

First print



New South Wales

Statute Law (Miscellaneous Provisions) Bill 1995

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 amend certain other Acts for the purpose of effecting statute law revision (Schedule 2), and
 - (c) to replace gender-specific language with gender-neutral language (Schedule 3), and
 - (d) to transfer certain savings and transitional and other provisions of on-going effect from some amending Acts and Regulations into the relevant Principal Acts, so as to permit the repeal of the otherwise obsolete amending Acts and Regulations (Schedule 4), and
 - (e) to repeal certain Acts and Regulations (Schedule 5), and
 - (f) to make other provisions of a consequential or ancillary nature (Schedule 6).
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Outline of provisions

Clauses 1–5 are machinery provisions specifying the name (also called the short title) of the proposed Act, providing for its commencement and giving effect to the Schedules to the 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.

Schedules

Schedule 1 Minor amendments

Schedule 1 makes amendments to the following Acts:

Animal Research Act 1985 No 123

Arbitration (Civil Actions) Act 1983 No 43

Drug Offensive Act 1987 No 119

Exhibited Animals Protection Act 1986 No 123

Fish River Water Supply Administration Act 1945 No 16

Interpretation Act 1987 No 15

Law Foundation Act 1979 No 32

Noxious Weeds Act 1993 No 11

Real Estate Services Council Act 1990 No 14

Reprints Act 1972 No 48

Roads Act 1993 No 33

South-west Tablelands Water Supply Administration Act 1941 No 36

Traffic Act 1909 No 5

The amendments to each Act are explained in detail in the explanatory note relating to the Act concerned set out in Schedule 1.

Where necessary, provisions of a saving or transitional nature relating to the amendment concerned have also been set out in Schedule 1.

Schedule 2 Amendments by way of statute law revision

Schedule 2 amends certain other 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 2.

Schedule 3 Amendments replacing gender-specific language

Schedule 3 substitutes gender-neutral language for gender-specific language in various Acts. A policy of using gender-neutral language in New South Wales legislation was formally announced by the Governor in his speech for the opening of Parliament on 16 August 1983 and has been strictly applied ever since. However, gender-specific language remains in many of the statutes currently in force that were enacted before the policy was implemented. It is intended that the statute law revision program will continue the process of removal of that language until it has all been replaced.

The Schedule adopts 2 approaches:

- (a) it amends Acts chronologically, beginning with the *Western Lands Act 1901*, and
- (b) it amends a particular group of Acts (those relating to occupations).

Schedule 4 Amendments transferring provisions

Schedule 4 transfers into their parent Acts a number of savings, transitional and other provisions of on-going effect contained in certain amending Acts and Regulations, the other provisions of which have been incorporated in reprints or are spent. The removal of those provisions from the amending Acts and the Regulations permits the repeal (by Schedule 5 to the proposed Act) of those Acts and Regulations.

Schedule 5 Repeals

Schedule 5 repeals a number of Acts and Regulations. Since the *Statute Law (Miscellaneous Provisions) Act 1985*, the number of Acts in force has been gradually reduced by repealing amending Acts once the amendments

contained in the Acts have been incorporated in a reprint. The Schedule continues this process. It also repeals certain other amending Acts and certain Regulations, the on-going provisions of which are transferred (by Schedule 4) to their parent Acts.

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.

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New South Wales

Statute Law (Miscellaneous Provisions) Bill 1995

No , 1995

A Bill for

An Act to repeal certain Acts and Regulations and to amend certain other Acts in various respects and for the purpose of effecting statute law revision; and to make certain savings.

The Legislature of New South Wales enacts:

1 Name of Act

This Act is the *Statute Law (Miscellaneous Provisions) Act 1995*.

2 Commencement

This Act commences on the date of assent, except as provided in Schedules 1, 2 and 4. 5

3 Amendments

Each Act specified in Schedules 1–4 is amended as set out in those Schedules.

4 Repeals

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Each Act and Regulation specified in Schedule 5 is repealed.

5 General savings, transitional and other provisions

Schedule 6 has effect.

6 Explanatory notes

The matter appearing under the heading “Explanatory note” in any of the Schedules does not form part of this Act. 15

Schedule 1 Minor amendments

(Section 3)

1.1 Animal Research Act 1985 No 123

Section 4 Code of Practice

Insert at the end of the section:

5

- (2) For the purposes of prescribing such a Code, the regulations may apply, adopt or incorporate by reference, wholly or in part and with or without modification, any standards, rules, codes, specifications or methods as in force at a particular time or as in force from time to time, prescribed or published by any authority or body, whether or not it is a New South Wales authority or body.

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Commencement

The amendment to the *Animal Research Act 1985* commences on a day to be appointed by proclamation.

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Explanatory note

Section 42 of the *Interpretation Act 1987* provides that if an Act authorises or requires provision to be made for or with respect to any matter by a regulation, the regulation may make provision for or with respect to the matter by applying, adopting or incorporating (with or without modification) the provisions of any publication. Under section 69 of that Act, such a publication may be applied, adopted or incorporated as in force on a particular day, on the day the regulation took effect, or, if the Act authorising or requiring provision to be made specifically provides, as in force from time to time.

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Section 4 of the *Animal Research Act 1985* permits the regulations to prescribe a Code of Practice with respect to the conduct of animal research and the supply of animals for use in connection with animal research.

The proposed amendment empowers the regulations, for the purpose of prescribing such a Code, to apply, adopt or incorporate by reference any standards etc of other bodies (such as the Commonwealth) as in force at a particular time or as in force from time to time. There are similar provisions in other Acts (eg section 45C (4) of the *Poisons Act 1966* and section 90 (3) of the *Food Act 1989*).

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1.2 Arbitration (Civil Actions) Act 1983 No 43

[1] Section 18 Rehearing

Insert “and no person other than the applicant or a person who consented to the discontinuance applies, within the prescribed period after the filing of that notice, for such an order” after “action” in section 18 (5) (a). 5

[2] Section 18 (5) (b)

Insert “and no person present at the rehearing requests the court to proceed with the rehearing” after “rehearing”.

Commencement 10

The amendments to the *Arbitration (Civil Actions) Act 1983* commence on a day to be appointed by proclamation.

Explanatory note

The proposed amendments ensure that a person aggrieved by an award of an arbitrator under the Act may obtain a rehearing of the action concerned even if a previous applicant for a rehearing files a notice of discontinuance of the rehearing or fails to attend the rehearing. (The Act currently provides that, in those circumstances, the order for the rehearing ceases to have effect and the award is deemed to be a judgment or order of the court.) 15

1.3 Drug Offensive Act 1987 No 119 20

Section 9 Functions of the Director

Omit “prescribed organisations” from section 9 (2) (c).

Insert instead “the organisations that the Minister, by order published in the Gazette, designates for the purposes of this paragraph”.

Commencement 25

The amendment to the *Drug Offensive Act 1987* commences on a day to be appointed by proclamation.

Repeal

On the commencement of the amendment to the *Drug Offensive Act 1987* made by this Act, the *Drug Offensive Regulation 1987* is repealed. 30

Explanatory note

At present, section 9 (2) (c) of the Act empowers the Director of the Drug and Alcohol Directorate to co-ordinate, monitor and evaluate, and provide an overview of, drug or alcohol services provided throughout New South Wales by "prescribed organisations".

5

The proposed amendment removes the requirement that the organisations concerned be prescribed by regulation. Instead, it permits the Minister to designate the organisations by order published in the Gazette.

The Regulation currently prescribing organisations for the purpose of section 9 (2) (c) is repealed on the commencement of the amendment.

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1.4 Exhibited Animals Protection Act 1986 No 123

Section 22 Persons to be authorised to exhibit animals

Insert " , or at a preschool, school, TAFE establishment, university or other place of education," after "place of public entertainment" in section 22 (2).

15

Commencement

The amendment to the *Exhibited Animals Protection Act 1986* commences on a day to be appointed by proclamation.

Explanatory note

At present, section 24 of the Act prohibits a person from exhibiting animals of a prescribed species unless the person is the holder (or is supervised by the holder) of a permit authorising the exhibition. Section 22 makes the same provision in relation to animals that are not of a species prescribed for the purposes of section 24, but it is limited to exhibitions held "on premises occupied by temporary or movable structures used for the purposes of a circus, fair, fun-fair, amusement park or similar place of public entertainment". The proposed amendment extends the ambit of section 22 to cover exhibitions held at schools and other places of education.

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1.5 Fish River Water Supply Administration Act 1945 No 16

[1] Section 12 Allocation of moneys

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Omit the paragraph commencing "Thirdly," from section 12 (2) (b).

[2] Section 12 (2) (b)

Omit "*Fourthly*,". Insert instead "*Thirdly*,".

[3] Section 13 Fish River Water Supply Renewal Reserve Account

Omit the section.

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[4] Section 13A Accounts to be kept in Special Deposits Account

Omit "and the Renewal Reserve Account".

Commencement

The amendments to the *Fish River Water Supply Administration Act 1945* commence on a day to be appointed by proclamation.

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Transitional

On the repeal of section 13 of the *Fish River Water Supply Administration Act 1945*, the balance in the Fish River Water Supply Renewal Reserve Account established under that section is to be transferred to the Fish River Water Supply Working Account established under section 12 of that Act.

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Explanatory note

At present, section 13 requires the keeping of a Renewal Reserve Account to fund the renewal and replacement of the capital assets of the Fish River Water Supply. Maintenance of such accounts is regarded as an outdated accounting practice. Current practice is for asset renewals to be provided for in normal business planning, rather than through a specific account. Further, the rate of the interest earned on the funds in the Renewal Reserve Account is less than the interest-rate applicable to the debts of the Fish River Water Supply. In view of these factors, item (3) of the proposed amendments repeals the requirement that the Renewal Reserve Account be kept.

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Items (1), (2) and (4) of the proposed amendments are consequential on item (3). Similar amendments to the *South-west Tablelands Water Supply Administration Act 1941* are proposed to be made elsewhere in this Schedule.

1.6 Interpretation Act 1987 No 15

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[1] Section 3 Definitions

Omit the definition of *statutory rule* from section 3 (1).

[2] Section 21 Meaning of commonly used words and expressions

Insert in alphabetical order in section 21 (1):

statutory rule means:

- (a) a regulation, by-law, rule or ordinance: 5
 - (i) that is made by the Governor, or
 - (ii) that is made by a person or body other than the Governor, but is required by law to be approved or confirmed by the Governor, or
- (b) a rule of court. 10

[3] Sections 23 Commencement of Acts and 66 Citation of particular Acts

Insert “(or name)” after “short title” wherever occurring in sections 23 (6) and 66 (1) (a), (2) (a), (3) (a) and (4) (a).

[4] Section 30A 15

Insert after section 30:

30A Transferred provisions

- (1) This section applies where a provision is transferred from an Act or statutory rule to another Act and an Act states that the provision is a transferred provision to which this section applies. 20
- (2) The transfer does not affect the operation (if any) or meaning of the provision, and accordingly the provision is to be construed as if it had not been so transferred.
- (3) This section applies whether or not the provision is modified, but has effect subject to any such modification. 25

[5] Section 35 Headings etc

Insert after section 35 (4):

- (4A) The number of a section, subsection, clause or subclause of an Act or instrument is taken to be part of the Act or instrument even though it appears in a heading to the section, subsection, clause or subclause. 5

[6] Section 39 The making of statutory rules

Insert after section 39 (2):

- (2A) Neither the whole nor any part of a statutory rule is invalid merely because (without statutory authority) the statutory rule is published in the Gazette after the day on which one or more of its provisions is or are expressed to take effect. In that case, that or those provisions take effect from the day the statutory rule is published in the Gazette, instead of from the earlier day. 10
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[7] Section 39 (3)

Omit "subsection (1) does".

