

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 (Schedule 1), and
- (b) to amend certain other Acts and instruments for the purpose of effecting statute law revision (Schedules 2 and 3), and
- (c) to repeal certain Acts and provisions of Acts (Schedule 4), and
- (d) to make other provisions of a consequential or ancillary nature (Schedule 5).

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 gives effect to the Schedule of repeals.

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

Clause 7 provides for the repeal of the proposed Act after all the amendments made by the proposed Act have commenced. Once the amendments have commenced, the proposed Act will be spent and section 30 of the Interpretation Act 1987 provides that the repeal of an amending Act does not affect the amendments made by that Act.

Schedule 1 Minor amendments

Schedule 1 makes amendments to the following Acts:

Australian Museum Trust Act 1975 No 95

Children (Interstate Transfer of Offenders) Act 1988 No 85

Commercial Agents and Private Inquiry Agents Act 2004 No 70

Commission for Children and Young People Amendment Act 2005 No 108

Contaminated Land Management Act 1997 No 140

Conveyancing Act 1919 No 6

Co-operatives Act 1992 No 18

Criminal Procedure Act 1986 No 209

Crown Lands Act 1989 No 6

Film and Television Office Act 1988 No 18

Fisheries Management Act 1994 No 38

Food Act 2003 No 43

Funeral Funds Act 1979 No 106

Growth Centres (Development Corporations) Act 1974 No 49

Historic Houses Act 1980 No 94

Landlord and Tenant (Amendment) Act 1948 No 25

Landlord and Tenant (Rental Bonds) Act 1977 No 44

Library Act 1939 No 40

Mine Safety (Cost Recovery) Act 2005 No 116

Museum of Applied Arts and Sciences Act 1945 No 31

National Parks and Wildlife Act 1974 No 80

Petroleum (Onshore) Act 1991 No 84

Protection of the Environment Operations Act 1997 No 156

Public Sector Employment and Management Act 2002 No 43

Real Property Act 1900 No 25

Residential Tenancies Act 1987 No 26

Royal Commissions Act 1923 No 29

Security Industry Act 1997 No 157

Security Industry Amendment Act 2005 No 63

Special Commissions of Inquiry Act 1983 No 90

State Records Act 1998 No 17

Sydney Opera House Trust Act 1961 No 9

Sydney Water Act 1994 No 88

Western Lands Act 1901 No 70

The amendments to each Act are explained in detail in the explanatory note relating to the Act 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.

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 Amendments consequential on the enactment of the Legal Profession Act

2004 No 112

Schedule 3 amends certain Acts for the purpose of effecting statute law revision, consequent on the enactment of the Legal Profession Act 2004.

The nature of the amendments contained in Schedule 3 is explained in detail in the explanatory note at the beginning of the Schedule.

Schedule 4 Repeals

Schedule 4 repeals a number of Acts and provisions of Acts.

The Schedule repeals amending Acts that contain no substantive provisions that need to be retained. It also repeals certain provisions that merely effect amendments to other legislation. The Acts or instruments that were amended by the Acts or provisions being repealed are available electronically at www.legislation.nsw.gov.au.

The Schedule also repeals Acts that are no longer of practical utility.

Schedule 5 General savings, transitional and other provisions

Schedule 5 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 the Schedule.