



Australian Capital Territory

Gazette

SPECIAL GAZETTE

No. S1, Friday 28 June, 2013



Australian Capital Territory

Administrative Arrangements 2013 (No 1)

Notifiable instrument NI2013-244

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

Dated 27 May 2013

KATY GALLAGHER
Chief Minister

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



Australian Capital Territory

Administrative Arrangements 2013 (No 1)

Notifiable instrument NI2013-244

made under the

Australian Capital Territory (Self-Government) Act 1988 (Cwlth) and the Public Sector Management Act 1994

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1 Name of arrangements

These arrangements are the *Administrative Arrangements 2013 (No 1)*.

2 Commencement

These arrangements commence on 1 July 2013.

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, the administrative units mentioned in schedule 1, column 3 are established.

Note **Establish** includes constitute and continue in existence (see Legislation Act, dict, pt 1).

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—
 - (i) the Territory enactments mentioned in schedule 2 under the reference to the unit; and

- (ii) powers of the Executive under Commonwealth laws mentioned in schedule 2 under the reference to the unit.

8 Repeal

The *Administrative Arrangements 2012 (No 2)* (NI2012-593) are repealed.

Schedule 1 Ministers, administrative units and functions

(see s 4-7)

column 1 Minister	column 2 matters	column 3 administrative unit
Chief Minister	Access to government information Audit services to government ACT Public Service ACT Public Sector workers compensation improvement Centenary of Canberra Communication and community engagement Government strategy and policy Intergovernmental relations Sustainability policy and coordination Support to Cabinet	Chief Minister and Treasury Directorate
	Arboretum	Territory and Municipal Services Directorate
Minister for Regional Development	Regional development	Chief Minister and Treasury Directorate

column 1 Minister	column 2 matters	column 3 administrative unit
Minister for Health	Acute health services Aged care and rehabilitation services Cancer services Community health services Health policy and infrastructure Local hospital network Mental health services Population health services	Health Directorate
Minister for Higher Education	Higher education	Education and Training Directorate
Treasurer	Budget process and financial reporting Taxation and revenue policy Fiscal and economic policy including competition and regulatory reform Insurance policy Borrowing and funds management	Chief Minister and Treasury Directorate
	Shared services, including transactional services, ICT services and procurement Revenue Office Government property strategy Capital works ACT Insurance Authority Government business enterprises ownership policy	Commerce and Works Directorate

Schedule 1

Ministers, administrative units and functions

column 1 Minister	column 2 matters	column 3 administrative unit
Minister for Economic Development	Business support programs Coordinator-General Land development Land release policy (including the land release program) Major land and property project facilitation Skills and economic development	Economic Development Directorate
Minister for Sport and Recreation	Sport and Recreation	Economic Development Directorate
Minister for Tourism and Events	Tourism and Events (including Territory venues)	Economic Development Directorate
Minister for Community Services	Community support and development Community sector reform Concessions Community recovery Management of community facilities	Community Services Directorate

column 1 Minister	column 2 matters	column 3 administrative unit
Attorney-General	Administration of justice Electoral services Fair trading and registration, inspection and regulatory services (including transport regulation and licensing) Human rights Legal policy and services Road safety and driver and vehicle licensing policy	Justice and Community Safety Directorate
Minister for Police and Emergency Services	Emergency services and Policing	Justice and Community Safety Directorate
Minister for Workplace Safety and Industrial Relations	Private sector industrial relations and workers compensation Work safety policy	Chief Minister and Treasury Directorate

Schedule 1

Ministers, administrative units and functions

column 1 Minister	column 2 matters	column 3 administrative unit
Minister for the Environment and Sustainable Development	ACTPLA Climate change policy Electricity and natural gas, water and sewerage industry technical regulation Energy policy and energy efficiency programs Environmental sustainability policy Environment protection Government Architect Heritage Occupational licensing Planning, development and building control Strategic land use and transport planning Support to the Conservator of Flora and Fauna Survey and leasing Water policy and water efficiency programs	Environment and Sustainable Development Directorate
	Capital Metro	Capital Metro Agency
Minister for Education and Training	Education (including early childhood education) Childcare services and regulation Government and non-government schools Vocational education and training	Education and Training Directorate