Insert instead "subsections (1) and (2A) do".

[8] Section 45A

Insert after section 45: 20

45A Tabling of instruments

An instrument that, under any other Act, may or must be tabled in a House of Parliament (without any indication as to who is authorised or required to table it) may be laid before the House by a Minister or the Clerk of the House. This section does not affect any other way in which the instrument can be laid before the House. 25

[9] Section 67 Citation of instruments etc

Insert "(or name)" after "citation" wherever occurring in section 67 (1) (a), (2) (a), (3) (a) and (4) (a).

[10] Section 70 References to changed short titles, names and citations

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Insert ", name" after "short title" wherever occurring.

Commencement

The amendments to the *Interpretation Act 1987* commence on the date of assent to this Act.

Explanatory note

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Definition of *statutory rule* (items (1) and (2))

At present, the *Interpretation Act 1987* provides a definition of the term ***statutory rule*** in section 3, a section that defines terms for the purposes of that Act.

Items (1) and (2) of the proposed amendments ensure that the definition applies in any Act or instrument in which the term is used. They do this by transferring the definition from section 3 to a section that usually applies to all Acts and instruments.

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Redesign of legislation (items (3), (5), (9) and (10))

The recent redesign of legislation in New South Wales involved, among other things, the following:

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- changing the provision naming an Act from "This Act may be cited as the XYZ Act" to "This Act is the XYZ Act" (involving a consequential change to the heading of that provision from "Short title" to "Name of Act")
- moving section numbers into the relevant section headings (which do not form part of an Act).

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Item (3) of the proposed amendments is consequential on the change of heading, allowing an Act (including an Act of another jurisdiction) to be referred to or cited by its "name", which is another description of its short title. Item (9) is a similar provision in relation to instruments. Item (10) makes a consequential amendment in relation to both Acts and instruments. Item (5) ensures that section, subsection, clause and subclause numbers remain part of an Act or instrument.

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Transferred provisions (item (4))

Schedule 4 to this Act transfers to the relevant Principal Acts various savings and transitional and other provisions from certain amending Acts and statutory rules, the other provisions of which have been incorporated in reprints or are spent. The consolidation of the transferred provisions in the Principal Acts permits the repeal (by Schedule 5 to this Act) of the otherwise obsolete amending Acts and statutory rules.

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Schedule 1 Minor amendments

Item (4) of the proposed amendments provides a mechanism for ensuring that any such transfers do not affect the operation (if any) or meaning of the provisions concerned.

Validity of statutory rules (items (6) and (7))

Item (6) of the proposed amendments makes it clear that publication of a statutory rule in the Gazette after the day on which any of its provisions is expressed to take effect does not invalidate any of those provisions. The provision concerned takes effect from the date of Gazettal. 5

Item (7) is a consequential amendment.

Tabling of instruments (item (8)) 10

Item (8) of the proposed amendments empowers a Minister or the Clerk of the House to table an instrument that another Act requires or permits to be tabled in a House of Parliament if the enabling Act does not specify the person required or authorised to table the instrument.

1.7 Law Foundation Act 1979 No 32 15

[1] Schedule 1 Constitution and procedure of Board of Governors

Clause 4 (1)

Omit "for a period of 3 years".

Insert instead "for such period, not exceeding 3 years, as is specified in the member's instrument of appointment". 20

[2] Schedule 1, clause 4 (4)

Insert after clause 4 (3):

(4) On the expiry of the term of office of an appointed member (other than a member appointed under clause 2 (2) (d)): 25

(a) the person who held the office concerned immediately before the expiry of that term is to act in that office until the person's successor is appointed (or the person is reappointed) or until the expiration of a period of 3 months from that expiry, whichever occurs first, and 30

- (b) while so acting, the person has and may perform all the functions of a member and is taken to be an appointed member.

[3] Schedule 1, clause 8 (c)

Insert “, except in the case of a member appointed under clause 2 (2) (d),” after “if”. 5

[4] Schedule 1, clause 9 (2)

Omit the subclause.

Commencement

The amendments to the *Law Foundation Act 1979* commence on the date of assent to this Act. 10

Transitional

Clause 9 of Schedule 1 to the *Law Foundation Act 1979*, as amended by this Act, extends to a vacancy in the office of an appointed member of the Board of Governors of the Law Foundation: 15

- (a) that occurred before the commencement of that amendment, and
(b) that has not been filled.

Explanatory note

Term of office of members of Board (item (1))

At present, clause 4 (1) of Schedule 1 provides that appointed members of the Board of Governors of the Law Foundation (other than the member appointed on the nomination of the Leader of the Opposition in the Legislative Assembly) hold office for a period of 3 years. 20

Because the appointed members were not all appointed at the same time, their terms of office do not expire simultaneously. Item (1) of the proposed amendments allows members to be appointed for a term of less than 3 years. This will, over time, enable the terms of all the appointed members to be brought into alignment. 25

Holding over (item (2))

Because of the current variation in the expiry dates of the appointed members' terms of office, it is conceivable that, on the expiry of some of those terms, the Board could consist of insufficient members to constitute a quorum. Accordingly, item (2) of the proposed amendments requires a member of the Board (other than the Leader of the Opposition's nominee) whose term of office has expired to act in that office (for a period of up to 3 months) pending the appointment of his or her successor. 30
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Statute Law (Miscellaneous Provisions) Bill 1995

Schedule 1 Minor amendments

Exemption from automatic vacation of office (item (3))

Clause 8 (c) provides that a member of the Board is taken to have vacated office if (among other things) the member is absent without leave from 3 consecutive Board meetings. Item (3) of the proposed amendments exempts the member who is appointed on the nomination of the Leader of the Opposition from the operation of this provision. 5

Advertising of casual vacancies (item (4))

Clause 9 (2) requires the Attorney General to advertise certain casual vacancies on the Board before appointing persons to fill them. Item (4) of the proposed amendments abolishes that requirement. 10

1.8 Noxious Weeds Act 1993 No 11

[1] Section 31 Agricultural machines to be produced for inspection

Section 31 (1)

Omit "notifiable weeds". Insert instead "notifiable weed material". 15

[2] Section 31 (2) (a)

Omit "a weed that is a notifiable weed".
Insert instead "weed material that is notifiable weed material".

[3] Section 31 (2) (a) and (b)

Omit "such weed" wherever occurring. 20
Insert instead "such weed material".

Commencement

The amendments to the *Noxious Weeds Act 1993* commence on the date of assent to this Act.

Explanatory note

At present, section 31 (1) of the Act requires a person who brings an agricultural machine from Queensland into New South Wales to produce the machine for inspection by a border inspector for "notifiable weeds". 25

It is unlikely that weeds will actually be alive and growing on such machines. Accordingly, the proposed amendments replace references in the section to "notifiable weed" with references to "notifiable weed material". That term is defined in the Act as including "notifiable weeds and any seed or other part of a notifiable weed".

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1.9 Real Estate Services Council Act 1990 No 14

Section 6 Membership of Council

Omit section 6 (3) (b). Insert instead:

- (b) 1 is to be a public servant nominated by the Minister, being a public servant holding a position in an agency administered by the Minister,

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Commencement

The amendment to the *Real Estate Services Council Act 1990* commences on the date of assent to this Act.

Transitional

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The person (if any) who, on the commencement of the amendment made to section 6 (3) (b) of the *Real Estate Services Council Act 1990* by this Act, was the member of the Real Estate Services Council appointed pursuant to a nomination made under that paragraph before that amendment commenced, is taken to have been appointed pursuant to a nomination made under that paragraph as so amended.

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Explanatory note

At present, section 6 (3) (b) provides that one of the 9 part-time members of the Real Estate Services Council is to be an officer of the Department of Housing nominated by the Minister.

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The proposed amendment replaces that member with a public servant (nominated by the Minister) whose position is within an agency administered by the Minister. (Because of section 97 (1) (b) of the *Public Sector Management Act 1988*, "public servant" in this context is to be read as a reference to an officer or temporary employee within the meaning of that Act.)

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The proposed amendment is consequential on the separation of the Office of Real Estate Services from the Department of Housing.

1.10 Reprints Act 1972 No 48

[1] Section 9G

Insert after section 9F:

9G New styles

- (1) An Act may be reprinted under section 5 so as to conform to current styles of presentation regarding punctuation, layout, type and similar matters. 5
- (2) As a transitional matter, an amended Act may be reprinted under section 5 so as to conform to an earlier style, even though some or all of the amendments may have been enacted in a newer style. 10

[2] Section 13 Application of certain provisions of this Act to certain instruments

Omit "9E and 9F". Insert instead "9E, 9F and 9G".

Commencement

The amendments to the *Reprints Act 1972* commence on the date of assent to this Act.

Explanatory note

The layout, type, punctuation and other aspects of New South Wales statutes have recently been redesigned. Item (1) of the proposed amendments allows existing Acts to be reprinted in the new style. It also permits, as a transitional matter, an amended Act to be reprinted in the earlier style even though the amendments may have been enacted in the new style. In neither case will the substantive text of the legislation be altered. Item (2) extends the amendment to statutory instruments.

The changes involve such matters as the following:

- the transfer of section and other provision numbers into the heading of the provision
- the omission of the stops after section numbers
- the printing of the short title, name or citation of any Act or instrument (whether of New South Wales or elsewhere) in italic type
- the omission of inverted commas around defined terms, the printing of defined terms in different type, and the printing of the first letter of defined terms in lower case type
- the spelling out in full (as "section") of the abbreviation "sec."
- the adjustment of the ranging of sections, subsections, clauses, subclauses and other parts of Acts.

1.11 Roads Act 1993 No 33

Section 54 Orders generally

Insert at the end of the section:

- (4) In making an order under this Division, the Minister may include in the order a statement to the effect that specified land held by the RTA is dedicated as a public road and, in that event, the statement is taken to be a notice published by the RTA under section 10 (1), and section 10 (2) has effect accordingly. 5

Commencement

10

The amendment to the *Roads Act 1993* commences on the date of assent to this Act.

Explanatory note

The proposed amendment empowers the Minister administering the provisions of the Act relating to the classification of roads to dedicate as a public road such land held by the Roads and Traffic Authority as is specified in the order. Such an order may not be made otherwise than on the recommendation of the RTA. (Ministerial power to "declare", on the recommendation of the RTA, any land vested in the RTA "to be" a public road or public reserve existed under section 58 (5) of the repealed *State Roads Act 1986*.) 15

The proposed amendment will also allow the one instrument both to dedicate the land as a public road and to classify it (as, for example, a main road or a tourist road). 20

1.12 South-west Tablelands Water Supply Administration Act 1941 No 36

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[1] Section 12 Allocation of money

Omit the paragraph commencing "Thirdly," from section 12 (2) (b).

[2] Section 12 (2) (b)

Omit "Fourthly,". Insert instead "Thirdly,".

[3] Section 13 South-west Tablelands Water Supply Renewal Reserve Account

Omit the section.

[4] Section 13A Accounts to be kept in Special Deposits Account

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Omit "and the Renewal Reserve Account".

Commencement

The amendments to the *South-west Tablelands Water Supply Administration Act 1941* commence on a day to be appointed by proclamation.

