

## **Statute Law (Miscellaneous Provisions) Bill 2004**

### **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 statutory rules (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 certain Acts and provisions of Acts and a Regulation (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 proposed 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 statutory rules:

*Anglican Clergy Provident Fund (Sydney) Act 1908*

*Apprenticeship and Traineeship Act 2001 No 80*

*Associations Incorporation Act 1984 No 143*

*Building and Construction Industry Long Service Payments Act 1986 No 19*

*Centenary Institute of Cancer Medicine and Cell Biology Act 1985 No 192*

*Conveyancers Licensing Act 2003 No 3*

*Country Women's Association of New South Wales Incorporation Act 1931*

*Crimes (Administration of Sentences) Amendment Act 2002 No 36*

*Criminal Appeal Act 1912 No 16*

*Dental Practice Act 2001 No 64*

*Forestry Act 1916 No 55*

*Gaming Machine Tax Act 2001 No 72*

*Geographical Names Act 1966 No 13*

*National Environment Protection Council (New South Wales) Act 1995 No 4*

*Ombudsman Act 1974 No 68*

*Optometrists Act 2002 No 30*

*Parliamentary Electorates and Elections Act 1912 No 41*

*Plantations and Reafforestation Act 1999 No 97*

*Property, Stock and Business Agents Act 2002 No 66*

*Protection of the Environment Operations Act 1997 No 156*

*Protection of the Environment Operations (General) Regulation 1998*

*Public Reserves Management Fund Act 1987 No 179*

*Radiation Control Act 1990 No 13*

*Radiation Control Regulation 2003*

*Real Property Act 1900 No 25*

*Registered Clubs Act 1976 No 31*

*Road and Rail Transport (Dangerous Goods) Act 1997 No 113*

*Road Transport (Driver Licensing) Act 1998 No 99*

*Road Transport (General) Act 1999 No 18*  
*Road Transport (Heavy Vehicles Registration Charges) Act 1995 No 72*  
*Road Transport (Mass, Loading and Access) Regulation 1996*  
*Road Transport (Safety and Traffic Management) Act 1999 No 20*  
*Road Transport (Safety and Traffic Management) (Driver Fatigue) Regulation 1999*  
*Road Transport (Vehicle Registration) Act 1997 No 119*  
*Road Transport (Vehicle Registration) Regulation 1998*  
*Royal Botanic Gardens and Domain Trust Act 1980 No 19*  
*Rural Fires Act 1997 No 65*  
*Rural Lands Protection Act 1998 No 143*  
*Shops and Industries Act 1962 No 43*  
*Subordinate Legislation Act 1989 No 146*  
*Sydney Water Catchment Management Act 1998 No 171*  
*Transport Administration Act 1988 No 109*  
*Valuation of Land Act 1916 No 2*  
*Waste Avoidance and Resource Recovery Act 2001 No 58*  
*Western Lands Act 1901 No 70*

The amendments to each Act and statutory rule are explained in detail in the explanatory note relating to the Act or statutory rule 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. A number of other amendments are made relating to formal drafting matters and minor corrections.

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 Repeals**

**Schedule 3** repeals a number of Acts and provisions of Acts and a Regulation. The Schedule repeals amending Acts enacted in 2003 or earlier that contain no substantive provisions that need to be retained. It also repeals certain provisions that merely effect amendments to other legislation or have expired or ceased to have effect.

In each case, the Acts or instruments that were amended by the Acts or provisions 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 Acts that are no longer of practical utility.

#### **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.