



Australian Capital Territory

Territory Records Regulation 2009

SL2009-46

made under the

Territory Records Act 2002

Republication No 3

Effective: 28 February 2011 – 30 June 2011

Republication date: 28 February 2011

Last amendment made by A2010-29

Authorised by the ACT Parliamentary Counsel

About this republication

The republished law

This is a republication of the *Territory Records Regulation 2009*, made under the *Territory Records Act 2002* (including any amendment made under the *Legislation Act 2001*, part 11.3 (Editorial changes)) as in force on 28 February 2011. It also includes any commencement, amendment, repeal or expiry affecting the republished law to 28 February 2011.

The legislation history and amendment history of the republished law are set out in endnotes 3 and 4.

Kinds of republications

The Parliamentary Counsel's Office prepares 2 kinds of republications of ACT laws (see the ACT legislation register at www.legislation.act.gov.au):

- authorised republications to which the *Legislation Act 2001* applies
- unauthorised republications.

The status of this republication appears on the bottom of each page.

Editorial changes

The *Legislation Act 2001*, part 11.3 authorises the Parliamentary Counsel to make editorial amendments and other changes of a formal nature when preparing a law for republication. Editorial changes do not change the effect of the law, but have effect as if they had been made by an Act commencing on the republication date (see *Legislation Act 2001*, s 115 and s 117). The changes are made if the Parliamentary Counsel considers they are desirable to bring the law into line, or more closely into line, with current legislative drafting practice.

This republication does not include amendments made under part 11.3 (see endnote 1).

Uncommenced provisions and amendments

If a provision of the republished law has not commenced or is affected by an uncommenced amendment, the symbol **U** appears immediately before the provision heading. The text of the uncommenced provision or amendment appears only in the last endnote.

Modifications

If a provision of the republished law is affected by a current modification, the symbol **M** appears immediately before the provision heading. The text of the modifying provision appears in the endnotes. For the legal status of modifications, see *Legislation Act 2001*, section 95.

Penalties

At the republication date, the value of a penalty unit for an offence against this law is \$110 for an individual and \$550 for a corporation (see *Legislation Act 2001*, s 133).



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Contents

	Page
1 Name of regulation	2
3 Dictionary	2
4 Notes	2
5 Meaning of <i>principal officer</i> —Act, s 8 (i)	2

R3
28/02/11

Territory Records Regulation 2009
Effective: 28/02/11-30/06/11

contents 1

Contents

Schedule 1	Principal officers	Page 3
Dictionary		5
Endnotes		
1	About the endnotes	7
2	Abbreviation key	7
3	Legislation history	8
4	Amendment history	8
5	Earlier republications	9



Australian Capital Territory

Territory Records Regulation 2009

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1 Name of regulation

This regulation is the *Territory Records Regulation 2009*.

3 Dictionary

The dictionary at the end of this regulation is part of this regulation.

Note 1 The dictionary at the end of this regulation defines certain terms used in this regulation.

Note 2 A definition in the dictionary applies to the entire regulation unless the definition, or another provision of the regulation, provides otherwise or the contrary intention otherwise appears (see Legislation Act, s 155 and s 156 (1)).

4 Notes

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

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

5 Meaning of *principal officer*—Act, s 8 (i)

The person mentioned in an item in schedule 1, column 3, is declared to be the principal officer for the entity mentioned in the item, column 2.

Schedule 1 Principal officers

(see s 5)

column 1 item	column 2 entity	column 3 principal officer
1	ACT Ambulance Service	chief executive, Department of Justice and Community Safety
2	ACT Fire Brigade	chief executive, Department of Justice and Community Safety
3	ACT Rural Fire Service	chief executive, Department of Justice and Community Safety
4	ACT State Emergency Service	chief executive, Department of Justice and Community Safety
5	Australian Capital Territory Electoral Commission (including augmented electoral commission under the <i>Electoral Act 1992</i>)	electoral commissioner
6	ACT Bushfire Council	chairperson of the council
7	Domestic Violence Prevention Council (including the Office of Domestic Violence Project Coordinator under the <i>Domestic Violence Agencies Act 1986</i>)	chairperson of the council
8	Electoral Commissioner	electoral commissioner
9	Government Solicitor for the Australian Capital Territory	chief solicitor
10	Human Rights Commission	any member of the commission
11	Independent Competition and Regulatory Commission for the Australian Capital Territory	senior commissioner
12	Legal Aid Commission (ACT)	chief executive officer
13	Office of the Director of Public Prosecutions	director of public prosecutions

Schedule 1 Principal officers

column 1 item	column 2 entity	column 3 principal officer
14	Occupational Health and Safety Commissioner	OH&S commissioner
15	official visitor	an official visitor
16	Public Advocate	public advocate
17	Public Trustee for the Australian Capital Territory	public trustee
18	Registrar-General of the Australian Capital Territory	chief executive, Department of Justice and Community Safety
19	SEMSOG	chief executive, Department of Justice and Community Safety
20	Sentence Administration Board	chair of the board
21	Victims Advisory Board	chairperson of the board
22	Victims of Crime Commissioner	victims of crime commissioner

Dictionary

(see s 3)

Note 1 The Legislation Act contains definitions and other provisions relevant to this regulation.