Transitional

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On the repeal of section 13 of the *South-west Tablelands Water Supply Administration Act 1941*, the balance in the South-west Tablelands Water Supply Renewal Reserve Account established under that section is to be transferred to the South-west Tablelands Water Supply Working Account established under section 12 of that Act.

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Explanatory note

The proposed amendments are similar to the amendments to the *Fish River Water Supply Administration Act 1945* proposed to be made elsewhere in this Schedule. The explanatory note to those amendments is also applicable to these amendments.

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1.13 Traffic Act 1909 No 5

[1] Section 10AA Effect of disqualification

Omit section 10AA (1). Insert instead:

- (1) If, as a consequence of being convicted of an offence by a court, a person is disqualified (whether or not by an order of the court) from holding a driver's licence, the disqualification operates to cancel, permanently, any driver's licence held by the person at the time of his or her disqualification.

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[2] Section 18C Cancellation of licence or registration in default of payment of penalty

Omit "shall be deemed to be cancelled" from section 18C (6).
Insert instead "is cancelled".

Commencement

5

The amendments to the *Traffic Act 1909* commence on the date of assent to this Act.

Explanatory note

Before the amendment made to section 10AA (1) by the *Statute Law (Miscellaneous Provisions) Act (No 2) 1990*, that section provided that, when a person was disqualified from holding a driver's licence as a consequence of being convicted of an offence by a court, any driver's licence held by the person "shall be deemed to have been cancelled". The section required the person concerned to deliver any such licence to the Roads and Traffic Authority immediately after being convicted.

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The *Statute Law (Miscellaneous Provisions) Act (No 2) 1990* amended the section so as to require the convicted person, if present at the court with the licence, to surrender the licence to the court. If the person was not present at the court, or was present without the licence, the person was to surrender it to the Authority as soon as practicable.

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As the amendment required the repeal and re-enactment of section 10AA, the opportunity was taken to replace the archaic expression "shall be deemed to have been cancelled" with "is to be regarded as being cancelled". Some doubt has been expressed as to whether the licence that is "regarded as being cancelled" is *actually* cancelled—that is, whether the cancellation continues beyond the expiry of the relevant period of the disqualification.

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To remove that doubt, item (1) of the proposed amendments makes it clear that the disqualification *effects* a *permanent* cancellation of any licence concerned.

For the sake of consistency, item (2) of the proposed amendments replaces the phrase "shall be deemed to be cancelled" in section 18C (6) with the simple "is cancelled".

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Schedule 2 Amendments by way of statute law revision

(Section 3)

2.1 Annual Reports (Departments) Act 1985 No 156

Section 6 Inclusion of other reports in annual reports 5

Omit "1988" from section 6 (2). Insert instead "1989".

Commencement

The amendment to the *Annual Reports (Departments) Act 1985* commences on the date of assent to this Act.

Explanatory note 10

The proposed amendment corrects an incorrect citation.

2.2 Area Health Services Act 1986 No 50

Schedule 4 Provisions relating to the members and procedure of Area Health Boards

Insert "area" after "relevant" in clause 2 (5) (a). 15

Commencement

The amendment to the *Area Health Services Act 1986* commences on the date of assent to this Act.

Explanatory note

The proposed amendment inserts a missing word. 20

2.3 Bail Act 1978 No 161

Section 26 Power of District Court to grant bail

Omit "and" where secondly occurring in section 26 (1) (f).
Insert instead "or".

Commencement

The amendment to the *Bail Act 1978* commences on the date of assent to this Act. 25

Explanatory note

The proposed amendment corrects an incorrect conjunction.

2.4 Business Names Act 1962 No 11

[1] Section 7A Notice to be given of registration of certain names

Omit "it" wherever occurring in section 7A (1) and (3).
Insert instead "the Commissioner".

5

[2] Section 10 Power to cancel registration of business names that are undesirable etc

Omit "its" from section 10 (2).
Insert instead "the Commissioner's".

Commencement

10

The amendments to the *Business Names Act 1962* commence on the date of assent to this Act.

Explanatory note

The proposed amendments correct incorrect grammar. (The impersonal pronoun "it" was correct in the past when the functions under the *Business Names Act 1962* currently exercised by the Commissioner for Consumer Affairs were exercised by the Corporate Affairs Commission.)

15

2.5 Coal and Oil Shale Mine Workers (Superannuation) Act 1941 No 45

Section 2J Further extension of the definition of mine worker

20

Omit section 2J (14).

Commencement

The amendment to the *Coal and Oil Shale Mine Workers (Superannuation) Act 1941* is taken to have commenced on 1 February 1995.

25

Explanatory note

The proposed amendment repeals a spent provision.

**2.6 Coal and Oil Shale Mine Workers (Superannuation)
Further Amendment Act 1994 No 85**

**[1] Schedule 3 Amendments relating to transfer of Tribunal's
functions**

Schedule 3 (2) (m)

5

Omit "(a)". Insert instead "(b)".

[2] Schedule 3 (2) (n)

Omit "(b)".

[3] Schedule 3 (4) (e)

Omit the item.

10

Commencement

The amendments to the *Coal and Oil Shale Mine Workers (Superannuation) Further Amendment Act 1994* are taken to have commenced on 1 February 1995.

Explanatory note

Items (1) and (2) of the proposed amendments correct incorrect incorporating directions. 15

Item (3) repeals an amendment to section 2J (14) of the *Coal and Oil Shale Mine Workers (Superannuation) Act 1941*. (Section 2J (14) is repealed, with effect from the commencement of the amendment, elsewhere in this Schedule.)

2.7 Crimes Act 1900 No 40

20

[1] Section 52A Dangerous driving: substantive matters

Omit "grievous" from section 52A (5). Insert instead "grievous".

[2] Section 52AA Dangerous driving: procedural matters

Omit "section" where secondly occurring in section 52AA (2).
Insert instead "sections".

25

Commencement

The amendments to the *Crimes Act 1900* commence on the date of assent to this Act.

Explanatory note

Item (1) of the proposed amendments corrects a spelling error. Item (2) corrects a grammatical error.

5

2.8 Crown Lands (Continued Tenures) Act 1989 No 7

Schedule 7 Purchase of land held under lease

Omit “, or formerly comprised,” from clause 4 of Part 2.

Commencement

10

The amendment to the *Crown Lands (Continued Tenures) Act 1989* commences on the date of assent to this Act.

Explanatory Note

Item (9) (a) of the amendments to the *Crown Lands (Continued Tenures) Act 1989* in Schedule 3 to the *Irrigation Corporations Act 1994* amended clause 1 of Schedule 4 (Subdivision of Holdings) to the *Crown Lands (Continued Tenures) Act 1989* by omitting the words shown struck through below:

15

This Schedule applies to land comprised in any holding ~~and to land in an irrigation area formerly comprised in a holding but, in either case, only if:~~

The proposed amendment is the consequential amendment required to be made to clause 4 of Part 2 of Schedule 7 to the Act. That clause provides that “Schedule 4 applies to and in respect of the land comprised, or formerly comprised, in an incomplete purchase under this Part”. Land formerly comprised in an incomplete purchase is not a “holding” for the purposes of the Act.

20

2.9 Fish Marketing Act 1994 No 37

25

Section 21 Deregulation—repeal of relevant provisions of Fisheries Act

Omit section 21 (2).

Commencement

The amendment to the *Fish Marketing Act 1994* commences on the date of assent to this Act.

30

Explanatory note

The proposed amendment omits a provision that is no longer necessary. The subsection concerned provides for the repeal, effectively on 31 October 1997, of the *Fish Marketing Regulation 1980*. That Regulation was repealed on 31 October 1994 as a consequence of the sale of the Fish Marketing Authority.

5

2.10 Impounding Act 1993 No 31

Dictionary, definition of area of operations

Omit “a place or class of places for which it is declared by the order to be” from the matter next to the last dot point.

Insert instead “the place or class of places for which the public authority is prescribed by the regulations as”.

10

Commencement

The amendment to the *Impounding Act 1993* commences on the date of assent to this Act.

Explanatory note

15

The proposed amendment replaces an incorrect reference to an order with a reference to the regulations and makes the language of the relevant part of the definition of **area of operations** consistent with that of the definition of **impounding authority**. The proposed amendment alters the final paragraph of the definition of **area of operations** as follows (matter to be omitted is shown struck through, and matter to be inserted is shown in square brackets):

20

- in the case of an impounding officer appointed by a public authority prescribed by the regulations as an impounding authority, ~~a place or class of places for which it is declared by the order to be~~ [the place or class of places for which the public authority is prescribed by the regulations as] an impounding authority.

25

2.11 Infants' Home, Ashfield, Act 1924 No 13

Section 3 Members to be body corporate

Omit “convenient” from section 3 (4) (g).

Insert instead “convenient”.

30

Commencement

The amendment to the *Infants' Home, Ashfield, Act 1924* commences on the date of assent to this Act.

Explanatory note

The proposed amendment corrects incorrect spelling.

5

2.12 Irrigation Corporations Act 1994 No 41

Section 19 Amendment of SOC Act

Omit "Areas" from section 19 (2).

Commencement

The amendment to the *Irrigation Corporations Act 1994* commences on the date of assent to this Act.

10

Explanatory note

The proposed amendment omits an unnecessary word.

2.13 Justices Act 1902 No 27

Section 145B Short description of certain offences

15

Insert after section 145B (2):

- (3) An expression referred to in subsection (2) (a) may be prescribed by a regulation made under this Act or under the Act creating the offence concerned. The regulation-making powers conferred by Acts other than this Act are extended accordingly.

20

Commencement

The amendment to the *Justices Act 1902* commences on the date of assent to this Act.

25

Explanatory note

The proposed amendment is of a machinery nature.

Short descriptions are used for the purpose of facilitating the description of offences in informations, complaints, summonses, warrants, notices, orders and

Schedule 2 Amendments by way of statute law revision

other documents. In particular, they are used in connection with penalty notices. Generally speaking, the prescription of an offence that may be dealt with by a penalty notice, and the penalty for the offence that may be imposed by a penalty notice, is done by means of a regulation under the Act giving rise to the offence. However, the prescription of the short description of the offence is done by means of a regulation under the *Justices Act 1902*. The proposed amendment will enable the short description of an offence to be done by means of a regulation under the Act giving rise to the offence. In the case of a penalty notice offence, the amendments will enable all provisions relevant to the offence to be prescribed in a single regulation.

5

10

2.14 Land and Environment Court Act 1979 No 204

[1] Section 19 Class 3—land tenure, valuation, rating and compensation matters

Section 19 (g)

Omit “and” where lastly occurring.

15

[2] Section 19 (g1)

Omit the paragraph. Insert instead:

(g1) appeals under section 44 or 202 of the *Fisheries Management Act 1994*, and

Commencement

20

The amendments to the *Land and Environment Court Act 1979* commence on the date of assent to this Act.

Explanatory note

The proposed amendments omit an unnecessary word (item (1)) and insert missing words (item (2)).

25

Item (2) affects the current section 19 (1) (g1) in the following way (the words to be inserted are shown in square brackets):

(g1) [appeals under] section 44 or 202 of the *Fisheries Management Act 1994*,
[and]

2.15 Legal Profession Act 1987 No 109

Section 208Q Referral of misconduct to Commissioner

Omit “as at costs” from section 208Q (1).

Insert instead “as to costs”.

Commencement

5

The amendment to the *Legal Profession Act 1987* commences on the date of assent to this Act.

