This PUBLIC BILL originated in the LEGISLATIVE ASSEMBLY, and, having this day passed, is now ready for presentation to the LEGISLATIVE COUNCIL for its concurrence.

> R. E. WARD, Clerk of the Legislative Assembly.

> > BE

Legislative Assembly Chamber, Sydney, 20 September, 1977.



ANNO VICESIMO SEXTO

# ELIZABETHÆ II REGINÆ

# Act No. , 1977.

An Act to remove doubt as to the retrospective validation of certain regulations purporting to have been made under the Poisons Act, 1966; and to amend the Poisons (Amendment) Act, 1977.

37144 212-

**BE** it enacted by the Queen's Most Excellent Majesty, by and with the advice and consent of the Legislative Council and Legislative Assembly of New South Wales in Parliament assembled, and by the authority of the same, as follows :---

5 1. This Act may be cited as the "Poisons (Regulations) Short title. Amendment Act, 1977".

2. (1) This Act, except section 4, shall commence on Commencethe date of assent to this Act, but nothing in this subsection ment. affects the retrospective operation of section 3.

- 10 (2) Section 4 shall be deemed to have commenced on 11th March, 1977.
  - 3. (1) A regulation that—

Validation of regulations purporting to have been made under Poisons Act.

(2)

- (a) purports to have been made under the Poisons Act, purporting 1966; and
- 15
  - (b) was not validly made when it purported to be made Poisons Act, but would have then been validly made if the amendments made to the Poisons Act, 1966, by section 3 of and Schedule 1 to the Poisons (Amendment) Act, 1977, had then been in force,

20 shall be deemed then to have been validly made and-

- (c) shall be deemed to have had, during the period that commenced on the day on which it purported to be made and ended immediately before the date of assent to this Act; and
- 25 (d) shall have, on and after that date,

the same force and effect as it would have had if it had been validly made on that day.

(2) A regulation referred to in subsection (1) may be rescinded, revoked, altered or varied as if it had been validly made.

(3) Without prejudice to the generality of subsection5 (1), that subsection has effect in relation to any act, matter or thing and in relation to any person in respect of any act, matter or thing, whether that act, matter or thing—

- (a) occurred or occurs, arose or arises or came or comes into existence ; or
- 10 (b) was or is the subject of proceedings that were or are commenced,

before, on or after the date of assent to this Act.

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- 4. The Poisons (Amendment) Act, 1977, is amended— Amendment of Act No. 5, 1977.
  - (a) by omitting from section 2 the matter relating to Sec. 2. Schedule 4 ; (Schedules.)
  - (b) by omitting section 5;
    (c) by omitting Schedule 4.
    Sch. 4.

BY AUTHORITY D. WEST, GOVERNMENT PRINTER, NEW SOUTH WALES—1977 [8c]

# Act. No. , 1977.

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## POISONS (REGULATIONS) AMENDMENT BILL, 1977

No. , 1977.

## A BILL FOR

An Act to remove doubt as to the retrospective validation of certain regulations purporting to have been made under the Poisons Act, 1966; and to amend the Poisons (Amendment) Act, 1977.

[MR K. J. STEWART—14 September, 1977.]

BE

37144 212-

**BE** it enacted by the Queen's Most Excellent Majesty, by and with the advice and consent of the Legislative Council and Legislative Assembly of New South Wales in Parliament assembled, and by the authority of the same, as follows :---

5 1. This Act may be cited as the "Poisons (Regulations) Short title. Amendment Act, 1977".

2. (1) This Act, except section 4, shall commence on Commencethe date of assent to this Act, but nothing in this subsection ment. affects the retrospective operation of section 3.

10 (2) Section 4 shall be deemed to have commenced on 11th March, 1977.

3. (1) A regulation that—

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Validation of regulations purporting to have been made under Poisons Act, 1966.

