



New South Wales

Statute Law (Miscellaneous Provisions) Bill 2020

Explanatory note

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

Overview of Bill

The objects of this Bill are to—

- (a) make minor amendments to various Acts and instruments (Schedule 1), and
- (b) amend certain other Acts and instruments for the purpose of effecting statute law revision (Schedule 2), and
- (c) amend certain other Acts and instruments for the purpose of updating references as a consequence of changes to administrative arrangements of Government (Schedule 3), and
- (d) amend certain other Acts and instruments for the purpose of updating references as a consequence of the dissolution of Roads and Maritime Services (Schedule 4), and
- (e) repeal various Acts and an instrument and provisions of an instrument (Schedule 5), and
- (f) make other provisions of a consequential or ancillary nature (Schedule 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—

- (a) *Animal Research Act 1985* No 123,
- (b) *Annual Holidays Act 1944* No 31,
- (c) *Anzac Memorial (Building) Act 1923* No 27,
- (d) *Associations Incorporation Act 2009* No 7,
- (e) *Better Regulation Legislation Amendment Act 2019* No 23,
- (f) *Building and Construction Industry Security of Payment Act 1999* No 46,
- (g) *Centennial Park and Moore Park Trust Act 1983* No 145,
- (h) *Centennial Park and Moore Park Trust Regulation 2014*,
- (i) *Children’s Guardian Act 2019* No 25,
- (j) *Children’s Guardian (Transitional) Regulation 2020*,
- (k) *Contaminated Land Management Act 1997* No 140,
- (l) *Co-operatives (Adoption of National Law) Act 2012* No 29,
- (m) *Dams Safety Act 2015* No 26,
- (n) *Education Act 1990* No 8,
- (o) *Electoral Funding Act 2018* No 20,
- (p) *Environmental Planning and Assessment Act 1979* No 203,
- (q) *Exhibited Animals Protection Act 1986* No 123,
- (r) *Fair Trading Act 1987* No 68,
- (s) *Fisheries Management Act 1994* No 38,
- (t) *Fisheries Management (Aquaculture) Regulation 2017*,
- (u) *Fisheries Management (General) Regulation 2019*,
- (v) *Government Sector Employment Act 2013* No 40,
- (w) *Growth Centres (Development Corporations) Act 1974* No 49,
- (x) *Health Administration Act 1982* No 135,
- (y) *Hemp Industry Act 2008* No 58,
- (z) *Heritage Act 1977* No 136,
- (aa) *Local Land Services Act 2013* No 51,
- (ab) *Marine Estate Management Act 2014* No 72,
- (ac) *Museum of Applied Arts and Sciences Act 1945* No 31,
- (ad) *Ombudsman Act 1974* No 68,
- (ae) *Parramatta Park Trust Act 2001* No 17,
- (af) *Pesticides Act 1999* No 80,
- (ag) *Pesticides Regulation 2017*,
- (ah) *Prevention of Cruelty to Animals Act 1979* No 200,
- (ai) *Property and Stock Agents Act 2002* No 66,
- (aj) *Protection of the Environment Operations Act 1997* No 156,
- (ak) *Protection of the Environment Operations (General) Regulation 2009*,
- (al) *Protection of the Environment Operations (Noise Control) Regulation 2017*,

- (am) *Public Finance and Audit Act 1983* No 152,
- (an) *Public Health Act 2010* No 127,
- (ao) *Residential Tenancies Act 2010* No 42,
- (ap) *Retirement Villages Act 1999* No 81,
- (aq) *Royal Botanic Gardens and Domain Trust Act 1980* No 19,
- (ar) *Statutory and Other Offices Remuneration Act 1975* (1976 No 4),
- (as) *Stock Medicines Act 1989* No 182,
- (at) *Succession Act 2006* No 80,
- (au) *Succession Regulation 2020*,
- (av) *Tow Truck Industry Act 1998* No 111,
- (aw) *Water Management Act 2000* No 92,
- (ax) *Western City and Aerotropolis Authority Act 2018* No 53,
- (ay) *Western Sydney Parklands Act 2006* No 92,
- (az) *Wool, Hide and Skin Dealers Act 2004* No 7.

The amendments to each Act or 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— miscellaneous amendments

Schedule 2 amends certain Acts and instruments for the purpose of effecting statute law revision.

The amendments to each Act or 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 administrative changes

Schedule 3 amends each of the Acts and instruments mentioned in Schedule 3 for the purpose of updating references in those Acts and instruments as a consequence of changes to administrative arrangements of Government.

Schedule 4 Amendments consequent on dissolution of RMS

Schedule 4 amends each of the Acts and instruments mentioned in Schedule 4 for the purpose of updating references in those Acts and instruments as a consequence of the dissolution of Roads and Maritime Services.

Schedule 5 Repeals

Schedule 5 repeals the following redundant Acts, a redundant instrument and redundant provisions of an Act—

- (a) the *Statute Law (Miscellaneous Provisions) Act (No 2) 2018* No 68,
- (b) the *Statute Law (Miscellaneous Provisions) Act (No 2) 2019* No 14,
- (c) the *Wool, Hide and Skin Dealers Regulation 2015*,
- (d) Schedule 1.2 of the *Fair Trading Legislation Amendment (Reform) Act 2018* No 65.

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 Schedule 6.