Explanatory note

The proposed amendment replaces an incorrect word.

2.16 Motor Vehicles Taxation Act 1988 No 111

10

Schedule 1 Motor vehicle tax

Insert “not” before “used” in the heading of Column 2 of the Table to clause 3.

Commencement

The amendment to the *Motor Vehicles Taxation Act 1988* commences on the date of assent to this Act.

15

Explanatory note

The proposed amendment inserts a word that is necessary to make the heading to the Table to clause 3 consistent with that clause.

2.17 Parliamentary Evidence Act 1901 No 43

20

[1] Second Schedule

Omit “His Honor”. Insert instead “His Honour/Her Honour”.

[2] Second Schedule

Omit “your Honor”. Insert instead “your Honour”.

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Schedule 2 Amendments by way of statute law revision

Commencement

The amendments to the *Parliamentary Evidence Act 1901* commence on the date of assent to this Act.

Explanatory note

The proposed amendments replace gender-specific language and bring spelling into line with modern usage. 5

2.18 Pharmacy Act 1964 No 48

Section 23 Surrender of certificates of registration

Insert “a” before “pharmacist” in section 23 (1).

Commencement

10

The amendment to the *Pharmacy Act 1964* commences on the date of assent to this Act.

Explanatory note

The proposed amendment inserts a missing word.

2.19 Public Trustee Act 1913 No 19

15

[1] Section 18 Grant of probate or administration to Public Trustee

Omit “Act or default” from section 18 (2).
Insert instead “act or default”.

[2] Section 18 (2)

20

Omit “act of default”. Insert instead “act or default”.

Commencement

The amendments to the *Public Trustee Act 1913* commence on the date of assent to this Act.

Explanatory note

25

The proposed amendments correct typographical errors.

**2.20 State Revenue Legislation (Further Amendment) Act
1994 No 72**

[1] Section 2 Commencement

Omit “(28) (a)” wherever occurring in section 2 (2) and (8).
Insert instead “(28) (b)”.

5

[2] Schedule 3 Amendment of Pay-roll Tax Act 1971

Omit the matter “\$” wherever occurring in items (16) (b) and
(17) (b).

[3] Schedule 4 Amendment of Stamp Duties Act 1920

Omit “section 83CE” from item (13).
Insert instead “section 82CE”.

10

Commencement

The amendments to the *State Revenue Legislation (Further Amendment) Act 1994* commence on the date of assent to this Act.

Explanatory note

15

Incorrect references (item (1))

Item (1) of the proposed amendments corrects obviously incorrect references in the commencement provision of the Act.

Amendments not fully effective (item (2))

Items (16) and (17) (among others) of Schedule 3 to the Act increase the current pay-roll tax general exemption annual threshold from 1 January 1996 (the date on which those amendments commence). At present, the amendments substitute “\$575,000” for “\$525,000” and “\$600,000” for “\$550,000” wherever the lesser amounts occur in Schedule 1 and Schedule 2, respectively, to the *Pay-roll Tax Act 1971*. However, those figures appear elsewhere in the Schedules (in the formulas for calculating pay-roll tax liability) *without* the dollar sign. Item (2) of the amendments proposed to be made by this Act removes that sign from the amendments to be made to the *Pay-roll Tax Act 1971* to ensure that the figures are replaced everywhere they occur in the Schedules, whether or not they are accompanied by the dollar sign.

20

25

30

Incorrect cross-reference (item (3))

Item (3) of the proposed amendments corrects an incorrect cross-reference.

**2.21 Statute Law (Miscellaneous Provisions) Act (No 2) 1986
No 218**

Schedule 39 Amendments to the Strata Titles Act 1973

Omit item (5).

Commencement

5

The amendment to the *Statute Law (Miscellaneous Provisions) Act (No 2) 1986* commences on the date of assent to this Act.

Explanatory note

The proposed amendment repeals a provision that has not been commenced. The uncommenced provision is no longer appropriate as it relates to a section that has been repealed and re-enacted. 10

**2.22 Statute Law (Miscellaneous Provisions) Act (No 3) 1989
No 226**

Schedule 1 Minor amendments

Omit the matter relating to the *Police Regulation Act 1899*. 15

Commencement

The amendment to the *Statute Law (Miscellaneous Provisions) Act (No 3) 1989* commences on the date of assent to this Act.

Explanatory note

The proposed amendment repeals a provision that has not been commenced. The uncommenced provision relates to an Act that has been repealed. 20

2.23 Statute Law (Miscellaneous Provisions) Act 1992 No 34

Schedule 1 Minor amendments

Omit item (2) of the matter relating to the *Local Government Act 1919*. 25

Commencement

The amendment to the *Statute Law (Miscellaneous Provisions) Act 1992* commences on the date of assent to this Act.

Explanatory note

The proposed amendment repeals a provision that has not been commenced.
The uncommenced provision relates to a section that has been repealed.

5

**2.24 Statute Law (Miscellaneous Provisions) Act (No 2) 1992
No 57**

Schedule 1 Minor amendments

Omit item (3) of the matter relating to the *Local Government Act 1919*.

10

Commencement

The amendment to the *Statute Law (Miscellaneous Provisions) Act (No 2) 1992* commences on the date of assent to this Act.

Explanatory note

The proposed amendment repeals a provision that has not been commenced.
The uncommenced provision relates to a section that has been repealed.

15

2.25 Strata Titles Act 1973 No 68

Section 89 Definitions

Omit “(b)” from paragraph (b) of the definition of *appropriate valuing Act* (as inserted by Schedule 7 to the *Water Board (Corporatisation) Act 1994*).
Insert instead “(c)”.

20

Commencement

The amendment to the *Strata Titles Act 1973* commences on the date of assent to this Act.

25

Explanatory note

The proposed amendment removes a duplication in paragraph numbering.

**2.26 Technical and Further Education Commission Act 1990
No 118**

**Schedule 1 Provisions relating to members and procedure
of the TAFE Commission Board**

Omit “the the” wherever occurring in the definitions of *appointed member* and *ex-officio member* in clause 1. 5

Insert instead “the”.

Commencement

The amendment to the *Technical and Further Education Commission Act 1990* commences on the date of assent to this Act. 10

Explanatory note

The proposed amendment omits superfluous words.

2.27 University of Technology, Sydney, Act 1989 No 69

[1] Section 9 Constitution of Council

Insert “or (c1) (ii)” after “paragraph (c) (ii)” in section 9 (5) (d) (i). 15

**[2] Schedule 1 Provisions relating to members and procedure
of the Council**

Omit “or (c)” from clause 1 (d). Insert instead “, (c) or (c1)”.

Commencement

The amendments to the *University of Technology, Sydney, Act 1989* are taken to have commenced on 12 December 1994. 20

Explanatory note

Composition of Council and term of office of members

Before the amendments made to section 9 (5) by the *Statute Law (Miscellaneous Provisions) Act (No 2) 1994*, the Council of the University of Technology, Sydney, included only one student member. Those amendments (among other things) increased the student membership to 2—one undergraduate student member and one postgraduate student member. They did so by altering section 9 (5) (c) to apply to the undergraduate student member only and by inserting a paragraph similar to that paragraph (section 9 (5) (c1)) to apply to the postgraduate student member. 25
30

The unintended consequence of those amendments is that section 9 (5) (d) (i), which deals with certain other members of the Council and excludes (among others) "students having the qualifications referred to in paragraph (c) (ii)", now excludes only *undergraduate* students, instead of (as before) both undergraduate and postgraduate students. Item (1) of the proposed amendments deals with that unintended consequence.

5

A similar amendment to clause 1 (d) of Schedule 1 (which provides for the term of office of certain members of the Council) is required to ensure that provision is made for the term of office of the postgraduate student member. Item (2) of the proposed amendments inserts the necessary cross-reference.

10

2.28 Water Board (Corporatisation) Act 1994 No 88

Schedule 9 Savings, transitional and other provisions

Omit "section 106" wherever occurring in clauses 2 (1) and 10 (2).
Insert instead "section 107".

Commencement

15

The amendment to the *Water Board (Corporatisation) Act 1994* commences on the date of assent to this Act.

Explanatory note

The proposed amendment corrects wrong cross-references.

2.29 Workers Compensation Act 1987 No 70

20

Section 172 Recovery of unpaid premiums

Omit "and" where lastly occurring in section 172 (1).

Commencement

The amendment to the *Workers Compensation Act 1987* commences on the date of assent to this Act.

25

Explanatory note

The proposed amendment omits an unnecessary word.

Schedule 3 Amendments replacing gender-specific language

(Section 3)

Explanatory note

The amendments proposed to be made by this Schedule replace gender-specific language with gender-neutral language. 5

3.1 Banks and Bank Holidays Act 1912 No 43

[1] Section 8 (2)

Omit "he". Insert instead "that person".

[2] Section 10

10

Omit "his" wherever occurring. Insert instead "the person's".

[3] Section 10

Omit "he" where firstly occurring. Insert instead "the person".

[4] Section 10

Omit "he" where secondly occurring.
Insert instead "the proprietor or member".

15

[5] Section 18

Omit "he". Insert instead "the person".

[6] Section 20

Omit "he". Insert instead "the Governor".

20

[7] Fourth Schedule, Part 2

Omit "His Majesty or His Successor". Insert instead "the Sovereign".

3.2 Bookmakers (Taxation) Act 1917 No 15

[1] Section 2, definition of bookmaker

Omit "his". Insert instead "a".

25

[2] Section 12 (2)

Omit "His Majesty". Insert instead "the Crown".

[3] Section 12 (2A)

Omit "he". Insert instead "the Minister".

[4] Section 14 (2)

30

Omit "he".

Insert instead "the member of the police force or the authorised person".

[5] Section 14 (2)

Omit "to him".

[6] Section 14 (3)

35

Omit "him". Insert instead "such person".

[7]	Section 23 Omit "His Majesty". Insert instead "the Crown".	
[8]	Section 24 (2) Omit "his business" wherever occurring. Insert instead "business as a bookmaker".	5
[9]	Section 24 (2) Omit "his so".	
[10]	Section 24 (2), (3) and (4) Omit "he" wherever occurring. Insert instead "the bookmaker".	
[11]	Section 24 (3) and (4) Omit "his" where firstly occurring in each subsection.	10
[12]	Section 24 (3) and (4) Insert "or her" after "his" where secondly occurring in each subsection.	
[13]	Section 26 (1) Omit "his".	15
[14]	Section 26 (1) Omit "he". Insert instead "the bookmaker".	
[15]	Section 26 (1) Insert "or her" after "him".	
[16]	Section 26A (1) Omit "his".	20
[17]	Section 26A (1) Omit "he". Insert instead "the bookmaker's clerk".	
[18]	Section 26A (1) Insert "or her" after "him".	25
[19]	Section 27 (1) (a) Omit "he". Insert instead "the bookmaker".	
[20]	Section 30 Omit "his".	
[21]	Section 35 Omit "Chairman" wherever occurring. Insert instead "Chairperson".	30
[22]	Section 35 (2) Omit "his". Insert instead "the member's".	
[23]	Section 35 (2) Insert "or she" after "he".	35
[24]	Section 35 (3) and (6) Omit "his". Insert instead "the Director's".	

