



New South Wales

Statute Law (Miscellaneous Provisions) Bill 2016

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 regulations (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 various Acts and instruments and provisions of Acts and instruments (Schedule 4), and
- (d) to make amendments to various Acts and instruments consequent on the proposed repeal of the *Home Care Service Act 1988* by Schedule 4 (Schedule 5), and
- (e) to make other provisions of a consequential or ancillary nature (Schedules 3 and 6).

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.

Clause 3 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 instruments:

Aboriginal Land Rights Act 1983 No 42

Biological Control Act 1985 No 199

Biosecurity Act 2015 No 24

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

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

Conveyancers Licensing Act 2003 No 3

Conveyancers Licensing Regulation 2015

Conveyancing Act 1919 No 6

Co-operative Housing and Starr-Bowkett Societies Act 1998 No 11

Co-operative Housing and Starr-Bowkett Societies Regulation 2015

Fisheries Management Amendment Act 2015 No 59

Geographical Names Act 1966 No 13

Home Building Act 1989 No 147

Marine Estate Management Act 2014 No 72

Mental Health Act 2007 No 8

Mining Act 1992 No 29

Mining and Petroleum Legislation Amendment (Land Access Arbitration) Act 2015 No 41

Motor Dealers and Repairers Act 2013 No 107

Motor Dealers and Repairers Regulation 2014

National Disability Insurance Scheme (NSW Enabling) Act 2013 No 104

Pawnbrokers and Second-hand Dealers Act 1996 No 13

Pawnbrokers and Second-hand Dealers Regulation 2015

Professional Standards Act 1994 No 81

Security Industry Act 1997 No 157

Sporting Venues (Invasions) Act 2003 No 44

Sporting Venues (Invasions) Regulation 2011

State Emergency and Rescue Management Act 1989 No 165

Subordinate Legislation Act 1989 No 146

Surveying and Spatial Information Act 2002 No 83

University of Technology Sydney Act 1989 No 69

University of Technology Sydney By-law 2005

University of Western Sydney Act 1997 No 116

Water Management Act 2000 No 92

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 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 consequent on renaming of University of Western Sydney

Schedule 3 makes amendments consequent on amendments made to the *University of Western Sydney Act 1997* by Schedule 1.

Schedule 4 Repeals

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

Clause 1 repeals the *Mining and Petroleum Legislation Amendment (Grant of Coal and Petroleum Prospecting Titles) Act 2015* at the request of the portfolio concerned. The reason for the repeal is explained in detail in the explanatory note relating to the repeal set out in the clause.

Clause 2 repeals the *Home Care Service Act 1988* and the *Community Services (Complaints, Reviews and Monitoring) Regulation 2004*. The repeals are enabled by amendments contained in Schedule 1. The reasons for the repeals are explained in detail in the explanatory notes relating to the repeals set out in the clause.

Clause 3 repeals a redundant Act and provisions of an Act.

Clause 4 repeals amending provisions that have commenced.

Clause 5 repeals an Act and a provision of an Act that have been superseded.

Schedule 5 Amendments consequent on repeal of Home Care Service Act 1988

Schedule 5 contains amendments that are consequent on the repeal of the *Home Care Service Act 1988* by Schedule 4.

Schedule 6 General savings, transitional and other provisions

Schedule 6 contains savings, transitional and other provisions of general effect.

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