column 1 Minister	column 2 matters	column 3 administrative unit
Minister for Disability, Children and Young People	Disability policy and services Children's policy and services Child and family centre program Therapy services Youth policy and services (including youth justice) Care and protection services	Community Services Directorate
Minister for the Arts	Arts and cultural policy and services	Community Services Directorate
Minister for Women	Status of Women	Community Services Directorate
Minister for Multicultural Affairs	Multicultural affairs	Community Services Directorate
Minister for Racing and Gaming	Gaming and racing	Economic Development Directorate
Minister for Territory and Municipal Services	ACTION Canberra Connect Government accommodation and property services Land management and stewardship Municipal services Roads services	Territory and Municipal Services Directorate

Schedule 1

Ministers, administrative units and functions

column 1 Minister	column 2 matters	column 3 administrative unit
Minister for Corrections	Corrective services	Justice and Community Safety Directorate
Minister for Housing	Housing policy and services	Community Services Directorate
Minister for Aboriginal and Torres Strait Islander Affairs	Aboriginal and Torres Strait Islander affairs	Community Services Directorate
Minister for Ageing	Ageing	Community Services Directorate

Schedule 2 Enactments

(see s 47)

Part 2.1 Chief Minister and Treasury Directorate

Chief Minister
Annual Reports (Government Agencies) Act 2004
Auditor-General Act 1996
Australian Capital Territory (Self-Government) Act 1988 (Cwlth)
City of Canberra Arms Act 1932
Government Agencies (Campaign Advertising) Act 2009
Inquiries Act 1991
Legislative Assembly (Broadcasting) Act 2001
Legislative Assembly (Members' Staff) Act 1989
Legislative Assembly (Office of the Legislative Assembly) Act 2012
Legislative Assembly Precincts Act 2001
Ombudsman Act 1989
Public Interest Disclosure Act 2012
Public Sector Management Act 1994
Remuneration Tribunal Act 1995
Royal Commissions Act 1991
Territory Records Act 2002, part 3A

Treasurer
Appropriation Acts
Competition Policy Reform Act 1996
Duties Act 1999, administration provisions relating to policy
Election Commitments Costing Act 2012
Emergencies Act 2004, schedule 1

Treasurer
Financial Agreement Act 1994
Financial Management Act 1996
Financial Sector Reform (ACT) Act 1999
Independent Competition and Regulatory Commission Act 1997
Land Tax Act 2004, administration provisions relating to policy
Legislation Act 2001, chapter 5
Legislative Assembly (Members' Superannuation) Act 1991
Motor Sport (Public Safety) Act 2006
Payroll Tax Act 2011, administration provisions relating to policy
Rates Act 2004, administration provisions relating to policy
Road Transport (Third-Party Insurance) Act 2008
Territory Superannuation Provision Protection Act 2000

Minister for Workplace Safety and Industrial Relations
Annual Leave Act 1973, except administration provisions that are the responsibility of the Attorney-General
Dangerous Substances Act 2004, except administration provisions that are the responsibility of the Attorney-General
Holidays Act 1958
Long Service Leave (Portable Schemes) Act 2009
Long Service Leave Act 1976, except part 3 administration and enforcement provisions that are the responsibility of the Attorney-General
Machinery Act 1949, except sections 5 and 6
Scaffolding and Lifts Act 1912, except administration provisions that are the responsibility of the Attorney-General
Standard Time and Summer Time Act 1972
Truck Act 1900
Work Health and Safety Act 2011, except administration provisions that are the responsibility of the Attorney-General
Workers Compensation Act 1951, except administration provisions that are the responsibility of the Attorney-General

Part 2.2 Health Directorate

Minister for Health
Blood Donation (Transmittable Diseases) Act 1985
Drugs of Dependence Act 1989
Epidemiological Studies (Confidentiality) Act 1992
Food Act 2001
Gene Technology Act 2003
Gene Technology (GM Crop Moratorium) Act 2004
Health Act 1993
Health (National Health Funding Pool and Administration) Act 2013
Health Practitioner Regulation National Law (ACT) Act 2010
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 parts 8 and 9 and sections 141, 142 and 143
Public Health Act 1997
Radiation Protection Act 2006
Smoke-Free Public Places Act 2003
Smoking in Cars with Children (Prohibition) Act 2011
Supervised Injecting Place Trial Act 1999, except sections 7, 8 and 13
Tobacco Act 1927
Transplantation and Anatomy Act 1978