Schedule 3 Amendments replacing gender-specific language

[25]	Section 38 (2) (b) Omit "his". Insert instead "the bookmaker's".	
3.3	Commercial Agents and Private Inquiry Agents Act 1963 No 4	
[1]	Section 2 (3) Omit "by him".	5
[2]	Section 4, definitions of commercial agent, private inquiry agent and subagent Omit "he" wherever occurring. Insert instead "the person".	
[3]	Section 4, definition of money received for or on behalf of any person Omit "his behalf". Insert instead "behalf of the person".	10
[4]	Section 4, definition of subagent Omit "his". Insert instead "the person's".	
[5]	Section 5 (1) (a)-(g) Insert "or her" after "his" wherever occurring.	15
[6]	Section 5 (3) (a) Omit "his".	
[7]	Section 5 (3) (b) Omit "him" wherever occurring. Insert instead "the person".	
[8]	Section 5 (3) (b) Omit "such person". Insert instead "the person".	20
[9]	Section 6 (1) Omit "he" wherever occurring. Insert instead "the person".	
[10]	Section 6 (1) (c) Insert ", herself or itself" after "himself".	25
[11]	Section 7 (1) Omit "his".	
[12]	Section 7 (1) Omit "he". Insert instead "the person".	
[13]	Section 7 (2) Omit "him". Insert instead "the person".	30
[14]	Section 7 (2) Omit "his". Insert instead "the relevant".	
[15]	Section 10 (4) (a) and (b) Omit "he" wherever occurring. Insert instead "the clerk".	35
[16]	Section 10 (4) (b) Omit "his". Insert instead "the".	

[17]	Section 10 (5) (c) Omit "he". Insert instead "the officer".	
[18]	Section 10 (5) (c) Omit "his". Insert instead "the".	
[19]	Section 10 (6) Omit "he" wherever occurring. Insert instead "the applicant".	5
[20]	Section 10 (9) Omit "he issues the licence". Insert instead "the licence is issued".	
[21]	Section 11 (1) Omit "his" where firstly occurring. Insert instead "the relevant".	10
[22]	Section 11 (1) Omit "he" wherever occurring. Insert instead "the person".	
[23]	Section 11 (1) (a) and (3) Omit "his" wherever occurring. Insert instead "the".	
[24]	Section 11 (3) Omit "him". Insert instead "that person".	15
[25]	Section 12 (1) Omit "his" where firstly occurring. Insert instead "the relevant".	
[26]	Section 12 Omit "he" wherever occurring. Insert instead "the person".	20
[27]	Section 12 Omit "his licence" wherever occurring (except where firstly occurring). Insert instead "the".	
[28]	Section 12 (7) Omit "his". Insert instead "the person's".	25
[29]	Section 16 (2) Omit "his".	
[30]	Section 16 (2) Omit "by him". Insert instead "under section 15".	
[31]	Section 17 (1) Insert "or her" after "his" where firstly occurring.	30
[32]	Section 17 (1) Omit "his or" wherever occurring. Insert instead "his, her or".	
[33]	Section 17 (1) Insert ", she" after "he" wherever occurring.	35
[34]	Section 17 (2) Omit "his". Insert instead "the person's".	

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Schedule 3 Amendments replacing gender-specific language

[35]	Section 18	
	Omit "he". Insert instead "the subagent".	
[36]	Section 19 (1)	
	Omit "his". Insert instead "the agent's".	
[37]	Section 19 (3)	5
	Omit "he" where firstly occurring. Insert instead "the person".	
[38]	Section 19 (3)	
	Omit "he" where secondly occurring. Insert instead "the person charged".	
[39]	Section 20 (1) and (1A)	
	Omit section 20 (1). Insert instead:	10
	(1) Any commercial agent or private inquiry agent who, by any statement, representation or promise that is false, misleading or deceptive (whether to the agent's knowledge or not), induces any person to enter into an agreement or contract in connection with the agent's business as a commercial agent or private inquiry agent is guilty of an offence against this Act.	15
	(1A) Any subagent who, by any statement, representation or promise that is false, misleading or deceptive (whether to the subagent's knowledge or not), induces any person to enter into an agreement or contract in connection with the business of the commercial agent or private inquiry agent for whom the subagent carries on any of the functions of a commercial agent or private inquiry agent is guilty of an offence against this Act.	20
[40]	Section 20 (2)	
	Insert "or (1A)," after "subsection (1)".	25
[41]	Section 20 (3)	
	Omit "he" wherever occurring. Insert instead "the person".	
[42]	Section 21	
	Omit "his" wherever occurring. Insert instead "the agent's".	
[43]	Section 21	30
	Omit "he" wherever occurring. Insert instead "the agent".	
[44]	Section 22	
	Omit "he". Insert instead "the agent".	
[45]	Section 23	
	Omit "his". Insert instead "the agent's or subagent's".	35
[46]	Section 24	
	Omit "him". Insert instead "the holder".	
[47]	Section 24	
	Omit "he" wherever occurring. Insert instead "the holder".	

[48]	Section 24 Omit "his entering". Insert instead "the entry of".	
[49]	Section 25 Omit "his" where firstly occurring. Insert instead "the agent's or subagent's".	5
[50]	Section 25 Omit "his" where secondly and thirdly occurring. Insert instead "the".	
[51]	Section 25 Insert ", herself or itself" after "himself".	
[52]	Section 26 Omit "him". Insert instead "the person".	10
[53]	Section 26 Omit "he". Insert instead "the person".	
[54]	Section 28 (1) and (3) Omit "his" wherever occurring. Insert instead "the agent's".	15
[55]	Section 28 (1) Omit "him". Insert instead "the agent".	
[56]	Section 29 (1) Omit "he is".	
[57]	Section 29 (1) Omit "his". Insert instead "the owner's".	20
[58]	Section 29 (2) Omit "him". Insert instead "the creditor".	
[59]	Section 30 Omit "his" wherever occurring. Insert instead "the agent's".	25
[60]	Section 30 (2) Omit "him". Insert instead "the agent".	
[61]	Section 31 (1) Omit "he". Insert instead "such person".	
[62]	Section 31 (5) Omit "his". Insert instead "the agent's".	30
[63]	Section 33 (1) Omit "him" wherever occurring. Insert instead "the agent".	
[64]	Section 33 (1) (b) Omit "his". Insert instead "the agent's".	35
[65]	Section 33 (2) Omit "his". Insert instead "such agent's".	

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Schedule 3 Amendments replacing gender-specific language

[66]	Section 34 (2) Omit "his" where firstly occurring. Insert instead "the person's".	
[67]	Section 34 (2) Omit "his" wherever occurring (except where firstly occurring). Insert instead "the agent's".	5
[68]	Section 34 (2) Insert "or her" after "him" wherever occurring.	
[69]	Section 34 (5) (a) Insert "or her" after "his".	
[70]	Section 34 (5) (b) Omit "his". Insert instead "the person's".	10
[71]	Section 34 (5) (c) Omit "him". Insert instead "the person".	
[72]	Section 34 (5) Omit "he". Insert instead "such person".	15
[73]	Section 34 (5) Insert "or herself" after "himself".	
[74]	Section 35 (2) (a) Omit "his". Insert instead "the agent's".	
[75]	Section 37 (1) Omit "his" wherever occurring. Insert instead "the agent's".	20
[76]	Section 37 (1) Omit "him". Insert instead "the agent".	
[77]	Section 38 (1) Omit "him". Insert instead "the subagent".	25
[78]	Section 38 (1) Omit "his". Insert instead "the".	
[79]	Section 39 Omit "his capacity as a". Insert instead "the capacity of".	
[80]	Section 39A, paragraph (a) of the definition of property Omit "his, her or their". Insert instead "the licensee's or firm's".	30
[81]	Section 39B (1) Omit "his, her or their". Insert instead "the licensee's or firm's".	
[82]	Section 41 (1) Omit "a person convicted of an offence against this Act or the regulations is a body corporate". Insert instead "a body corporate is convicted of an offence against this Act or the regulations".	35

[83]	Section 41 (1) Omit "he" wherever occurring. Insert instead "the person".	
[84]	Section 41 (1) Omit "his". Insert instead "the person's".	
3.4	Construction Safety Act 1912 No 38	5
[1]	Section 3 (1), definition of constructor Insert "or herself" after "himself".	
[2]	Section 3 (1), definition of constructor Omit "his". Insert instead "the person's".	
[3]	Section 5A (1) Omit "he". Insert instead "the Minister".	10
[4]	Section 5A (3) Omit "chairman". Insert instead "chairperson".	
[5]	Section 14 (1) and (2) Omit "he" where firstly occurring. Insert instead "the person so directed".	15
[6]	Section 14 (1) Omit "he" where secondly occurring. Insert instead "the owner, lessee or manager".	
[7]	Section 14 (2) Omit "he" where secondly occurring. Insert instead "the owner or person in charge".	20
[8]	Section 15 (1) and (2) Omit "he" wherever occurring. Insert instead "the inspector".	
[9]	Section 15 (4) Omit "he" wherever occurring. Insert instead "the Minister".	25
[10]	Sections 15 (4) and (5), 17 (2) and (6) (a), 17A (1A), (1B) and (4) (a), 18 (1) (c), 19 and 21B (2) (c) (ii) Omit "him" wherever occurring. Insert instead "the person".	
[11]	Section 17 (6) Omit "he". Insert instead "the Minister".	30
[12]	Section 17 (7) Insert "or her" after "his" where firstly occurring.	
[13]	Section 17 (7) (a) Omit "him". Insert instead "the holder".	
[14]	Section 17 (7) (b) Omit "his". Insert instead "the holder's".	35
[15]	Sections 17 (4), 17A (1) and (2) and 18 (2) Omit "he" wherever occurring. Insert instead "the person".	

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- [16] **Sections 17 (6) (b), 17A (4), 18 (1) and 20**
Omit "his" wherever occurring. Insert instead "the person's".
- [17] **Section 17A (4)**
Omit "he". Insert instead "the Minister".
- [18] **Section 17A (5)** 5
Omit "his certificate" wherever occurring. Insert instead "the certificate".
- [19] **Section 17A (5)**
Omit "him". Insert instead "the holder".
- [20] **Section 22 (3C) (a)** 10
Insert "or herself" after "himself".
- [21] **Section 22 (3C) (a)**
Omit "it or he". Insert instead "the council, authority or person concerned".
- 3.5 Crimes Prevention Act 1916 No 80**
- Sections 2 and 4** 15
Omit "he". Insert instead "that person".
- 3.6 Criminal Appeal Act 1912 No 16**
- [1] **Section 19 (1)**
Omit "him". Insert instead "the registrar".
- [2] **Section 22** 20
Omit "he". Insert instead "the appellant".
- [3] **Section 22**
Omit "his". Insert instead "the appellant's".
- [4] **Section 25**
Omit "himself". Insert instead "the appellant".
- 3.7 Dental Technicians Registration Act 1975 No 40** 25
- [1] **Sections 5 (2), 12, 14 (2) (a) and (b), 15 (1) (c), 19 (2) and (5), 19A (5), 20 (3) and 28 (2) and (4)**
Omit "his" wherever occurring. Insert instead "the person's".
- [2] **Sections 6 (2) (b) and (2A), 9 (2) and 20 (2) and (4)** 30
Omit "chairman" wherever occurring. Insert instead "chairperson".
- [3] **Section 6 (4)**
Omit "his". Insert instead "the member's".
- [4] **Section 6 (6)**
Omit "his" wherever occurring. Insert instead "the member's".

