



Australian Capital Territory

Gazette

SPECIAL GAZETTE

No. S2, Thursday 24 September, 2009

Administrative Arrangements 2009 (No 1)

Notifiable instrument NI2009-472

I make the following administrative arrangements under the *Australian Capital Territory (Self-Government) Act 1988* (Cwlth) and the *Public Sector Management Act 1994*.

Dated: 23 September 2009.

A handwritten signature in black ink that reads "Jon Stanhope".

JON STANHOPE
Chief Minister

ACT Government Homepage: <http://www.act.gov.au>



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1 Name of arrangements

These arrangements are the *Administrative Arrangements 2009 (No 1)*.

2 Commencement

These arrangements commence on the day after their notification day.

3 Definitions

In these arrangements:

Public Sector Management Act means the *Public Sector Management Act 1994*.

Self-Government Act means the *Australian Capital Territory (Self-Government) Act 1988 (Cwlth)*.

4 Ministers—matters allocated

For the Self-Government Act, section 43 (1), a Minister mentioned in schedule 1, column 1 is allocated responsibility for the following matters relating to the powers of the Executive:

- (a) governing the Territory in relation to the matters mentioned in schedule 1, column 2 opposite the reference to the Minister;
- (b) executing and maintaining the Territory enactments mentioned in schedule 2 under the reference to the Minister;
- (c) exercising the powers of the Executive under the Commonwealth laws mentioned in schedule 2 under the reference to the Minister;
- (d) exercising prerogatives of the Crown for the matters mentioned in paragraphs (a), (b) and (c).

5 Ministers—authority to act for one another

- (1) For the Self-Government Act, section 43 (2), any Minister is authorised to act on the Chief Minister's behalf or on behalf of another Minister.
- (2) Subsection (1) is subject to the Legislation Act, section 41 (Making of certain statutory instruments by Executive).

6 Administrative units—constitution and control

For the Public Sector Management Act, section 13—

- (a) the administrative units mentioned in schedule 1, column 3 are established or continued in existence; and
- (b) a chief executive mentioned in schedule 1, column 4 is placed in control of the administrative unit or units mentioned in column 3 opposite the reference to the chief executive.

7 Administrative units—Ministers responsible and functions

For the Public Sector Management Act, section 14—

- (a) a Minister mentioned in schedule 1, column 1 is allocated responsibility for the administrative unit or units mentioned in column 3 opposite the reference to the Minister; and
- (b) an administrative unit mentioned in schedule 1, column 3 is allocated responsibility for—
 - (i) the matters mentioned in column 2 opposite the reference to the unit; and
 - (ii) the prerogatives of the Crown for the matters mentioned in subparagraph (i); and

- (c) an administrative unit mentioned in schedule 2 is allocated responsibility for—
 - (ii) the Territory enactments mentioned in schedule 2 under the reference to the unit; and
 - (iii) powers of the Executive under Commonwealth laws mentioned in schedule 2 under the reference to the unit.

8 Repeal

- (1) The *Administrative Arrangements 2008 (No 2)* (NI2008-526) are repealed.
- (2) The *Administrative Arrangements Amendment 2009 (No 1)* (NI2009-21) are repealed.

Schedule 1 Ministers, administrative units and functions

(see s 4-7)

| column 1 Minister | column 2 matters | column 3 administrative units | column 4 chief executives |
|-------------------------------|--|--|---|
| Chief Minister | Government policies, priorities and projects Intergovernmental relations Council of Australian Governments Coordination of government administration Support to Cabinet and its Committees Government accountability frameworks and access to government information Regional policy Sustainability policy coordination Land release policy Land development Major project facilitation Infrastructure strategy Public sector management Community engagement Audit services to Government | Chief Minister's Department | Chief Executive, Chief Minister's Department |
| Minister for Transport | Transport policy and regulation Road Services ACTION Buses | Department of Territory and Municipal Services | Chief Executive, Department of Territory and Municipal Services |