- (a) purports to have been made under the Poisons Act, purporting 1966; and been made
- (b) was not validly made when it purported to be made <sup>PC</sup><sub>19</sub> but would have then been validly made if the amendments made to the Poisons Act, 1966, by section 3 of and Schedule 1 to the Poisons (Amendment) Act, 1977, had then been in force,

20 shall be deemed then to have been validly made and-

- (c) shall be deemed to have had, during the period that commenced on the day on which it purported to be made and ended immediately before the date of assent to this Act; and
- 25 (d) shall have, on and after that date,

the same force and effect as it would have had if it had been validly made on that day.

(2)

(2) A regulation referred to in subsection (1) may be rescinded, revoked, altered or varied as if it had been validly made.

(3) Without prejudice to the generality of subsection5 (1), that subsection has effect in relation to any act, matter or thing and in relation to any person in respect of any act, matter or thing, whether that act, matter or thing—

- (a) occurred or occurs, arose or arises or came or comes into existence ; or
- 10 (b) was or is the subject of proceedings that were or are commenced,

before, on or after the date of assent to this Act.

4	. TI	he Poisons (Amendment) Act, 1977, is amended-	<ul> <li>Amendment of Act No. 5, 1977.</li> </ul>
	(a)	by omitting from section 2 the matter relating to Schedule 4;	O Sec. 2. (Schedules.)
	(b)	by omitting section 5;	Sec. 5. (Valida-

(c) by omitting Schedule 4.

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BY AUTHORITY D WEST, GOVERNMENT PRINTER, NEW SOUTH WALES-1977 [8c] 3

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Sch. 4.

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(2) A containen rateured to in subsection (1) any interrescinded, received, altered or varied as if it had back validity mode.

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# POISONS (REGULATIONS) AMENDMENT BILL, 1977