Note 2 For example, the Legislation Act, dict, pt 1, defines the following terms:

- ACT
- chief executive (see s 163)
- chief solicitor
- director of public prosecutions
- electoral commission
- electoral commissioner
- entity
- human rights commission
- independent competition and regulatory commission
- legal aid commission
- OH&S commissioner
- person
- public advocate
- public trustee
- registrar-general
- sentence administration board.

ACT Ambulance Service means the ACT Ambulance Service established under the *Emergencies Act 2004*, section 40.

ACT Bushfire Council means the ACT Bushfire Council established under the *Emergencies Act 2004*, section 127.

ACT Fire Brigade means the ACT Fire Brigade established under the *Emergencies Act 2004*, section 43.

ACT Rural Fire Service means the ACT Rural Fire Service established under the *Emergencies Act 2004*, section 51.

ACT State Emergency Service means the ACT State Emergency Service established under the *Emergencies Act 2004*, section 56.

Government Solicitor for the Australian Capital Territory means the Government Solicitor for the Australian Capital Territory established under the *Government Solicitor Act 1989*, section 5.

official visitor means an official visitor appointed under the *Corrections Management Act 2007*, section 57.

SEMSOG means the Security and Emergency Management Senior Officials Group established under the *Emergencies Act 2004*, section 141.

Victims Advisory Board means the Victims Advisory Board established under the *Victims of Crime Act 1994*, section 22A.

Victims of Crime Commissioner means the Victims of Crime Commissioner appointed under the *Victims of Crime Act 1994*, section 7.

Endnotes

1 About the endnotes

Amending and modifying laws are annotated in the legislation history and the amendment history. Current modifications are not included in the republished law but are set out in the endnotes.

Not all editorial amendments made under the *Legislation Act 2001*, part 11.3 are annotated in the amendment history. Full details of any amendments can be obtained from the Parliamentary Counsel's Office.

Uncommenced amending laws and expiries are listed in the legislation history and the amendment history. These details are underlined. Uncommenced provisions and amendments are not included in the republished law but are set out in the last endnote.

If all the provisions of the law have been renumbered, a table of renumbered provisions gives details of previous and current numbering.

The endnotes also include a table of earlier republications.

2 Abbreviation key

A = Act	NI = Notifiable instrument
AF = Approved form	o = order
am = amended	om = omitted/repealed
amdt = amendment	ord = ordinance
AR = Assembly resolution	orig = original
ch = chapter	par = paragraph/subparagraph
CN = Commencement notice	pres = present
def = definition	prev = previous
DI = Disallowable instrument	(prev...) = previously
dict = dictionary	pt = part
disallowed = disallowed by the Legislative Assembly	r = rule/subrule
div = division	reloc = relocated
exp = expires/expired	renum = renumbered
Gaz = gazette	R[X] = Republication No
hdg = heading	RI = reissue
IA = Interpretation Act 1967	s = section/subsection
ins = inserted/added	sch = schedule
LA = Legislation Act 2001	sdiv = subdivision
LR = legislation register	SL = Subordinate law
LRA = Legislation (Republication) Act 1996	sub = substituted
mod = modified/modification	<u>underlining</u> = whole or part not commenced or to be expired

Endnotes

3 Legislation history

3 Legislation history

Territory Records Regulation 2009 SL2009-46

notified LR 24 September 2009

s 1, s 2 commenced 24 September 2009 (LA s 75 (1))

remainder commenced 25 September 2009 (s 2)

as amended by

Emergencies Amendment Act 2010 A2010-17 sch 1 pt 1.1

notified LR 12 May 2010

s 1, s 2 commenced 12 May 2010 (LA s 75 (1))

sch 1 pt 1.1 commenced 20 August 2010 (s 2 and CN2010-8)

Victims of Crime Amendment Act 2010 A2010-29 sch 1 pt 1.3

notified LR 31 August 2010

s 1, s 2 commenced 31 August 2010 (LA s 75 (1))

sch 1 pt 1.3 commenced 28 February 2011 (s 2 and LA s 79)

4 Amendment history

Commencement

s 2 om LA s 89 (4)

Principal officers

sch 1 am A2010-17 amdt 1.1, amdt 1.2; items renum R2 LA;
A2010-29 amdt 1.3

Dictionary

dict def **ACT Emergency Management Committee** om A2010-17
amdt 1.3
def **SEMSOG** ins A2010-17 amdt 1.
def **Victims Assistance Board** om A2010-29 amdt 1.4
def **Victims of Crime Coordinator** om A2010-29 amdt 1.4
def **Victims Advisory Board** ins A2010-29 amdt 1.4
def **Victims of Crime Commissioner** ins A2010-29 amdt 1.4

5 Earlier replications

Some earlier replications were not numbered. The number in column 1 refers to the publication order.

Since 12 September 2001 every authorised replication has been published in electronic pdf format on the ACT legislation register. A selection of authorised replications have also been published in printed format. These replications are marked with an asterisk (*) in column 1. Electronic and printed versions of an authorised replication are identical.

Replication No and date	Effective	Last amendment made by	Replication for
R1 25 Sept 2009	25 Sept 2009– 19 Aug 2010	not amended	new regulation
R2 20 Aug 2010	20 Aug 2010– 27 Feb 2011	A2010-17	amendments by A2010-17

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