| column 1 Minister | column 2 matters | column 3 administrative units | column 4 chief executives |
|---|--|--|---|
| Minister for Territory and Municipal Services | Municipal services Libraries Land management and stewardship Government services including shared services, transactional, information, payment and property services | Department of Territory and Municipal Services | Chief Executive, Department of Territory and Municipal Services |
| Minister for Business and Economic Development | Economic development Business support programs | Chief Minister's Department | Chief Executive, Chief Minister's Department |
| Minister for Indigenous Affairs | Aboriginal and Torres Strait Islander affairs | Department of Disability, Housing and Community Services | Chief Executive, Department of Disability, Housing and Community Services |
| Minister for the Arts and Heritage | Arts and cultural services Cultural Facilities Corporation | Chief Minister's Department | Chief Executive, Chief Minister's Department |
| | Heritage | Department of Territory and Municipal Services | Chief Executive, Department of Territory and Municipal Services |

| column 1 Minister | column 2 matters | column 3 administrative units | column 4 chief executives |
|--|---|--|--|
| Treasurer | Fiscal and economic policy Taxation and revenue Budget and financial reporting Insurance Gaming Competition policy Government business enterprise ownership policy Regulatory reform Public Sector Superannuation Fund management | Department of Treasury | Chief Executive, Department of Treasury |
| Minister for Health | Health policy Health infrastructure Acute health services Community health services Cancer services Aged care and rehabilitation services Mental health services Population health services | ACT Health | Chief Executive, ACT Health |
| Minister for Community Services | Carers Community recovery Therapy services Community support services Concessions Community facilities Volunteering | Department of Disability, Housing and Community Services | Chief Executive, Department of Disability, Housing and Community Services |
| Minister for Women | Status of women | Department of Disability, Housing and Community Services | Chief Executive, Department of Disability, Housing and Community Services |

| column 1 Minister | column 2 matters | column 3 administrative units | column 4 chief executives |
|---|---|---|--|
| Attorney-General | Human Rights Administration of justice Legal policy Legal services Electoral services Fair trading Registration, inspection and regulatory services | Department of Justice and Community Safety | Chief Executive, Department of Justice and Community Safety |
| Minister for the Environment, Climate Change and Water | Climate change policy Environmental sustainability policy Environment protection Water policy Water efficiency programs | Department of the Environment, Climate Change, Energy and Water | Chief Executive, Department of the Environment, Climate Change, Energy and Water |
| Minister for Energy | Energy policy Energy efficiency programs | Department of the Environment, Climate Change, Energy and Water | Chief Executive, Department of the Environment, Climate Change, Energy and Water |
| Minister for Police and Emergency Services | ACT policing Emergency services | Department of Justice and Community Safety | Chief Executive, Department of Justice and Community Safety |
| Minister for Disability and Housing | Housing policy Public housing Community housing Housing assistance services Homelessness Disability policy and services | Department of Disability, Housing and Community Services | Chief Executive, Department of Disability, Housing and Community Services |

| column 1 Minister | column 2 matters | column 3 administrative units | column 4 chief executives |
|--|---|--|---|
| Minister for Ageing | Ageing | Department of Disability, Housing and Community Services | Chief Executive, Department of Disability, Housing and Community Services |
| Minister for Multicultural Affairs | Multicultural affairs | Department of Disability, Housing and Community Services | Chief Executive, Department of Disability, Housing and Community Services |
| Minister for Industrial Relations | Industrial relations policy Workplace safety policy Workers Compensation policy | Chief Minister's Department | Chief Executive, Chief Minister's Department |
| Minister for Corrections | Corrective services | Department of Justice and Community Safety | Chief Executive, Department of Justice and Community Safety |
| Minister for Education and Training | Education policy Government and non-government schools Preschools Early childhood education Vocational education and training Canberra Institute of Technology | Department of Education and Training | Chief Executive, Department of Education and Training |

| column 1 Minister | column 2 matters | column 3 administrative units | column 4 chief executives |
|---|---|--|---|
| Minister for Children and Young People | Children's policy Child and family centres Childcare services Family support Out of home care for children Youth policy Youth services Youth justice | Department of Disability, Housing and Community Services | Chief Executive, Department of Disability, Housing and Community Services |
| Minister for Planning | Planning, development and building control Survey and leasing Occupational licensing Electricity and natural gas, water and sewerage industry technical regulation | ACT Planning and Land Authority | Chief Planning Executive, ACT Planning and Land Authority |
| Minister for Tourism, Sport and Recreation | Tourism policy and services Sport and recreation Territory Venues including EPIC | Department of Territory and Municipal Services | Chief Executive, Department of Territory and Municipal Services |
| | Racing | Department of Treasury | Chief Executive, Department of Treasury |

