory Records Act 2002**

19 **[3.170] Section 56**

20 *omit*

21 **Explanatory note**

22 This amendment omits a provision that is redundant because approved forms are not used for this
23 Act.

- 1 • section 66 (4), note 1
2 • section 67 (1), note 1
3 • section 106 (3), note

4 **Explanatory note**

5 This amendment omits standard notes about approved forms that are redundant because approved
6 forms are not used for this Act.

7 **[3.174] Section 110**

8 *omit*

9 **Explanatory note**

10 This amendment omits a provision that is redundant because approved forms are not used for this
11 Act.

12 **Part 3.60 Utilities Act 2000**

13 **[3.175] Section 54M (2), note 1**

14 *omit*

15 **Explanatory note**

16 This amendment omits a standard note about approved forms that is redundant because approved
17 forms are not used for this Act. The *Taxation Administration Act 1999*, section 139C, which
18 provides that forms may be approved for this Act, is omitted by another amendment.

19 **Part 3.61 Utilities (Network Facilities Tax)**
20 **Act 2006**

21 **[3.176] Section 12 (2), note**

22 *omit*

23 **Explanatory note**

24 This amendment omits a standard note about approved forms that is redundant because approved
25 forms are not used for this Act. The *Taxation Administration Act 1999*, section 139C, which
26 provides that forms may be approved for this Act, is omitted by another amendment.

1 **Part 3.62 Veterinary Practice Act 2018**

2 **[3.177] Section 104 (1)**

3 *omit*

4 , in writing,

5 **Explanatory note**

6 This amendment omits words that are redundant because of the [Legislation Act](#), section 206 (1),
7 which requires appointments to be made or evidenced by writing.

8 **[3.178] Sections 142 (1), 144 (1) and 145 (1)**

9 *omit*

10 , in writing,

11 **Explanatory note**

12 This amendment omits words that are redundant because of the [Legislation Act](#), section 42 (2),
13 which requires disallowable instruments to be in writing.

14 **Part 3.63 Waste Management and**
15 **Resource Recovery Act 2016**

16 **[3.179] Section 19 (2) etc**

17 *omit the following notes*

- 18 • section 19 (2), note 2
19 • section 31 (2), note 2
20 • section 64K (1), note 1
21 • section 64O (1), note 1
22 • section 64V (2), note
23 • section 65 (1), note

- 1 • section 67 (1), note 1
2 • section 96 (4), note
3 • section 115 (2), note

4 **Explanatory note**

5 This amendment omits standard notes about approved forms that are redundant because approved
6 forms are not used for this Act.

7 **[3.180] Section 127**

8 *omit*

9 **Explanatory note**

10 This amendment omits a provision that is redundant because approved forms are not used for
11 this Act.

12 **Part 3.64 Water and Sewerage Act 2000**

13 **[3.181] Section 8 (3) etc**

14 *omit the following notes*

- 15 • section 8 (3), note
16 • section 8 (5), note
17 • section 9A (1), note
18 • section 9A (3), note 1
19 • section 16 (4), note
20 • section 16 (8), definition of *minor works notice*, note

21 **Explanatory note**

22 This amendment omits standard notes about approved forms that are redundant because approved
23 forms are not used for this Act.

1 **[3.182] Section 48**

2 *omit*

3 **Explanatory note**

4 This amendment omits a provision that is redundant because approved forms are not used for this
5 Act.

6 **Part 3.65 Water Resources Act 2007**

7 **[3.183] Section 20 (1) etc**

8 *omit note 1 in*

- 9 • section 20 (1)
10 • section 29 (1)
11 • section 34 (1)
12 • section 38 (1)
13 • section 43 (1)
14 • section 48 (1)
15 • section 53 (1)

16 **Explanatory note**

17 This amendment omits standard notes about approved forms that are redundant because approved
18 forms are not used for this Act.

19 **[3.184] Section 108**

20 *omit*

21 **Explanatory note**

22 This amendment omits a provision that is redundant because approved forms are not used for this
23 Act.

1 **Part 3.66** **Workplace Privacy Act 2011**

2 **[3.185] Section 46**

3 *omit*

4 **Explanatory note**

5 This amendment omits a provision that is redundant because approved forms are not used for this
6 Act.

Endnotes

1 Presentation speech

Presentation speech made in the Legislative Assembly on 20 April 2021.

2 Notification

Notified under the [Legislation Act](#) on 2021.

3 Republications of amended laws

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

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