

Statute Law (Miscellaneous Provisions) Bill 2000

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 (Schedule 1), and
- (b) to dissolve certain redundant statutory and other bodies and to repeal or amend certain other Acts and Regulations as a consequence of their dissolution (section 4 and Schedule 2), and
- (c) to amend certain other Acts for the purpose of effecting statute law revision (Schedule 3), and
- (d) to transfer certain savings and transitional provisions of ongoing effect from some amending Acts into the relevant Principal Act, so as to permit the repeal of otherwise obsolete amending Acts (Schedule 4), and
- (e) to repeal certain Acts (Schedule 5), and
- (f) to 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.

Clauses 3, 5 and 6 are machinery provisions that give effect to the Schedules to the proposed Act containing amendments, repeals and savings, transitional and other provisions.

Clause 4 abolishes certain statutory and other bodies and repeals two Acts.

Clause 7 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:

Anti-Discrimination Act 1977 No 48
Children and Young Persons (Care and Protection) Act 1998 No 157
Community Land Development Act 1989 No 201
Conveyancers Licensing Act 1995 No 57
Evidence Act 1995 No 25
Fair Trading Act 1987 No 68
Fair Trading Tribunal Act 1998 No 161
Food Production (Safety) Act 1998 No 128
Forestry Act 1916 No 55
Health Services Act 1997 No 154
Heritage Act 1977 No 136
Impounding Act 1993 No 31
Landlord and Tenant Act 1899 No 18
Landlord and Tenant (Rental Bonds) Act 1977 No 44
Local Government Act 1993 No 30
Meat Industry Act 1978 No 54
Motor Dealers Act 1974 No 52
National Trust of Australia (New South Wales) Act 1990 No 92
Pesticides Act 1999 No 80
Police Regulation (Superannuation) Act 1906 No 28
Property, Stock and Business Agents Act 1941 No 28
Protected Disclosures Act 1994 No 92

Protection of the Environment Operations Act 1997 No 156
Residential Tenancies Act 1987 No 26
Residential Tribunal Act 1998 No 168
Retirement Villages Act 1999 No 81
Rural Lands Protection Act 1989 No 197
State Emergency Service Act 1989 No 164
Strata Schemes (Freehold Development) Act 1973 No 68
Strata Schemes (Leasehold Development) Act 1986 No 219
Subordinate Legislation Act 1989 No 146
Travel Agents Act 1986 No 5

Workplace Injury Management and Workers Compensation Act 1998 No 86

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 consequent on abolition of statutory and other bodies

Schedule 2 amends certain Acts and Regulations as a consequence of the abolition of certain statutory and other bodies.

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

Schedule 3 Amendments by way of statute law revision

Schedule 3 amends certain 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 3.

Schedule 4 Amendments transferring provisions

Schedule 4 transfers into the relevant Principal Act a number of savings, transitional and other provisions of ongoing effect contained in certain amending Acts, the other provisions of which have been incorporated into reprints or electronic versions of the Acts being amended or are spent. The removal of these provisions from the amending Acts permits the repeal (by Schedule 5 to the proposed Act) of those Acts.

Schedule 5 Repeals

Schedule 5 repeals a number of Acts, including amending Acts where the relevant Principal Act has been reprinted, amending Acts the ongoing provisions of which are transferred (by Schedule 4) to the relevant Principal Act and Acts that are no longer of practical utility.

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 (at www.austlii.edu.au).

Schedule 6 General savings, transitional and other provisions

Schedule 6 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 6.