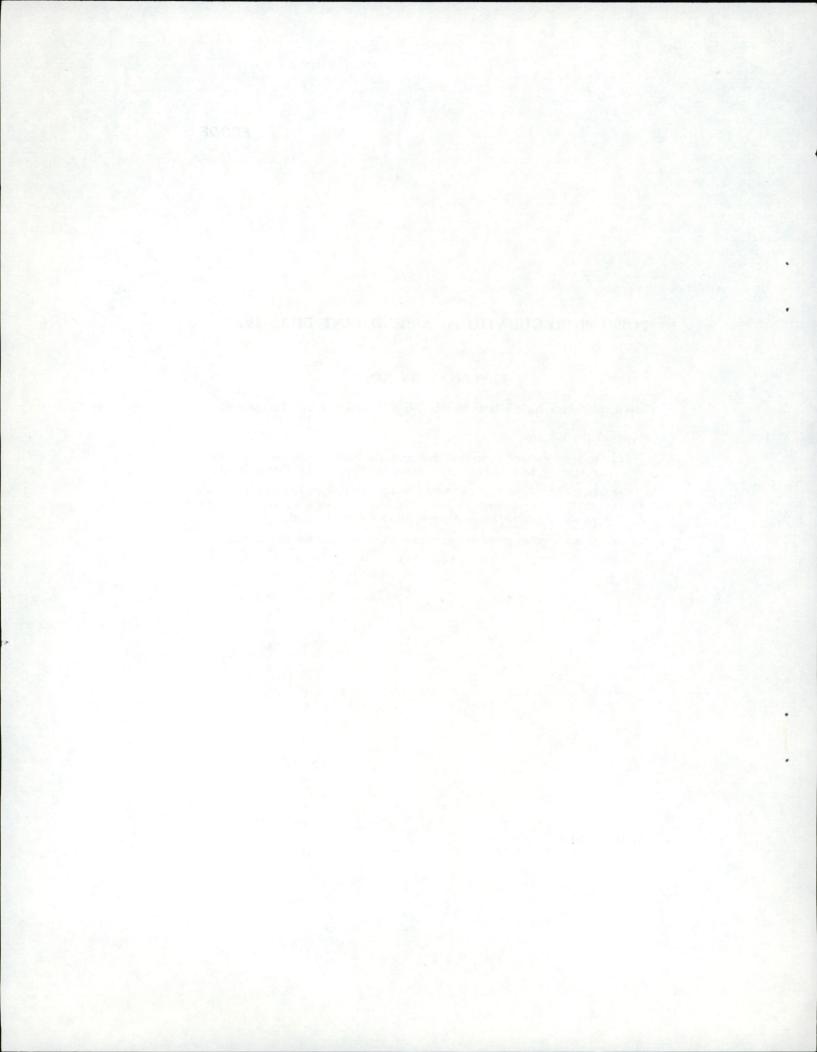
## EXPLANATORY NOTE

# (This Explanatory Note relates to this Bill as introduced into Parliament)

THE objects of this Bill are-

- (a) to remove doubt as to the retrospective validation of certain regulations purporting to have been made under the Poisons Act, 1966 (clause 3);
- (b) to repeal section 5 of and Schedule 4 to the Poisons (Amendment) Act, 1977, those provisions becoming unnecessary upon the enactment of the provision referred to in paragraph (a) (clause 4); and
- (c) to make other provisions of a minor or consequential character.





PROOF

# POISONS (REGULATIONS) AMENDMENT BILL, 1977

# No. , 1977.

## A BILL FOR

An Act to remove doubt as to the retrospective validation of certain regulations purporting to have been made under the Poisons Act, 1966; and to amend the Poisons (Amendment) Act, 1977.

[MR K. J. STEWART-14 September, 1977.]

BE

37144 212—

# Act No. , 1977.

## Poisons (Regulations) Amendment.

**BE** it enacted by the Queen's Most Excellent Majesty, by and with the advice and consent of the Legislative Council and Legislative Assembly of New South Wales in Parliament assembled, and by the authority of the same, as follows :—

5 1. This Act may be cited as the "Poisons (Regulations) Short title. Amendment Act, 1977".

2. (1) This Act, except section 4, shall commence on Commencethe date of assent to this Act, but nothing in this subsection ment. affects the retrospective operation of section 3.

10 (2) Section 4 shall be deemed to have commenced on 11th March, 1977.

3. (1) A regulation that—

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Validation of regulations

2

(a) purports to have been made under the Poisons Act, purporting 1966; and

been made under

(b) was not validly made when it purported to be made Poisons Act, but would have then been validly made if the amendments made to the Poisons Act, 1966, by section 3 of and Schedule 1 to the Poisons (Amendment) Act, 1977, had then been in force,

20 shall be deemed then to have been validly made and-

- (c) shall be deemed to have had, during the period that commenced on the day on which it purported to be made and ended immediately before the date of assent to this Act; and
- 25 (d) shall have, on and after that date,

the same force and effect as it would have had if it had been validly made on that day.

(2)

(2) A regulation referred to in subsection (1) may be rescinded, revoked, altered or varied as if it had been validly made.

(3) Without prejudice to the generality of subsection
5 (1), that subsection has effect in relation to any act, matter or thing and in relation to any person in respect of any act, matter or thing, whether that act, matter or thing—

- (a) occurred or occurs, arose or arises or came or comes into existence ; or
- 10 (b) was or is the subject of proceedings that were or are commenced,

before, on or after the date of assent to this Act.

4.	The Poisons	(Amendment)	Act,	1977, i	s amended	Amendment
						of Act No.
						5. 1977.

(a) by omitting from section 2 the matter relating to Sec. 2. Schedule 4 ; (Schedules.)

> Sec. 5. (Valida-

(b) by omitting section 5;