Schedule 2 Enactments

(see s 47)

Part 2.1 Chief Minister's Department

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| Chief Minister |
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| Annual Reports (Government Agencies) Act 2004 Auditor-General Act 1996 Australian Capital Territory (Self-Government) Act 1988 (Cwlth) City of Canberra Arms Act 1932 Executive Documents Release Act 2001 Inquiries Act 1991 Legislative Assembly (Broadcasting) Act 2001 Legislative Assembly (Members' Staff) Act 1989 Legislative Assembly Precincts Act 2001 Mutual Recognition (Australian Capital Territory) Act 1992 Planning and Development Act 2007, chapter 4 Public Interest Disclosure Act 1994 Public Sector Management Act 1994 Remuneration Tribunal Act 1995 Royal Commissions Act 1991 Trans-Tasman Mutual Recognition Act 1997 |
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| Minister for Business and Economic Development |
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| Minister for the Arts and Heritage |
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| Cultural Facilities Corporation Act 1997 |
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Minister for Industrial Relations

Annual Leave Act 1973
Contractors Debts Act 1897
Dangerous Substances Act 2004
Fuels Control Act 1979
Holidays Act 1958
Long Service Leave (Building and Construction Industry) Act 1981
Long Service Leave (Contract Cleaning Industry) Act 1999
Long Service Leave (Portable Schemes) Act 2009
Long Service Leave Act 1976
Machinery Act 1949
Occupational Health and Safety Act 1989
Scaffolding and Lifts Act 1912
Standard Time and Summer Time Act 1972
Truck Act 1900
Work Safety Act 2008
Workers Compensation Act 1951

Part 2.2 **Department of Territory and Municipal Services**

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| Minister for Transport |
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| Interstate Road Transport Act 1985 (Cwlth) Interstate Road Transport Charge Act 1985 (Cwlth) Motor Vehicle Standards Act 1989 (Cwlth) NRMA-ACT Road Safety Trust Act 1992 Road Transport (Alcohol and Drugs) Act 1977 Road Transport (Dimensions and Mass) Act 1990 Road Transport (Driver Licensing) Act 1999 Road Transport (General) Act 1999, except part 10 Road Transport (Mass, Dimensions and Loading) Act 2009 Road Transport (Public Passenger Services) Act 2001 Road Transport (Safety and Traffic Management) Act 1999 Road Transport Reform (Dangerous Goods) Act 1995 (Cwlth) Road Transport Reform (Vehicles and Traffic) Act 1993 (Cwlth) Road Transport (Vehicle Registration) Act 1999 |
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Minister for Territory and Municipal Services

Animal Diseases Act 2005
Animal Welfare Act 1992
Cemeteries and Crematoria Act 2003
Domestic Animals Act 2000
Fertilisers Act 1904
Government Procurement Act 2001
Gungahlin Drive Extension Authorisation Act 2004
Litter Act 2004
Pest Plants and Animals Act 2005
Plant Diseases Act 2002
Roads and Public Places Act 1937
Stock Act 2005
Territory Records Act 2002
Tree Protection Act 2005
Trespass on Territory Land Act 1932
Utilities Act 2000, part 14 and sections 254 and 256 in relation to part 14
Waste Minimisation Act 2001

Minister for Arts and Heritage

Heritage Act 2004

Minister for Tourism, Sport and Recreation

Boxing Control Act 1993
Drugs in Sport Act 1999
Exhibition Park Corporation Act 1976
Nudity Act 1976
Public Baths and Public Bathing Act 1956