Part 2.3 Education and Training Directorate

Minister for Higher Education
Training and Tertiary Education Act 2003 (except those provisions relating to vocational education and training)
University of Canberra Act 1989

Minister for Education and Training
ACT Teacher Quality Institute Act 2010
Board of Senior Secondary Studies Act 1997
Building and Construction Industry Training Levy Act 1999
Canberra Institute of Technology Act 1987
Children and Young People Act 2008, chapter 20
Education Act 2004
Education and Care Services National Law (ACT) Act 2011
Training and Tertiary Education Act 2003 (except those provisions relating to higher education)

Part 2.4 **Commerce and Works Directorate**

Treasurer
ACTEW/AGL Partnership Facilitation Act 2000
Duties Act 1999 (except provisions which are the responsibility of the Chief Minister and Treasury Directorate)
First Home Owner Grant Act 2000
Government Procurement Act 2001
Insurance Authority Act 2005
Land Rent Act 2008
Land Tax Act 2004 (except provisions which are the responsibility of the Chief Minister and Treasury Directorate)
Payroll Tax Act 2011 (except provisions which are the responsibility of the Chief Minister and Treasury Directorate)
Rates Act 2004 (except provisions which are the responsibility of the Chief Minister and Treasury Directorate)
Taxation Administration Act 1999
Taxation (Government Business Enterprises) Act 2003
Territory-owned Corporations Act 1990
Territory Records Act 2002, except part 3A
Utilities (Network Facilities Tax) Act 2006
Utilities Act 2000, part 3A

Part 2.5 Economic Development Directorate

Minister for Economic Development
--

Mutual Recognition (Australian Capital Territory) Act 1992
--

Planning and Development Act 2007, chapter 4
--

Trans-Tasman Mutual Recognition Act 1997
--

Minister for Sport and Recreation
--

Boxing Control Act 1993

Drugs in Sport Act 1999

Nudity Act 1976

Public Baths and Public Bathing Act 1956
--

Minister for Tourism and Events
--

Exhibition Park Corporation Act 1976

Minister for Racing and Gaming

Betting (ACTTAB) Limited Act 1964

Casino Control Act 2006

Gambling and Racing Control Act 1999

Gaming Machine Act 2004

Interactive Gambling Act 1998

Lotteries Act 1964

Pool Betting Act 1964

Race and Sports Bookmaking Act 2001

Racing Act 1999

Unlawful Gambling Act 2009

Part 2.6 Justice and Community Safety Directorate

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)
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, sections 14B, 14C and other administration provisions relating to delegation of regulatory tasks and the approval of forms
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 Registration (Transition to Commonwealth) Act 2012
Charitable Collections Act 2003
Civil Law (Property) Act 2006
Civil Law (Sale of Residential Property) Act 2003
Civil Law (Wrongs) Act 2002
Civil Unions Act 2012
Classification (Publications, Films and Computer Games) (Enforcement) Act 1995
Commercial Arbitration Act 1986
Confiscation of Criminal Assets Act 2003

Attorney-General
Cooperatives Act 2002
Coroners Act 1997
Court Procedures Act 2004
Crime Prevention Powers Act 1998
Crimes Act 1900
Crimes (Assumed Identities) Act 2009
Crimes (Controlled Operations) Act 2008
Crimes (Forensic Procedures) Act 2000
Crimes (Protection of Witness Identity) Act 2011
Crimes (Restorative Justice) Act 2004
Crimes (Sentence Administration) Act 2005
Crimes (Sentencing) Act 2005
Crimes (Surveillance Devices) Act 2010
Criminal and Civil Justice 1351 25 Edw 3 St 5 c 4
Criminal Code 2002
Dangerous Goods (Road Transport) Act 2009
Dangerous Substances Act 2004, administration provisions relating to dangerous substances information, education, advice, licensing and compliance
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
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 2011
Evidence (Miscellaneous Provisions) Act 1991
Fair Trading (Australian Consumer Law) Act 1992