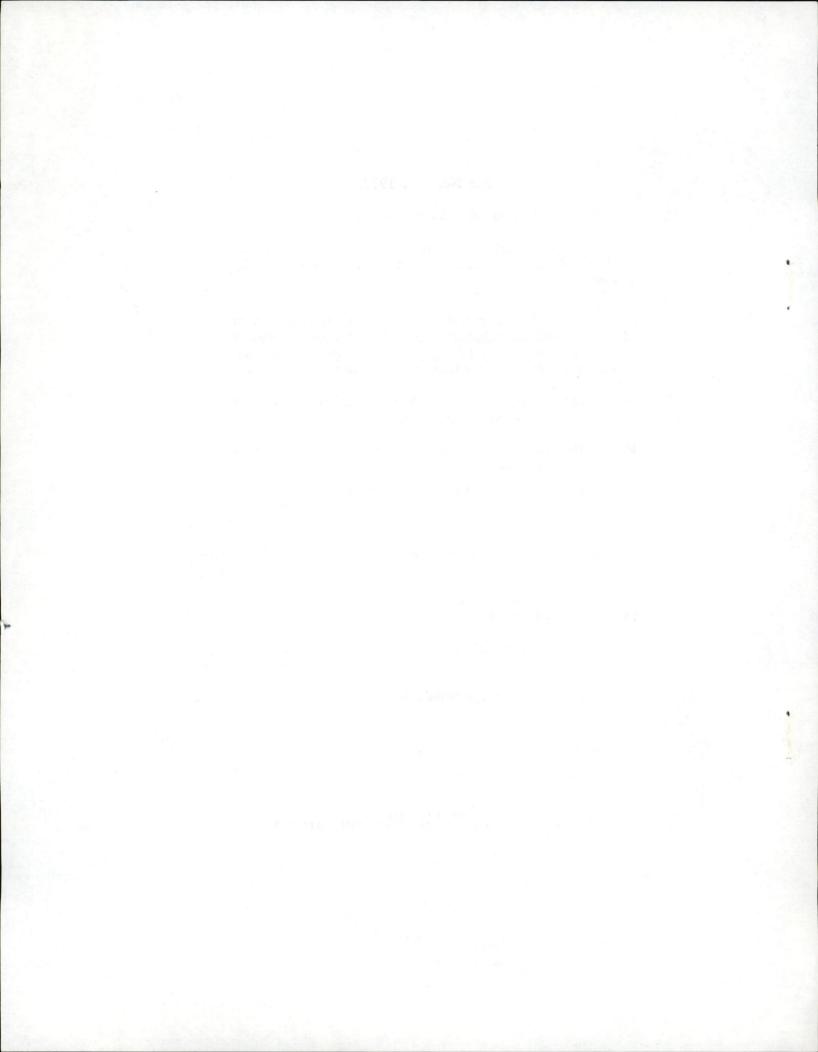
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(c) by omitting Schedule 4.

Sch. 4.

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BY AUTHORITY D WEST, GOVERNMENT PRINTER, NEW SOUTH WALES-1977



# POISONS (REGULATIONS) AMENDMENT ACT, 1977

New South Wales



# ANNO VICESIMO SEXTO ELIZABETHÆ II REGINÆ

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# Act No. 96, 1977.

An Act to remove doubt as to the retrospective validation of certain regulations purporting to have been made under the Poisons Act, 1966; and to amend the Poisons (Amendment) Act, 1977. [Assented to, 20th October, 1977.]

BE

р 40028c [8c]

#### Act No. 96, 1977.

#### Poisons (Regulations) Amendment.

**BE** it enacted by the Queen's Most Excellent Majesty, by and with the advice and consent of the Legislative Council and Legislative Assembly of New South Wales in Parliament assembled, and by the authority of the same, as follows :---

Short title. 1. This Act may be cited as the "Poisons (Regulations) Amendment Act, 1977".

Commencement.

- 2. (1) This Act, except section 4, shall commence on the date of assent to this Act, but nothing in this subsection affects the retrospective operation of section 3.

(2) Section 4 shall be deemed to have commenced on 11th March, 1977.

Validation of regulations purporting to have been made under Poisons Act, 1966. 3.

(a) purports to have been made under the Poisons Act,

(1) A regulation that—

1966; and

(b) was not validly made when it purported to be made but would have then been validly made if the amendments made to the Poisons Act, 1966, by section 3 of and Schedule 1 to the Poisons (Amendment) Act, 1977, had then been in force,

shall be deemed then to have been validly made and—

- (c) shall be deemed to have had, during the period that commenced on the day on which it purported to be made and ended immediately before the date of assent to this Act; and
- (d) shall have, on and after that date,

the same force and effect as it would have had if it had been validly made on that day.