Part 2.3 Department of Disability, Housing and Community Services

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| Minister for Indigenous Affairs |
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| Aboriginal and Torres Strait Islander Elected Body Act 2008 Native Title Act 1994 |
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| Minister for Community Services |
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| Minister for Women |
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| Minister for Disability and Housing |
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| Disability Services Act 1991 Housing Assistance Act 2007 |
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| Minister for Ageing |
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| Minister for Multicultural Affairs |
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| Minister for Children and Young People |
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| Adoption Act 1993, except section 104 (2) and section 109 (2) Children and Young People Act 2008 |
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Part 2.4 **Department of Treasury**

| Treasurer |
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| ACTEW/AGL Partnership Facilitation Act 2000 |
| Appropriation Acts |
| Casino Control Act 2006 |
| Competition Policy Reform Act 1996 |
| Duties Act 1999 |
| Emergencies Act 2004, schedule 1 |
| Financial Agreement Act 1994 |
| Financial Management Act 1996 |
| Financial Relations Agreement Act 2000 |
| First Home Owner Grant Act 2000 |
| Gambling and Racing Control Act 1999 |
| Games, Wagers and Betting Houses Act 1901 |
| Gaming and Betting Act 1906 |
| Gaming Machine Act 2004 |
| Insurance Authority Act 2005 |
| Interactive Gambling Act 1998 |
| Land Rent Act 2008 |
| Land Tax Act 2004 |
| Legislation Act 2001, chapter 5 |
| Legislative Assembly (Members' Superannuation) Act 1991 |
| Lotteries Act 1964 |
| Motor Sport (Public Safety) Act 2006 |
| Payroll Tax Act 1987 |
| Pool Betting Act 1964 |
| Rates Act 2004 |
| Road Transport (General) Act 1999, part 10 |
| Road Transport (Third-Party Insurance) Act 2008 |
| Taxation Administration Act 1999 |
| Taxation (Government Business Enterprises) Act 2003 |
| Territory Owned Corporations Act 1990 |
| Territory Superannuation Provision Protection Act 2000 |

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| Treasurer |
| Unlawful Games Act 1984 Utilities Act 2000, part 3A Utilities (Network Facilities Tax) Act 2006 |

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| Minister for Tourism, Sport and Recreation |
| Betting (ACTTAB) Limited Act 1964 Gambling and Racing Control Act 1999 Games, Wagers and Betting Houses Act 1901 Gaming and Betting Act 1906 Race and Sports Bookmaking Act 2001 Racing Act 1999 |

Part 2.5 **ACT Health**

| Minister for Health |
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| Blood Donation (Transmittable Diseases) Act 1985 Drugs of Dependence Act 1989, except section 123 and section 140 Epidemiological Studies (Confidentiality) Act 1992 Food Act 2001 Gene Technology Act 2003 Gene Technology (GM Crop Moratorium) Act 2004 Health Act 1993 Health Professionals Act 2004 Health Professionals (Special Events Exemptions) Act 2000 Health Records (Privacy and Access) Act 1997 Human Cloning and Embryo Research Act 2004 Intoxicated People (Care and Protection) Act 1994 Medicines, Poisons and Therapeutic Goods Act 2008 Mental Health (Treatment and Care) Act 1994, except part 3, part 8, part 9, section 141, section 142 and section 143 Public Health Act 1997 Radiation Protection Act 2006 Smoking (Prohibition in Enclosed Public Places) Act 2003 Supervised Injecting Place Trial Act 1999, except section 7, section 8 and section 13 Tobacco Act 1927 Transplantation and Anatomy Act 1978 |