Attorney-General
Fair Trading (Fuel Prices) Act 1993
Fair Trading (Motor Vehicle Repair Industry) Act 2010
Family Provision Act 1969
Forfeiture Act 1991
Free Access to Courts 1400 2 Hen 4 c 1
Freedom of Information Act 1989
Fuels Control Act 1979, section 11
Guardianship and Management of Property Act 1991
Hawkers Act 2003
Human Rights Act 2004
Human Rights Commission Act 2005
Interstate Road Transport Act 1985 (Cwlth)
Interstate Road Transport Charge Act 1985 (Cwlth)
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 Officers Act 2011
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 2010
Listening Devices Act 1992
Long Service Leave Act 1976, part 3 administration and enforcement provisions
Machinery Act 1949, sections 5 and 6
Magistrates Court Act 1930
Magna Carta (1297) 25 Edw 1 c 29
Major Events Security Act 2000

Attorney-General
Married Persons Property Act 1986
Mediation Act 1997
Medical Treatment (Health Directions) Act 2006
Mental Health (Treatment and Care) Act 1994, parts 8 and 9 and sections 141, 142 and 143
Mercantile Law Act 1962
Motor Vehicle Standards Act 1989 (Cwlth)
Notaries Public Act 1984
NRMA-ACT Road Safety Trust Act 1992
Oaths and Affirmations Act 1984
Official Visitor Act 2012
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
Retirement Villages Act 2012
Road Transport (Alcohol and Drugs) Act 1977
Road Transport (Driver Licensing) Act 1999

Attorney-General
Road Transport (General) Act 1999, except sections 12, 13 and 14, and administration provisions relating to fees and approval of forms, to the extent that they relate to a function under the road transport legislation that is the responsibility of the Minister for Territory and Municipal Services
Road Transport (Mass, Dimensions and Loading) Act 2009, except sections 405, 406
Road Transport (Mass, Dimensions and Loading) Regulation 2010, except sections 11, 14, 17, 21, 24, 28, 31, 39, 41, 47, 48
Road Transport (Public Passenger Services) Act 2001
Road Transport (Public Passenger Services) Regulation 2002, except sections 70 (1) (a), 70 (1) (b)
Road Transport (Safety and Traffic Management) Act 1999, except sections 5A, 18, 20, 31 (1) and (2), 32 (3) (c)
Road Transport (Safety and Traffic Management) Regulation 2000, except section 42 (3), 64 (1), 64 (2)
Road Transport Reform (Vehicles and Traffic) Act 1993 (Cwlth)
Road Transport (Vehicle Registration) Act 1999
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, section 5A and other administration provisions relating to notices and hearing and determining appeals
Second-hand Dealers Act 1906
Security Industry Act 2003
Spent Convictions Act 2000
Supervised Injecting Place Trial Act 1999, sections 7, 8 and 13
Supreme Court Act 1933
Terrorism (Extraordinary Temporary Powers) Act 2006
Testamentary Guardianship Act 1984
Trustee Act 1925
Trustee Companies Act 1947

Attorney-General

Unclaimed Money Act 1950
Uncollected Goods Act 1996
Uniting Church in Australia Act 1977
Unit Titles Act 2001, parts 1 and 4 to 9, divisions 11.2 and 11.3, parts 13, 14 and 15 and schedule 1
Unit Titles (Management) Act 2011
Utilities Act 2000, parts 11 and 12
Victims of Crime Act 1994
Victims of Crime (Financial Assistance) Act 1983
Wills Act 1968
Witness Protection Act 1996
Workplace Privacy Act 2011
Work Health and Safety Act 2011, administration provisions relating to work safety information, education, advice, licensing and compliance
Workers Compensation Act 1951, administration provisions relating to workers compensation information, education, advice, licensing and compliance

Minister for Police and Emergency Services

Crimes (Child Sex Offenders) Act 2005
Emergencies Act 2004, except schedule 1
Firearms Act 1996
Fuels Control Act 1979, except section 11
Prohibited Weapons Act 1996