[5] Section 7

Omit the section. Insert instead:

7 Vacation of office

- | | | |
|-----|--|----|
| (1) | A member is taken to have vacated office if the member: | |
| (a) | dies, or | 5 |
| (b) | becomes a mentally incapacitated person, or | |
| (c) | becomes bankrupt, applies to take the benefit of any law for the relief of bankrupt or insolvent debtors, compounds with his or her creditors or makes an assignment of his or her remuneration for their benefit, or | 10 |
| (d) | is convicted in New South Wales of an offence that is punishable by penal servitude or imprisonment for 12 months or upwards, or is convicted elsewhere than in New South Wales of an offence that, if committed in New South Wales, would be an offence so punishable, or | 15 |
| (e) | resigns office by instrument in writing addressed to the Governor, or | |
| (f) | is absent from 3 consecutive meetings of the board of which reasonable notice has been given to the member personally or in the ordinary course of post unless, before the expiration of 6 weeks after the last of those meetings, the member is excused by the board for having been absent from those meetings, or | 20 |
| (g) | not being the member appointed under section 6 (1) (a), ceases to hold the qualification by which he or she was nominated for appointment as a member, or | 25 |
| (h) | is removed from office by the Governor under subsection (2). | |
| (2) | The Governor may at any time and for any reason remove a person from office as a member. | |

[6] Section 8 (1) 30

Omit "he". Insert instead "the member".

[7] Section 8 (1)

Omit "his predecessor's". Insert instead "the member's".

[8] Section 8 (1)

Omit "his predecessor". Insert instead "the member". 35

[9] Section 10

Omit "him". Insert instead "the member".

[10] Sections 14 (2) (c) and (d), 15 (1), (4), (5) (a) and (6), 18B (1), 19 (2), 19A (3), 21 (1) (a) and 26 (1), (2) and (3)

Omit "he" wherever occurring. Insert instead "the person". 40

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|------|---|----|
| [11] | Sections 17 (2), 18 (c), 19 (1), 25 (1), 27 (b) and 29 (1)
Omit "he" wherever occurring. Insert instead "the dental technician". | |
| [12] | Sections 17 (2), (3) and (4), 18 (a) and 28 (1), (1A) and (5)
Insert "or her" after "his" wherever occurring. | |
| [13] | Sections 17 (3) and (4) and 18A (2) (d)
Omit "him" wherever occurring. Insert instead "the dental technician". | 5 |
| [14] | Sections 18A (2), 19 (1) and (3) and 25 (1) (b)
Omit "his" wherever occurring. Insert instead "the dental technician's". | |
| [15] | Sections 18B (1) (a), 18E (1) and 26 (1) (c)
Omit "him" wherever occurring. Insert instead "the person". | 10 |
| [16] | Section 18D (3)
Omit the subsection. Insert instead:

(3) If a dental prosthetist does not pay the practising fee on or before 31 March in any year, the board must forthwith notify the dental prosthetist by letter addressed to him or her at the address appearing in the register that, if the fee is not paid on or before 30 June next following, his or her practising certificate will be cancelled. | 15 |
| [17] | Section 18D (4)
Omit "him". Insert instead "the dental prosthetist". | |
| [18] | Sections 18D (4), 19A (1) and 21 (3) (a1)
Omit "his" wherever occurring. Insert instead "the dental prosthetist's". | 20 |
| [19] | Section 20 (5)
Omit "him" wherever occurring. Insert instead "the delegate". | |
| [20] | Section 20 (5)
Omit "his". Insert instead "the delegate's". | 25 |
| [21] | Section 21 (3) (a1)
Omit "he". Insert instead "the dental prosthetist". | |
| [22] | Sections 24 and 28 (1A)
Insert "or herself" after "himself" wherever occurring. | |
| [23] | Section 25 (3)
Omit "his". Insert instead "the inspector's". | 30 |
| [24] | Section 26 (3)
Omit "a person employed by him".
Insert instead "an employee of the person". | |
| [25] | Section 32
Omit "he". Insert instead "the director or officer". | 35 |

3.8	Factors (Mercantile Agents) Act 1923 No 2	
[1]	Section 3, definition of mercantile agent Omit "his".	
[2]	Section 5 (1) Omit "him". Insert instead "the agent".	5
[3]	Section 5 (1) Omit "he". Insert instead "the agent".	
[4]	Section 6 (3) and (4) Omit "his" wherever occurring. Insert instead "the agent's".	
[5]	Section 6 (3) Omit "him". Insert instead "the agent".	10
[6]	Section 9 (1) (a) and (b) Omit "his" wherever occurring. Insert instead "the agent's".	
[7]	Section 9 (1) (a) Omit "himself". Insert instead "the agent".	15
[8]	Section 9 (1) (a) Omit "him". Insert instead "the agent".	
[9]	Section 9 (1) (d) Omit "if by him required". Insert instead "if required by the agent".	
[10]	Section 9 (1) (d) Omit "his". Insert instead "the person's".	20
[11]	Section 9 (2) Omit "him" wherever occurring. Insert instead "the owner".	
[12]	Section 9 (2) Omit "he". Insert instead "the owner".	25
3.9	Forestry Act 1916 No 55	
[1]	Section 5 (2) (a) and (7) (a) Omit "his" wherever occurring. Insert instead "the Commissioner's".	
[2]	Section 5 (7) (b) Omit "he acts". Insert instead "acting".	30
[3]	Section 5 (7) (b) Omit "he" where secondly occurring. Insert instead "the deputy".	
[4]	Section 5 (7) (c) Omit "his". Insert instead "the deputy's".	
[5]	Section 8A (3) Omit "him". Insert instead "the Minister".	35

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[6]	Section 9B (1) Omit "him". Insert instead "the Minister".	
[7]	Section 9B (1) Omit "he". Insert instead "the Minister".	
[8]	Section 9B (2) Omit "his". Insert instead "the inspector's".	5
[9]	Section 10A (6) Omit "his". Insert instead "the delegate's".	
[10]	Section 11 (1) (m) (iii) Omit "his" wherever occurring. Insert instead "that person's".	10
[11]	Section 11 (1) (m) (iii) Omit "him". Insert instead "that person".	
[12]	Section 11 (4) Omit "he". Insert instead "the holder".	
[13]	Section 11C (1) (a) Insert "or her" after "his".	15
[14]	Section 16A Omit "Her Majesty" wherever occurring. Insert instead "the Crown".	
[15]	Section 16A (3) and (4) Omit "he" wherever occurring. Insert instead "the Minister".	20
[16]	Section 16A (5) (b) Omit "him". Insert instead "the Minister".	
[17]	Section 18 (1) Omit "His Majesty". Insert instead "the Crown".	
[18]	Section 18 (1) Omit "he". Insert instead "the Governor".	25
[19]	Section 19B (1) Omit "his". Insert instead "the Minister's".	
[20]	Section 20A (1) Omit "he". Insert instead "the Minister".	30
[21]	Section 25A (5) (c) Omit "his". Insert instead "the Minister's".	
[22]	Section 25A (5) (c) Omit "him". Insert instead "the Minister".	
[23]	Section 25F (4) Omit "either by itself or himself".	35
[24]	Section 25F (4) Omit "workmen". Insert instead "workers".	

[25]	Section 27 (3) (a) Omit "his" where firstly occurring. Insert instead "the person".	
[26]	Section 27 (3) (a) (v) Omit "his". Insert instead "the person's".	
[27]	Section 27 (3) (d) Omit "he". Insert instead "the person".	5
[28]	Section 27 (3) (d) Omit "his". Insert instead "the person's".	
[29]	Section 29 Omit "he" wherever occurring. Insert instead "the person".	10
[30]	Section 29 (3) (a) Omit "his". Insert instead "the person's".	
[31]	Sections 30H (1), 32E (b) (i) and 48 (2) Omit "he" wherever occurring. Insert instead "the person".	
[32]	Section 31 (4) Omit "he". Insert instead "the holder".	15
[33]	Section 32C (2) and (3) Omit "his" wherever occurring. Insert instead "the person's".	
[34]	Section 32C (3) Omit "he". Insert instead "the person".	20
[35]	Section 32D Omit "he" wherever occurring. Insert instead "the member of the police force or person so authorised".	
[36]	Section 32D (1) (a) Insert "or her" after "him".	25
[37]	Section 32D (1) (b) (ii) Omit "him". Insert instead "the member of the police force or person so authorised".	
[38]	Section 32D (1) (b) (ii) Omit "his". Insert instead "the".	30
[39]	Section 32D (3) Omit "his" where firstly occurring. Insert instead "an".	
[40]	Section 32D (3) Omit "his" where secondly occurring. Insert instead "the person's".	
[41]	Section 32D (3) Omit "on him".	35
[42]	Sections 32E (b) (i) and (c) and 33A (3) Omit "Her Majesty" wherever occurring. Insert instead "the Crown".	

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[43]	Section 32G (2) Omit "he". Insert instead "the defendant".	
[44]	Section 35A (3) Omit "he" wherever occurring. Insert instead "that person".	
[45]	Section 35A (5) Omit "he". Insert instead "the person".	5
[46]	Section 38 (1) Omit "his". Insert instead "the person's".	
[47]	Section 38 (1) (b) Omit "him" wherever occurring. Insert instead "that person".	10
[48]	Section 38 (1) (c) Omit "he" wherever occurring. Insert instead "the person so authorised".	
[49]	Section 38A (2) Omit "he". Insert instead "the person so authorised".	
[50]	Section 38A (2) and (3) Omit "his full name and his" wherever occurring. Insert instead "the person's full name and".	15
[51]	Section 38A (3) Omit "he". Insert instead "the driver".	
[52]	Section 38A (4) Omit "his" wherever occurring. Insert instead "the person's".	20
[53]	Section 38B (2) (b) Omit "his". Insert instead "that person's".	
[54]	Section 38B (4) Omit "he". Insert instead "the defendant".	25
[55]	Section 38B (5) Omit "he". Insert instead "that person".	
[56]	Section 38C (1), paragraph (b) of the definition of owner Omit "him". Insert instead "the person".	
[57]	Section 38C (2) Omit "he". Insert instead "the person".	30
[58]	Section 38C (4) Omit "he" wherever occurring. Insert instead "the person".	
[59]	Section 38C (4) Omit "him" wherever occurring. Insert instead "the person".	35
[60]	Section 39 Omit "His Majesty". Insert instead "the Crown".	