Part 2.6 Department of Justice and Community Safety

Attorney-General

ACT Civil and Administrative Tribunal Act 2008
Act of Settlement 1700 12 & 13 Will 3 c 2
Administration and Probate Act 1929
Administrative Decisions (Judicial Review) Act 1989
Adoption Act 1993, section 104 (2) and section 109 (2)
Age of Majority Act 1974
Agents Act 2003
Anglican Church of Australia Constitution Act 1961
Anglican Church of Australia Constitutions Act 1902
Anglican Church of Australia Trust Property Act 1917
Anglican Church of Australia Trust Property Act 1928
Annual Leave Act 1973
Associations Incorporation Act 1991
Australian-American Educational Foundation Act 1966
Australian Crime Commission (ACT) Act 2003
Bail Act 1992
Bill of Rights 1688 1 Will & Mary sess 2 c 2
Births, Deaths and Marriages Registration Act 1997
Business Names Act 1963
Charitable Collections Act 2003
Civil Law (Property) Act 2006
Civil Law (Sale of Residential Property) Act 2003
Civil Law (Wrongs) Act 2002
Civil Partnerships Act 2008
Classification (Publications, Films and Computer Games) (Enforcement) Act 1995
Commercial Arbitration Act 1986
Confiscation of Criminal Assets Act 2003
Consumer Credit Act 1995
Consumer Credit (Administration) Act 1996
Cooperatives Act 2002

Attorney-General

Coroners Act 1997
Court Procedures Act 2004
Credit Act 1985
Crime Prevention Powers Act 1998
Crimes Act 1900
Crimes (Assumed Identities) Act 2009
Crimes (Controlled Operations) Act 2008
Crimes (Forensic Procedures) Act 2000
Crimes (Restorative Justice) Act 2004
Crimes (Sentence Administration) Act 2005
Crimes (Sentencing) Act 2005
Criminal and Civil Justice 1351 25 Edw 3 St 5 c 4
Criminal Code 2002
Dangerous Substances Act 2004
Director of Public Prosecutions Act 1990
Discrimination Act 1991
Domestic Relationships Act 1994
Domestic Violence Agencies Act 1986
Domestic Violence and Protection Orders Act 2008
Door-to-Door Trading Act 1991
Drugs of Dependence Act 1989, section 123 and section 140
Due Process of Law Act 1354 28 Edw 3 c 3
Due Process of Law Act 1368 42 Edw 3 c 3
Eggs (Labelling and Sale) Act 2001
Electoral Act 1992
Electronic Transactions Act 2001
Enforcement of Public Interests Act 1973
Evidence Act 1971
Evidence (Miscellaneous Provisions) Act 1991
Fair Trading Act 1992
Fair Trading (Consumer Affairs) Act 1973
Fair Trading (Fuel Prices) Act 1993
Family Provision Act 1969
Forfeiture Act 1991

Attorney-General

Free Access to Courts 1400 2 Hen 4 c 1
Freedom of Information Act 1989
Fuels Control Act 1979
Government Solicitor Act 1989
Guardianship and Management of Property Act 1991
Hawkers Act 2003
Human Rights Act 2004
Human Rights Commission Act 2005
Independent Competition and Regulatory Commission Act 1997
Judicial Commissions Act 1994
Juries Act 1967
Jurisdiction of Courts (Cross-vesting) Act 1993
Justices of the Peace Act 1989
Land Titles Act 1925
Land Titles (Unit Titles) Act 1970
Law Officer Act 1992
Lay-by Sales Agreements Act 1963
Leases (Commercial and Retail) Act 2001
Legal Aid Act 1977
Legal Profession Act 2006
Legislation Act 2001, except chapter 5
Limitation Act 1985
Liquor Act 1975
Listening Devices Act 1992
Long Service Leave Act 1976
Machinery Act 1949
Magistrates Court Act 1930
Magna Carta (1297) 25 Edw 1 c 29
Major Events Security Act 2000
Married Persons Property Act 1986
Mediation Act 1997
Medical Treatment (Health Directions) Act 2006
Mental Health (Treatment and Care) Act 1994, part 3, part 8, part 9, section 141, section 142 and section 143