Minister for Corrections

Corrections Management Act 2007
Crimes (Sentence Administration) Act 2005

Part 2.7 Environment and Sustainable Development Directorate

Minister for the Environment and Sustainable Development

Architects Act 2004
Australian Capital Territory (Planning and Land Management) Act 1988 (Cwlth), sections 16, 19, 25 and 29 and part 10
Building Act 2004
Building and Construction Industry (Security of Payment) Act 2009
Climate Change and Greenhouse Gas Reduction Act 2010
Clinical Waste Act 1990
Commissioner for Sustainability and the Environment Act 1993
Common Boundaries Act 1981
Community Title Act 2001
Construction Occupations (Licensing) Act 2004
Districts Act 2002
Electricity Feed-in (Large-scale Renewable Energy Generation) Act 2011
Electricity Feed-in (Renewable Energy Premium) Act 2008
Electricity (National Scheme) Act 1997
Electricity Safety Act 1971
Enclosed Lands Protection Act 1943
Energy Efficiency (Cost of Living) Improvement Act 2012
Environment Protection Act 1997
Fisheries Act 2000
Gas Safety Act 2000
Hemp Fibre Industry Facilitation Act 2004
Heritage Act 2004
Lakes Act 1976
Lands Acquisition Act 1994
National Energy Retail Law (ACT) Act 2012
National Environment Protection Council Act 1994
National Gas (ACT) Act 2008

Minister for the Environment and Sustainable Development

Nature Conservation Act 1980

Planning and Development Act 2007, except chapter 4

Plastic Shopping Bags Ban Act 2010

Public Place Names Act 1989

Public Roads Act 1902

Recovery of Lands Act 1929

Surveyors Act 2007

Unit Titles Act 2001, parts 2, 3 and 10, division 11.1 and part 12
--

Utilities Act 2000, except parts 3A, 11, 12 and 14 and sections 254 and 256 in relation to part 14
--

Utilities (Telecommunication Installations) Act 2001
--

Water and Sewerage Act 2000

Water Efficiency Labelling and Standards Act 2005

Water Resources Act 2007

Part 2.8 Community Services Directorate

Minister for Disability, Children and Young People
Adoption Act 1993, except section 104 (2)
Children and Young People Act 2008 (except chapter 20)
Disability Services Act 1991
Working with Vulnerable People (Background Checking) Act 2011

Minister for the Arts
Cultural Facilities Corporation Act 1997

Minister for Housing
Housing Assistance Act 2007

Minister for Aboriginal and Torres Strait Islander Affairs
Aboriginal and Torres Strait Islander Elected Body Act 2008
Native Title Act 1994

Part 2.9 Territory and Municipal Services Directorate

Minister for Territory and Municipal Services
Animal Diseases Act 2005
Animal Welfare Act 1992
Cemeteries and Crematoria Act 2003
Domestic Animals Act 2000
Fertilisers (Labelling and Sale) Act 1904
Litter Act 2004
Pest Plants and Animals Act 2005
Plant Diseases Act 2002
Public Unleased Land Act 2013
Roads and Public Places Act 1937
Road Transport (Driver Licensing) Act 1999, sections 10, 36, 40
Road Transport (Driver Licensing) Regulation 2000, sections 13, 68, 85 (5), 138AB, 138B
Road Transport (General) Act 1999, sections 12, 13 and 14, and administration provisions relating to fees and approval of forms, in relation to a function under the road transport legislation that is the responsibility of the Minister for Territory and Municipal Services
Road Transport (Mass, Dimensions and Loading) Act 2009, sections 22, 23, 198 (2), 202, 405, 406, 504, 505
Road Transport (Mass, Dimensions and Loading) Regulation 2010, sections 11, 14, 17, 21, 24, 28, 31, 39, 41, 47, 48, 54, 56, 59, 62 (2), 68
Road Transport (Public Passenger Services) Regulation 2002, sections 70 (1) (a) and 70 (1) (b)
Road Transport (Safety and Traffic Management) Act 1999, sections 5A, 18, 20, 31 (1) and (2), 32 (3) (c)
Road Transport (Safety and Traffic Management) Regulation 2000, sections 42 (3), 46, 51, 64(1), 64(2), 72 and 101
Road Transport (Vehicle Registration) Act 1999, sections 8, 29
Road Transport (Vehicle Registration) Regulation 2000, sections 26 (2), 27 (2), 28, 29, 31 (3), 37 (1) and (2), 41, 42 (2) and (4), 54 (1), 56 (1), 61, 62, 63, 64 (2), 65 (3), (5) and (6), 68 (4), (5), (7), (8), (9) and (10), 72, 75, 77 (2) and (3), 78, 79, 83 (4), 86 (1), 92, 160 (3), 162 (2), (3) and (4)
Stock Act 2005

