

[STATE ARMS]

New South Wales

Statute Law (Miscellaneous Provisions) Bill (No 2) 1998

Explanatory note

This explanatory note relates to this Bill as introduced into Parliament.

Overview of Bill

The objects of this Bill are:

- (a) to make minor amendments to various Acts and a regulation (Schedule 1), and
- (b) to amend certain other Acts for the purpose of effecting statute law revision (Schedule 2), and
- (c) to repeal certain Acts and provisions of Acts (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 3–5 are machinery provisions that give effect to the Schedules to the Act containing amendments, repeals and savings, transitional and other provisions.

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 regulation:

Anglican Church of Australia Trust Property Act 1917 No 21
Associations Incorporation Act 1984 No 143
Building and Construction Industry Long Service Payments Act 1986 No 19
Business Names Act 1962 No 11
Casino Control Act 1992 No 15
Community Land Management Act 1989 No 202
Constitution Act 1902 No 32
Consumer Credit Administration Act 1995 No 69
Contaminated Land Management Act 1997 No 140
Conveyancers Licensing Act 1995 No 57
Co-operation Act 1923 (1924 No 1)
Co-operatives Act 1992 No 18
Electricity Safety Act 1945 (1946 No 13)
Employment Agents Act 1996 No 18
Environmental Planning and Assessment Act 1979 No 203
Fair Trading Act 1987 No 68
Fire Brigades Act 1989 No 192
Freedom of Information Act 1989 No 5
Gas Supply Act 1996 No 38
Health Administration Act 1982 No 135
Health Services Act 1997 No 154
Home Building Act 1989 No 147
Industrial Relations Act 1996 No 17
Institute of Sport Act 1995 No 52
Landlord and Tenant (Amendment) Act 1948 No 25
Landlord and Tenant (Rental Bonds) Act 1977 No 44
Motor Dealers Act 1974 No 52
Parliamentary Electorates and Elections Act 1912 No 41
Pesticides Act 1978 No 57
Police Integrity Commission Act 1996 No 28
Police Service Act 1990 No 47
Prices Regulation Act 1948 No 26
Professional Standards Act 1994 No 81
Property, Stock and Business Agents Act 1941 No 28
Protection of the Environment Operations Act 1997 No 156
Public Notaries Act 1997 No 98
Public Sector Management Act 1988 No 33
Public Sector Management (General) Regulation 1996
Residential Tenancies Act 1987 No 26
Road Transport (Vehicle Registration) Amendment Act 1998 No 26
Stock (Chemical Residues) Amendment Act 1996 No 21
Strata Schemes Management Act 1996 No 138
Trade Measurement Administration Act 1989 No 234
Traffic Act 1909 No 5
Travel Agents Act 1986 No 5
Valuers Registration Act 1975 No 92
Workers Compensation Legislation Amendment Act 1998 No 85
Workplace Injury Management and Workers Compensation Act 1998 No 86

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

Schedule 2 Amendments by way of statute law revision

Schedule 2 amends certain other Acts 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 are explained in detail in the explanatory note relating to the Act concerned set out in Schedule 2.

Schedule 3 Repeals

Schedule 3 repeals a number of Acts and provisions in Acts. Since the *Statute Law (Miscellaneous Provisions) Act 1985*, the number of Acts in force has been gradually reduced by repealing amending Acts once the amendments contained in the Acts have been incorporated in a reprint as well as repealing amending Acts that amend repealed Acts. The Schedule continues this process and also repeals amending Acts enacted at least 10 years ago, the provisions of which have not all been included in a reprint but which contain no provisions of substantive effect that need to be retained. The Acts that were amended by the Acts 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 an uncommenced Act (the *Credit (Rural Contracts) Act 1987*) and an uncommenced provision of an amending Act (the *Local Government Legislation (Miscellaneous Amendments) Act 1994*).

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.