Attorney-General

Mercantile Law Act 1962
Notaries Public Act 1984
Oaths and Affirmations Act 1984
Occupational Health and Safety Act 1989
Ombudsman Act 1989
Parentage Act 2004
Partnership Act 1963
Pawnbrokers Act 1902
Perpetuities and Accumulations Act 1985
Petition of Right 1627 3 Chas 1 c 1
Powers of Attorney Act 2006
Presbyterian Church (Proposals for Union with other Churches) Act 1972
Presbyterian Church Trust Property Act 1971
Proportional Representation (Hare-Clark) Entrenchment Act 1994
Prostitution Act 1992
Protection of Public Participation Act 2008
Public Advocate Act 2005
Public Trustee Act 1985
Referendum (Machinery Provisions) Act 1994
Registrar-General Act 1993
Registration of Deeds Act 1957
Residential Tenancies Act 1997
Roman Catholic Church Property Trust Act 1937
Royal Marriages Act 1772 12 Geo 3 c 11
Sale of Goods Act 1954
Sale of Goods (Vienna Convention) Act 1987
Sale of Motor Vehicles Act 1977
Salvation Army Property Trust Act 1934
Scaffolding and Lifts Act 1912
Second-hand Dealers Act 1906
Security Industry Act 2003
Spent Convictions Act 2000
Supervised Injecting Place Trial Act 1999, section 7, section 8 and section 13
Supreme Court Act 1933

Attorney-General

Terrorism (Extraordinary Temporary Powers) Act 2006
Testamentary Guardianship Act 1984
Trade Measurement Act 1991
Trade Measurement (Administration) Act 1991
Trustee Act 1925
Trustee Companies Act 1947
Unclaimed Moneys Act 1950
Uncollected Goods Act 1996
Uniting Church in Australia Act 1977
Unit Titles Act 2001, parts 1, 4 to 9, divisions 11.2 and 11.3, parts 13, 14, sections 178 to 181 and schedule 1
Utilities Act 2000, part 11 and part 12
Victims of Crime Act 1994
Victims of Crime (Financial Assistance) Act 1983
Wills Act 1968
Witness Protection Act 1996
Workers Compensation Act 1951

Minister for Police and Emergency Services

Crimes (Child Sex Offenders) Act 2005
Emergencies Act 2004, except schedule 1
Firearms Act 1996
Prohibited Weapons Act 1996

Minister for Corrections

Corrections Management Act 2007
Crimes (Sentence Administration) Act 2005

Part 2.7 **Department of the Environment, Climate Change, Energy and Water**

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| Minister for the Environment, Climate Change and Water |
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| Clinical Waste Act 1990 Commissioner for the Environment Act 1993 Electricity (Greenhouse Gas Emissions) Act 2004 Environment Protection Act 1997 Fisheries Act 2000 Hemp Fibre Industry Facilitation Act 2004 Lakes Act 1976 National Environment Protection Council Act 1994 Nature Conservation Act 1980 Water Efficiency Labelling and Standards Act 2005 Water Resources Act 2007 |
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| Minister for Energy |
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| Electricity Feed-in (Renewable Energy Premium) Act 2008 Electricity (National Scheme) Act 1997 National Gas (ACT) Act 2008 Utilities Act 2000, except part 3A, part 5, division 10.3, part 11, part 12, part 14 and section 254 and section 256 in relation to part 14 |
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Part 2.8 **Department of Education**

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| Minister for Education and Training |
| Board of Senior Secondary Studies Act 1997 Building and Construction Industry Training Levy Act 1999 Canberra Institute of Technology Act 1987 Education Act 2004 Training and Tertiary Education Act 2003 University of Canberra Act 1989 |

Part 2.9 **ACT Planning and Land Authority**

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| Minister for Planning |
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| Architects Act 2004 Australian Capital Territory (Planning and Land Management) Act 1988 (Cwlth), section 16, section 19, section 25, section 29 and part 10 Building Act 2004 Common Boundaries Act 1981 Community Title Act 2001 Construction Occupations (Licensing) Act 2004 Development Application (Block 20 Section 23 Hume) Assessment Facilitation Act 2008 Districts Act 2002 Electricity Safety Act 1971 Enclosed Lands Protection Act 1943 Gas Safety Act 2000 Lands Acquisition Act 1994 Planning and Development Act 2007, except chapter 4 Public Place Names Act 1989 Public Roads Act 1902 Recovery of Lands Act 1929 Surveyors Act 2007 Unit Titles Act 2001, parts 2, 3, 10, division 11.1 and part 12 Utilities Act 2000, part 5 and division 10.3 Utilities (Telecommunication Installations) Act 2001 Water and Sewerage Act 2000 |
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