Minister for Territory and Municipal Services
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

Australian Capital Territory

Trans-Tasman Mutual Recognition (Commonwealth Regulations) Endorsement 2013 (No 1)

Notifiable instrument NI2013–282

made under the

Trans-Tasman Mutual Recognition Act 1997, Section 6A (Endorsement of Cwlth regulations)

I endorse the proposed Trans-Tasman Mutual Recognition Legislation Amendment (Tobacco Plain Packaging) Regulation 2013 for the *Trans-Tasman Mutual Recognition Act 1997* (Cwlth) set out in the attachment.



Katy Gallagher MLA
Chief Minister
16 June 2013



Trans-Tasman Mutual Recognition Legislation Amendment (Tobacco Plain Packaging) Regulation 2013

Select Legislative Instrument No. , 2013

I, Quentin Bryce AC CVO, Governor-General of the Commonwealth of Australia, acting with the advice of the Federal Executive Council, make the following regulation under the Acts mentioned in section 3.

Dated 2013

Quentin Bryce
Governor-General

By Her Excellency's Command

Greg Combet AM
Minister for Climate Change, Industry and Innovation
for the Minister for Health

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Schedule 1—Amendments		3
	<i>Tobacco Plain Packaging Regulations 2011</i>	3
	<i>Trans-Tasman Mutual Recognition Act 1997</i>	3

1 Name of regulation

This regulation is the *Trans-Tasman Mutual Recognition Legislation Amendment (Tobacco Plain Packaging) Regulation 2013*.

2 Commencement

This regulation commences on the day after it is registered.

3 Authority

This regulation is made under the following Acts:

- (a) subsection 45(3) of the *Trans-Tasman Mutual Recognition Act 1997*;
- (b) section 109 of the *Tobacco Plain Packaging Act 2011*.

4 Schedule(s)

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

Schedule 1—Amendments

Tobacco Plain Packaging Regulations 2011

1 At the end of regulation 1.1.5

Add:

Note 1: The *Tobacco Plain Packaging Act 2011* and these Regulations were temporarily exempted from the operation of the *Trans-Tasman Mutual Recognition Act 1997* under section 46 of that Act and section 109 of the *Tobacco Plain Packaging Act 2011*. The temporary exemption operated from 1 October 2012 until the commencement of the *Trans-Tasman Mutual Recognition Legislation Amendment (Tobacco Plain Packaging) Regulation 2013*.

Note 2: The *Tobacco Plain Packaging Act 2011* and these Regulations are permanently exempted from the operation of the *Trans-Tasman Mutual Recognition Act 1997* under subsection 4(2) and section 45 of that Act, and clause 3 to Part 2 of Schedule 2 to that Act. The permanent exemption began on the commencement of the *Trans-Tasman Mutual Recognition Legislation Amendment (Tobacco Plain Packaging) Regulation 2013*.

Trans-Tasman Mutual Recognition Act 1997

2 Clause 3 of Schedule 2 (at the end of the table)

Add:

Tobacco

Competition and Consumer Act 2010, section 134 of Schedule 2 to that Act, to the extent that it relates to the *Competition and Consumer (Tobacco) Information Standard 2011*
Tobacco Plain Packaging Act 2011

2 *Trans-Tasman Mutual Recognition Legislation Amendment (Tobacco Plain Packaging) Regulation 2013* No. , 2013

Australian Capital Territory

Trans-Tasman Mutual Recognition (Commonwealth Regulations) Endorsement 2013 (No 2)

Notifiable instrument NI2013–283

made under the

**Trans-Tasman Mutual Recognition Act 1997, Section 6A (Endorsement of
Cwlth regulations)**

I endorse the proposed Trans-Tasman Mutual Recognition Regulation 2013 for
the *Trans-Tasman Mutual Recognition Act 1997* (Cwlth) set out in attachment.



