

Statute Law (Miscellaneous Provisions) Bill (No 2) 2002

Explanatory note

Overview of Bill

The objects of this Bill are:

- (a) to make minor amendments to various Acts and statutory rules (Schedule 1), and
- (b) to amend certain other Acts and instruments for the purpose of effecting statute law revision (Schedule 2), and
- (c) to repeal certain Acts and provisions of Acts and certain statutory rules (Schedule 3), and
- (d) to make other provisions of a consequential or ancillary nature (Schedule 4).

Outline of provisions

Clause 1 sets out the name (also called the short title) of the proposed Act.

Clause 2 provides for the commencement of the proposed Act.

Clauses 3 and 5 are machinery provisions that give effect to the Schedules to the proposed Act containing amendments and savings, transitional and other provisions.

Clause 4 effects the repeal of an Act and a Regulation made under that Act, and gives effect to a Schedule of other repeals.

Clause 6 makes it clear that the explanatory notes contained in the Schedules do not form part of the proposed Act.

Schedule 1 Minor amendments

Schedule 1 makes amendments to the following Acts and statutory rules:

Adoption Act 2000 No 75

Casino Control Act 1992 No 15

Children and Young Persons (Care and Protection) Act 1998 No 157

Community Services (Complaints, Reviews and Monitoring) Act 1993 No 2

Crown Lands Act 1989 No 6

Crown Lands (Continued Tenures) Act 1989 No 7

Education (Ancillary Staff) Act 1987 No 240

Education (Ancillary Staff) Regulation 1998

Fisheries Management Act 1994 No 38

Gas Supply Act 1996 No 38

Gas Supply (Natural Gas Retail Competition) Regulation 2001

Hay Irrigation Act 1902 No 57

Licensing and Registration (Uniform Procedures) Act 2002 No 28

Local Government Act 1993 No 30

Marine Safety Act 1998 No 121

National Parks and Wildlife Act 1974 No 80

Occupational Health and Safety Act 2000 No 40

Ombudsman Act 1974 No 68

Passenger Transport Act 1990 No 39

Ports Corporatisation and Waterways Management Act 1995 No 13

Property, Stock and Business Agents Act 2002 No 66

Protected Disclosures Act 1994 No 92

Protection of the Environment Operations Act 1997 No 156

Public Trustee Act 1913 No 19

Real Property Act 1900 No 25

Statutory and Other Offices Remuneration Act 1975 (1976 No 4)

Strata Schemes (Freehold Development) Act 1973 No 68

Strata Schemes (Leasehold Development) Act 1986 No 219

Strata Schemes Management Act 1996 No 138

Unlawful Gambling Act 1998 No 113

Wentworth Irrigation Act 1890 No 7

The amendments to each Act and statutory rule are explained in detail in the explanatory note relating to the Act or statutory rule concerned set out in Schedule 1.

Schedule 2 Amendments by way of statute law revision

Schedule 2 amends certain Acts and instruments for the purpose of effecting statute law revision. A number of other amendments are made relating to formal drafting matters and minor corrections.

The amendments to each Act and instrument are explained in detail in the explanatory note relating to the Act or instrument concerned set out in Schedule 2.

Schedule 3 Repeals

Schedule 3 repeals a number of Acts and provisions of Acts. The Schedule repeals amending Acts enacted in 2001 or earlier that contain no substantive provisions that need to be retained.

In each case, the Acts that were amended by the Acts or provisions being repealed are up-to-date on the Legislation Database maintained by the Parliamentary Counsel's Office and are available electronically.

The Schedule also repeals Acts that are no longer of practical utility, certain uncommenced provisions of Acts and spent statutory rules.

Schedule 4 General savings, transitional and other provisions

Schedule 4 contains savings, transitional and other provisions of a more general effect than those set out in Schedule 1.

The purpose of each provision is explained in detail in the explanatory note relating to the provision concerned set out in Schedule 4.