[61]	Section 41 (1) (j) Omit "his". Insert instead "the person's".	
[62]	Section 43 (1) (b) Omit "he" wherever occurring. Insert instead "the member or person".	
[63]	Section 43 (2D) (b) (i) and (c) Omit "Her Majesty" wherever occurring. Insert instead "the Crown".	5
[64]	Section 43 (2D) (b) (i) Omit "he". Insert instead "the person".	
[65]	Section 44 (1) (a) Omit "his" wherever occurring. Insert instead "the officer's or person's".	10
[66]	Section 44 (2) Omit "his". Insert instead "the officer's".	
[67]	Section 46A (4) (b) Omit "him". Insert instead "the person".	
[68]	Section 46A (4) (b) Omit "his". Insert instead "the person's".	15
3.10	Grants for Public Worship Prohibition Act 1902 No 70 Section 3 Insert "or she" after "he".	
3.11	Hawkers Act 1974 No 23	20
[1]	Section 4 (2) Omit "him he". Insert instead "the person, the person".	
[2]	Section 4 (2) Insert "or herself" after "himself".	
[3]	Section 4 (2) Insert "or her" after "his".	25
[4]	Section 5 Insert "or herself" after "himself".	
[5]	Section 6 (2) (a) Omit "him". Insert instead "that officer".	30
[6]	Section 7 (1) Omit "he". Insert instead "the person".	
[7]	Section 7 (2) Omit "he". Insert instead "the clerk".	
[8]	Section 8 (1) Omit "his". Insert instead "the licensee's".	35

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[9]	Section 8 (1) Omit "he". Insert instead "the licensee".	
[10]	Section 8 (3) Omit "of him".	
[11]	Section 10 Omit "his" wherever occurring. Insert instead "the licensee's".	5
[12]	Section 10 Omit "him". Insert instead "the licensee".	
[13]	Section 11 Omit "him". Insert instead "the person".	10
[14]	Section 12 Omit "his licence". Insert instead "the licence held by the licensee".	
[15]	Section 12 (b) Omit "he". Insert instead "the licensee".	
[16]	Section 13 (b) Insert "or her" after "his".	15
[17]	Section 14 Omit "his licence" where firstly occurring. Insert instead "the licence held by the licensee".	
[18]	Section 14 Omit "his" where secondly occurring. Insert instead "the".	20
3.12	Homing Pigeons Protection Act 1909 (1910 No 1)	
[1]	Section 4 Omit "he". Insert instead "the person".	
[2]	Section 6 Omit "his". Insert instead "the person's".	25
[3]	Section 6 Omit "he". Insert instead "the person".	
3.13	Housing Act 1912 No 7	
[1]	Section 2 (1), definition of purchaser Omit "his". Insert instead "the person's".	30
[2]	Section 18 (2) Omit "him or it". Insert instead "the Minister, Department or statutory body".	
[3]	Section 24 Omit "his" wherever occurring. Insert instead "the person's".	35
[4]	Section 24 Omit "him" wherever occurring. Insert instead "the person".	

[5]	Section 24 (a) Omit "himself". Insert instead "the person".	
[6]	Section 25 (2) (a) Omit "his" wherever occurring. Insert instead "the applicant's".	
[7]	Section 25 (3) Omit "him". Insert instead "the applicant".	5
[8]	Section 33 (c) Omit "his". Insert instead "the owner's".	
[9]	Section 34, second paragraph Omit "his". Insert instead "that person's".	10
[10]	Section 34, fourth paragraph Omit "him". Insert instead "the mortgagor".	
3.14	Innkeepers Act 1968 No 24	
[1]	Sections 4 and 5 Insert "or her" after "him" wherever occurring.	15
[2]	Sections 4 and 8 Insert "or she" after "he" wherever occurring.	
[3]	Sections 6, 7 (3) and 9 Omit "his servant" wherever occurring. Insert instead "the innkeeper's servant".	20
[4]	Section 7 Insert "or her" after "his" wherever occurring (except in the expression "his servant").	
[5]	Section 7 (3) (a) Omit "by him". Insert instead "by the traveller".	25
[6]	Section 7 (3) (b) Omit "he". Insert instead "the traveller".	
[7]	Section 8 Insert "or her" after "his".	
[8]	Section 9 Omit "his actions". Insert instead "the person's actions".	30
[9]	Schedule, Notice Omit "his employ". Insert instead "the innkeeper's employ".	
3.15	Land Agents Act 1927 No 3	
[1]	Section 4 Omit "he" wherever occurring. Insert instead "the person".	35

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[2]	Section 4 (3) Omit "him". Insert instead "the person".	
[3]	Sections 4 (5) (b), 6 (1) (d) and (2) and 9 (3) Insert "or her" after "his" wherever occurring.	
[4]	Sections 6 (1) and 8 Insert "or her" after "him" wherever occurring.	5
[5]	Section 8 Omit "he". Insert instead "the land agent".	
3.16	Motor Dealers Act 1974 No 52	
[1]	Long title Omit "him". Insert instead "the motor dealer".	10
[2]	Section 4 (1), paragraph (e) of the definition of financier Omit "him". Insert instead "the person".	
[3]	Section 4 (1), definition of motor vehicle consultant Omit "he". Insert instead "the person who wishes to buy a motor vehicle".	15
[4]	Sections 24 (2) and (3), (5)–(7) and (11), 27 (3), 29 (1), 38 (6) and 48 (1) Omit "he" wherever occurring. Insert instead "the dealer".	
[5]	Sections 24 (11), 25 (5) (a), 30 (2) and 40 (5) Omit "he" wherever occurring. Insert instead "the person".	20
[6]	Sections 24 (3) and (5)–(7) and 29 (2) (b) Omit "him" wherever occurring. Insert instead "the purchaser".	
[7]	Section 24 (11) Omit "him" wherever occurring. Insert instead "the person".	
[8]	Sections 24 (11) (b), 25 (5) (b), 26 (b), 40 (1) and 57 (2) (a) and (c) Omit "his" wherever occurring. Insert instead "the person's".	25
[9]	Section 25 (2) Omit "him". Insert instead "the other trade owner".	
[10]	Sections 25 (5) (a) and (b), 26 (a), 44 and 57 (2) (c) Omit "him" wherever occurring. Insert instead "the person".	30
[11]	Section 25 (6) Omit "him". Insert instead "the auctioneer".	
[12]	Section 25 (6) Omit "he" wherever occurring. Insert instead "the auctioneer".	
[13]	Section 26 (b) Omit "he". Insert instead "the accused person".	35

[14]	Sections 27 (1) and (2) and 51	
	Omit "his" wherever occurring. Insert instead "the dealer's".	
[15]	Section 27 (3), (4) and (5)	
	Omit "him" wherever occurring. Insert instead "the dealer".	
[16]	Sections 27 (6) and 29A (3)	5
	Omit "his" wherever occurring. Insert instead "any".	
[17]	Section 28 (4)	
	Omit "he" wherever occurring. Insert instead "the proposed purchaser".	
[18]	Section 29A (1) and (2)	
	Omit "his" wherever occurring.	10
[19]	Sections 29A (4), 29B and 46 (2A)	
	Omit "he" wherever occurring. Insert instead "the operator".	
[20]	Section 31 (2)	
	Omit "him". Insert instead "the Commissioner".	
[21]	Sections 32 (1), 33 (2) and 35 (3) (a) and (6)	15
	Omit "his" wherever occurring. Insert instead "the Commissioner's".	
[22]	Sections 33 (1), 34 (6) and 35 (2) and (6)	
	Omit "he" wherever occurring. Insert instead "the Commissioner".	
[23]	Section 34 (8)	
	Omit "him". Insert instead "the member".	20
[24]	Section 35 (3) (b)	
	Omit "his". Insert instead "the manufacturer's".	
[25]	Section 40 (4)	
	Omit "him". Insert instead "the claimant".	
[26]	Sections 52 (1) and 53	25
	Omit "his" wherever occurring. Insert instead "that person's".	
[27]	Section 55 (4)	
	Omit "his" wherever occurring. Insert instead "the informant's".	
[28]	Section 55 (4)	
	Omit "himself". Insert instead "personally".	30
[29]	Section 55 (4)	
	Omit "him". Insert instead "the informant".	
[30]	Section 55C (1) (a) and (b)	
	Omit "Her Majesty" wherever occurring. Insert instead "the Crown".	
3.17	Notification of Births Act 1915 No 4	35
	Section 3 (4)	
	Omit "he" wherever occurring. Insert instead "the person".	

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3.18 Ombudsman Act 1974 No 68

[1] Long title

Omit "his functions". Insert instead "the functions of the Ombudsman".

[2] Section 5 (1), paragraph (f) of the definition of public authority

Insert "or her" after "his".

5

[3] Section 6 (2)

Insert "or her" after "his".

[4] Section 6 (3) and (4)

Omit section 6 (3) and (4). Insert instead:

- (3) A person is not eligible for appointment as Ombudsman if the person:

10

(a) is of or above the age of 65 years, or

(b) is a member of the Legislative Council or the Legislative Assembly or is a member of a House of Parliament of another State or of the Commonwealth.

15

- (4) The Ombudsman vacates the office of Ombudsman:

(a) on the day on which he or she attains the age of 65 years, or

(b) if he or she engages in any paid employment outside the duties of the office, or

(c) if he or she is nominated for election as a member of the Legislative Council or the Legislative Assembly or as a member of a House of Parliament of another State or of the Commonwealth, or

20

(d) if he or she resigns the office by instrument in writing addressed to the Governor and the Governor accepts the resignation.

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[5] Section 6 (5)

Omit "his".

[6] Section 6 (7) (b)

Omit "him". Insert instead "the Ombudsman".

30

[7] Section 7 (1)

Omit "his office". Insert instead "the office of Ombudsman".

[8] Section 7 (2)

Omit "him". Insert instead "the Ombudsman".

[9] Section 10 (6)

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Omit "him". Insert instead "the Ombudsman".

[10] Section 12 (2)

Insert "or her" after "his".

[11]	Section 12 (3) Insert "or her" after "him".	
[12]	Section 12 (3) Insert "or she" after "he".	
[13]	Section 12 (5) and (6) Omit "he" wherever occurring. Insert instead "the member".	5
[14]	Section 12 (6) Omit "him". Insert instead "the member".	
[15]	Section 13 (1) Omit "him". Insert instead "the Ombudsman".	10
[16]	Section 13 (4) Insert "or her" after "him".	
[17]	Section 13 (4) (a) Insert "or she" after "he".	
[18]	Section 13 (4) (b) Insert "or her" after "his".	15
[19]	Sections 14 (6) (a) and 29 (c) Insert "or she" after "he" wherever occurring.	
[20]	Section 15 (1) Omit "his decision" where firstly occurring. Insert instead "his or her decision".	20
[21]	Section 15 (1) Omit "his decision" where secondly occurring. Insert instead "the decision".	
[22]	Section 16 (1) Omit "he". Insert instead "the Ombudsman".	
[23]	Section 16 (1) Omit "his decision". Insert instead "the decision".	25
[24]	Section 16 (1) (a) Omit "him". Insert instead "the complainant".	
[25]	Section 18 (1) Omit "him" wherever occurring. Insert instead "the Ombudsman".	30
[26]	Section 24 (2) (b) Omit "him". Insert instead "the person".	
[27]	Section 25 (1) Omit "him". Insert instead "that Minister".	
[28]	Section 25 (2) (a) Insert "or she" after "he".	35

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[29]	Section 25 (2) (b) Omit "him". Insert instead "that Minister".	
[30]	Section 27 (1) Omit "he". Insert instead "the Ombudsman".	
[31]	Section 28 Omit "his functions". Insert instead "his or her functions".	5
[32]	Section 28 Omit "his opinion". Insert instead "the opinion".	
[33]	Section 28 Omit "his reasons". Insert instead "reasons for the opinion".	10
[34]	Section 31 (1) Omit "his functions". Insert instead "the Ombudsman's functions".	
[35]	Sections 31E Chairperson and Vice-Chairperson and 31F Omit "Chairman" wherever occurring. Insert instead "Chairperson".	
[36]	Sections 31E and 31F Omit "Vice-Chairman" wherever occurring. Insert instead "Vice-Chairperson".	15
[37]	Section 31H (5) Omit "Chairman". Insert instead "Chairperson".	
[38]	Section 32 (3) Omit "he". Insert instead "the person".	20
[39]	Section 32 (3) Insert "or her" after "his".	
[40]	Section 33 (2) Insert "or her" after "his" where firstly occurring.	
[41]	Section 33 (2), (3) and (5) Omit "his appointment as Ombudsman" wherever occurring. Insert instead "being appointed Ombudsman".	25
[42]	Section 33 (2) Omit "he" where firstly occurring. Insert instead "the Ombudsman".	
[43]	Section 33 (2) (a) Omit "him". Insert instead "the Ombudsman".	30
[44]	Section 33 (2) (b) Insert "or she" after "he".	
[45]	Section 33 (2) Omit "as if he had continued". Insert instead "as if the Ombudsman had continued".	35
[46]	Section 33 (2) Omit "his service" where firstly occurring. Insert instead "his or her service".	