Katy Gallagher MLA
Chief Minister
16 June 2013



Trans-Tasman Mutual Recognition Regulation 2013

Select Legislative Instrument No. , 2013

I, Quentin Bryce AC CVO, Governor-General of the Commonwealth of Australia, acting with the advice of the Federal Executive Council, make the following regulation under the *Trans-Tasman Mutual Recognition Act 1997*.

Dated 2013

Quentin Bryce
Governor-General

By Her Excellency's Command

Greg Combet AM
Minister for Climate Change, Industry and Innovation

DRAFT

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Part 1—Preliminary

1 Name of regulation

This regulation is the *Trans-Tasman Mutual Recognition Regulation 2013*.

2 Commencement

Each provision of this regulation specified in column 1 of the table commences, or is taken to have commenced, in accordance with column 2 of the table. Any other statement in column 2 has effect according to its terms.

Commencement Information		
Column 1	Column 2	Column 3
Provision(s)	Commencement	Date/Details
1. Sections 1 to 4, subsections 5(1) and (2), and anything in this regulation not elsewhere covered by this table	1 October 2013	1 October 2013
2. Subsections 5(3) and (4)	1 December 2013	1 December 2013

3 Authority

This regulation is made under the *Trans-Tasman Mutual Recognition Act 1997*.

4 Definition

In this regulation:

Section 5

Act means the *Trans-Tasman Mutual Recognition Act 1997*.

**5 Continuation of temporary exemption relating to specific laws—
tobacco**

- (1) For subsection 47(3) of the Act, the following laws of the Commonwealth are exempt from the operation of the Act:
 - (a) *Tobacco Plain Packaging Act 2011*;
 - (b) *Tobacco Plain Packaging Regulations 2011*.
- (2) Subsection (1) ceases to have effect on 30 September 2014.
- (3) For subsection 47(3) of the Act, the *Competition and Consumer Act 2010*, section 134 of Schedule 2 to that Act, to the extent that it relates to the *Competition and Consumer (Tobacco) Information Standard 2011* is exempt from the Act.
- (4) Subsection (3) ceases to have effect on 30 November 2014.

Australian Capital Territory

Mutual Recognition (Container Deposit Scheme) Notice 2013 (No 1)

Notifiable instrument NI2013–290

made under the

**Mutual Recognition Act 1992 (Commonwealth), Section 47 (Amendment of
schedules)**

I, Katy Gallagher, the Chief Minister of the Australian Capital Territory, request Her Excellency the Governor-General of the Commonwealth of Australia to make regulations under the *Mutual Recognition Act 1992*, section 47(1) (Cwlth) in the terms set out in the schedule to this notice.



Katy Gallagher MLA
Chief Minister
21 June 2013

SCHEDULE



**Mutual Recognition (Amendment of
Act—Container Deposit Scheme)
Regulation 2013**

Select Legislative Instrument No. , 2013

I, Quentin Bryce AC CVO, Governor-General of the Commonwealth of Australia, acting with the advice of the Federal Executive Council, make the following regulation under the *Mutual Recognition Act 1992*.

Dated 2013

Quentin Bryce
Governor-General

By Her Excellency's Command

Greg Combet AM
Minister for Climate Change, Industry and Innovation

DRAFT

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1 Name of regulation

This regulation is the *Mutual Recognition (Amendment of Act—Container Deposit Scheme) Regulation 2013*.

2 Commencement

This regulation commences on the day after it is registered.

3 Authority

This regulation is made under the *Mutual Recognition Act 1992*.

4 Schedule(s)

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

Schedule 1—Amendments

Mutual Recognition Act 1992

1 At the end of Schedule 2

Add:

- 34 Each of the following:
- (a) Part 2 of the *Environment Protection (Beverage Containers and Plastic Bags) Act* (NT);
 - (b) all other provisions of that Act, to the extent that they relate to the container deposit scheme established by that Part;
 - (c) regulations made under that Act, to the extent that they relate to that scheme