(2) A regulation referred to in subsection (1) may be rescinded, revoked, altered or varied as if it had been validly made.

(3) Without prejudice to the generality of subsection (1), that subsection has effect in relation to any act, matter or thing and in relation to any person in respect of any act, matter or thing, whether that act, matter or thing—

- (a) occurred or occurs, arose or arises or came or comes into existence; or
- (b) was or is the subject of proceedings that were or are commenced,

before, on or after the date of assent to this Act.

- 4. The Poisons (Amendment) Act, 1977, is amended— Amendment of Act No. 5, 1977.
  - (a) by omitting from section 2 the matter relating to Sec. 2. Schedule 4; (Schedules.)
  - (b) by omitting section 5; Sec. 5. (Validaation.)
  - (c) by omitting Schedule 4.

3

Sch. 4.

I certify that this PUBLIC BILL, which originated in the LEGISLA-TIVE ASSEMBLY, has finally passed the LEGISLATIVE COUNCIL and the LEGISLATIVE ASSEMBLY of NEW SOUTH WALES.

> R. E. WARD, Clerk of the Legislative Assembly.

Legislative Assembly Chamber, Sydney, 6 October, 1977.



#### ANNO VICESIMO SEXTO

# ELIZABETHÆ II REGINÆ

## Act No. 96, 1977.

An Act to remove doubt as to the retrospective validation of certain regulations purporting to have been made under the Poisons Act, 1966; and to amend the Poisons (Amendment) Act, 1977. [Assented to, 20th October, 1977.]

BE

I have examined this Bill, and find it to correspond in all respects with the Bill as finally passed by both Houses.

> T. J. CAHILL, Chairman of Committees of the Legislative Assembly.

**BE** it enacted by the Queen's Most Excellent Majesty, by and with the advice and consent of the Legislative Council and Legislative Assembly of New South Wales in Parliament assembled, and by the authority of the same, as follows :---

Short title.

1. This Act may be cited as the "Poisons (Regulations) Amendment Act, 1977".

Commencement. 2. (1) This Act, except section 4, shall commence on the date of assent to this Act, but nothing in this subsection affects the retrospective operation of section 3.

(2) Section 4 shall be deemed to have commenced on 11th March, 1977.

Validation of regulations purporting to have been made under Poisons Act, 1966. 3.

(1) A regulation that—

- (a) purports to have been made under the Poisons Act, 1966; and
- (b) was not validly made when it purported to be made but would have then been validly made if the amendments made to the Poisons Act, 1966, by section 3 of and Schedule 1 to the Poisons (Amendment) Act, 1977, had then been in force,

shall be deemed then to have been validly made and-

- (c) shall be deemed to have had, during the period that commenced on the day on which it purported to be made and ended immediately before the date of assent to this Act; and
- (d) shall have, on and after that date.

the same force and effect as it would have had if it had been validly made on that day.

(2) A regulation referred to in subsection (1) may be rescinded, revoked, altered or varied as if it had been validly made.

(3) Without prejudice to the generality of subsection (1), that subsection has effect in relation to any act, matter or thing and in relation to any person in respect of any act, matter or thing, whether that act, matter or thing—

- (a) occurred or occurs, arose or arises or came or comes into existence; or
- (b) was or is the subject of proceedings that were or are commenced,

before, on or after the date of assent to this Act.

- 4. The Poisons (Amendment) Act, 1977, is amended— Amendment of Act No. 5, 1977.
  - (a) by omitting from section 2 the matter relating to Sec. 2. Schedule 4; (Schedules.)
  - (b) by omitting section 5;
    (c) by omitting Schedule 4.
    Sch. 4.

In the name and on behalf of Her Majesty I assent to this Act.

A. R. CUTLER, Governor.

Government House, Sydney, 20th October, 1977.

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