[47]	Section 33 (2) Omit "his service" where secondly occurring. Insert instead "the Ombudsman's service".	
[48]	Section 33 (2) (d) and (e) Omit "he" wherever occurring. Insert instead "the Ombudsman".	5
[49]	Section 33 (2) (e) Omit "his employer". Insert instead "the Ombudsman's employer".	
[50]	Section 33 (3) Omit "he" where firstly occurring. Insert instead "the Ombudsman".	
[51]	Section 33 (3) Omit "his becoming". Insert instead "becoming".	10
[52]	Section 33 (3) Omit "while he holds office". Insert instead "while holding office".	
[53]	Section 33 (3) and (4) Omit "him" wherever occurring. Insert instead "the Ombudsman".	15
[54]	Section 33 (3) Omit "he becomes". Insert instead "the Ombudsman becomes".	
[55]	Section 33 (4) Insert "or her" after "his".	
[56]	Section 33 (4) Insert "or she" after "he".	20
[57]	Section 33 (5) Insert "or her" after "his" where firstly occurring.	
[58]	Section 33 (5) Omit "he" where firstly occurring. Insert instead "the Ombudsman".	25
[59]	Section 33 (5) Insert "or she" after "he" where secondly, thirdly and fourthly occurring.	
[60]	Section 34 (1) Omit "him". Insert instead "the Ombudsman or officer".	
[61]	Section 34 (1) Omit "his". Insert instead "the Ombudsman's or officer's".	30
[62]	Section 34 (1) (d) Insert "or her" after "his".	
[63]	Section 35 (1) Omit "him". Insert instead "the Ombudsman or officer".	35
[64]	Section 35 (1) Omit "his". Insert instead "the Ombudsman's or officer's".	

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- [65] **Section 37 (1) (a) and (c)**
Omit "his" wherever occurring. Insert instead "the Ombudsman's or officer's".
- [66] **Section 37 (3)**
Omit "he". Insert instead "the person".
- [67] **Schedule 1, clause 3 (a)** 5
Insert "or her" after "his".
- [68] **Schedule 1, clause 3 (b)**
Omit "he". Insert instead "the person".
- 3.19 Optical Dispensers Act 1963 No 35**
- [1] **Sections 7 and 13** 10
Omit "his" wherever occurring. Insert instead "the member's".
- [2] **Sections 7 and 13**
Omit "he" wherever occurring. Insert instead "the member".
- [3] **Section 11**
Omit "him". Insert instead "the member". 15
- [4] **Section 14**
Omit "him". Insert instead "the Governor".
- [5] **Sections 15 (2), 21 (2) and 27 (1)**
Omit "his" wherever occurring. Insert instead "the person's".
- [6] **Section 19** 20
Omit "its or his". Insert instead "the board's or the secretary's".
- [7] **Sections 21 (2) (b), 27 (2) and 28 (1) (b)**
Omit "he" wherever occurring. Insert instead "the person".
- [8] **Sections 23 (2) and 25 (1)**
Omit "him" wherever occurring. Insert instead "the optical dispenser". 25
- [9] **Sections 23 (2), (2A) and (4) and 25 (1)**
Omit "his" wherever occurring. Insert instead "the optical dispenser's".
- [10] **Section 23 (3) and (5)**
Omit "his" wherever occurring. Insert instead "the".
- [11] **Section 24 (b)** 30
Omit "he". Insert instead "the optical dispenser".
- [12] **Section 25 (2)**
Insert "or her" after "his" wherever occurring.
- [13] **Section 27 (1)**
Omit "who thinks himself". Insert instead "claiming to be". 35
- [14] **Section 27 (4)**
Omit "he". Insert instead "the judge".

[15]	Section 30 Omit "himself". Insert instead "the person".	
[16]	Section 31 Omit "he". Insert instead "the person".	
3.20	Pharmacy Act 1964 No 48	5
[1]	Sections 12 (2) and (4), 19 (2), (3) and (4), 20AA (1), 21 (1), 22A (1), 27 (2) and 30 (1) Omit "his" wherever occurring. Insert instead "the pharmacist's".	
[2]	Sections 12 (2), 19 (3), 20AA (1) and 30 (1) Omit "him" wherever occurring. Insert instead "the pharmacist".	10
[3]	Sections 12 (2) and (3), 19 (4), 20A (1), 20AA (1) and 26 (3) and (3B) Omit "he" wherever occurring. Insert instead "the pharmacist".	
[4]	Sections 12 (2), 30 (1) and 33 Insert "or herself" after "himself" wherever occurring.	15
[5]	Sections 13 (1), 14, 15, 16, 17 (1) (a), 17A (1) (b), (2) and (3), 25 (6) and (7) and 30 (2) Omit "he" wherever occurring. Insert instead "the person".	
[6]	Sections 13 (1) (c), 14, 15 (d), 17 (2), 17A (2) (a) and (b), 23 (1) and 25 (6) Omit "him" wherever occurring. Insert instead "the person".	20
[7]	Sections 17 (1) (b), 17A (6), 24, 25 (6) and 29 Omit "his" wherever occurring. Insert instead "the person's".	
[8]	Section 17A (1) (c) and (2) Omit "his application" wherever occurring. Insert instead "the person's application".	25
[9]	Section 17A (1) and (2) Omit "his absence" wherever occurring. Insert instead "the president's absence".	
[10]	Section 17A (1) Omit "he is".	30
[11]	Sections 19C (5) and 20 (1) (e) and (f) Omit "his or her". Insert instead "the person's".	
[12]	Section 27 (4) Omit "he" wherever occurring. Insert instead "the owner".	35
[13]	Section 32 (2) Omit "his". Insert instead "the inspector's or authorised person's".	
[14]	Schedule 1, clause 7 Omit "his or her". Insert instead "the person's".	

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3.21	Physiotherapists Registration Act 1945 No 9	
[1]	Sections 11, 13 (2) and (3)	
	Omit "his" wherever occurring. Insert instead "the member's".	
[2]	Section 11	
	Omit "he" wherever occurring. Insert instead "the member".	5
[3]	Section 12	
	Omit "him". Insert instead "the Governor".	
[4]	Section 17	
	Omit "his". Insert instead "the member's or secretary's".	
[5]	Sections 18 (2) (b), 20 (3) (b), 26 (1) and (1A) and 27	10
	Insert "or herself" after "himself" wherever occurring.	
[6]	Section 18 (4)	
	Omit "his". Insert instead "the inspector's".	
[7]	Sections 20 (2) and (3), 21 (1A) (b) (i), 21A (3), 24 (1B) and (2) and 26 (2)	15
	Omit "his" wherever occurring. Insert instead "the person's".	
[8]	Sections 20 (2), 21 (1A), 21A (2), 21B (3), 24 (1B), 26 (1) and (1A) and 28	
	Omit "he" wherever occurring. Insert instead "the person".	
[9]	Section 21A (4)	20
	Omit "his". Insert instead "the President's".	
[10]	Sections 21B (1) and (6) and 26 (2) (e)	
	Omit "him" wherever occurring. Insert instead "the person".	
[11]	Section 21B (2)	
	Omit "him". Insert instead "the applicant".	25
[12]	Sections 21B (3) and 26 (1A)	
	Omit "his" wherever occurring. Insert instead "the person's".	
[13]	Sections 22 (2) and 24 (1A)	
	Omit "him" wherever occurring. Insert instead "the physiotherapist".	
[14]	Sections 22 (2), (3) and (4) and 24 (1A)	30
	Omit "his" wherever occurring. Insert instead "the physiotherapist's".	
[15]	Sections 23 and 24 (1A)	
	Omit "he" wherever occurring. Insert instead "the physiotherapist".	
[16]	Section 24 (1)	
	Omit "his or her" wherever occurring. Insert instead "the person's".	35
[17]	Section 24 (1C)	
	Omit "his" where firstly occurring. Insert instead "the physiotherapist's".	

[18]	Section 24 (1C) Omit "his" where secondly occurring. Insert instead "the physiotherapist".	
[19]	Section 24 (2B) Omit "his". Insert instead "the coroner's".	
[20]	Section 24 (2E) Omit "he". Insert instead "the physiotherapist or the holder of the certificate".	5
[21]	Section 24 (4) Omit "his capacity". Insert instead "the member's capacity".	
[22]	Section 24 (4) Omit "his complaint". Insert instead "the complaint".	10
[23]	Section 26 (2) (b) Omit "him or her". Insert instead "the nurse".	
3.22	Police Regulation (Superannuation) Act 1906 No 28	
[1]	Section 1 (2), definition of hurt on duty Omit "he". Insert instead "the member".	15
[2]	Section 1 (2), definition of hurt on duty Omit "him". Insert instead "the member".	
[3]	Sections 7 (1) and 8 (1) Omit "his" wherever occurring. Insert instead "the member's".	20
[4]	Section 9A (1) and (2) Omit "he" wherever occurring. Insert instead "the member".	
[5]	Section 9A (2) Omit "him". Insert instead "the member".	
[6]	Section 9A (2) Omit "his" wherever occurring. Insert instead "the member's".	25
[7]	Section 9A (3) Insert "or her" after "his".	
[8]	Section 10 Omit "his" wherever occurring. Insert instead "the member's".	30
[9]	Section 10 (1) Insert "or she" after "he", definition of disabled member of the police force.	
[10]	Section 10 (1A) Omit "he" wherever occurring. Insert instead "the member".	
[11]	Section 10B (1) and (2) Omit "his" wherever occurring. Insert instead "the member's".	35

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| [12] | Section 10B (3) (a)
Insert "or she" after "he". | |
| [13] | Section 10C (1)
Omit "him". Insert instead "the member". | |
| [14] | Section 10C (1) (a) and (b)
Omit "his" wherever occurring. Insert instead "the member's". | 5 |
| [15] | Section 12 (1)
Insert "or her" after "his" wherever occurring. | |
| [16] | Section 12 (1)
Insert "or she" after "he". | 10 |
| [17] | Section 12 (1A)
Omit "he". Insert instead "the person". | |
| [18] | Section 12 (1B)
Omit "his" wherever occurring. Insert instead "the member's". | |
| [19] | Section 12 (1B)
Omit "he" wherever occurring. Insert instead "the member". | 15 |
| [20] | Section 12A, definition of child
Omit "he". Insert instead "the member or former member". | |
| [21] | Section 12A (4)
Omit "he". Insert instead "the child". | 20 |
| [22] | Section 12B (2) and (3)
Insert "or her" after "him" wherever occurring. | |
| [23] | Section 12B (3)
Insert "or her" after "his". | |
| [24] | Section 12D (1), (3) (b) and (4) (a)
Insert "or she" after "he" wherever occurring. | 25 |
| [25] | Section 12E (1)
Omit "he". Insert instead "the person". | |
| [26] | Section 14 (1)
Omit "his" wherever occurring. Insert instead "the member's". | 30 |
| [27] | Section 14 (2)
Omit "his discharge". Insert instead "the member's discharge". | |
| [28] | Section 14 (2)
Omit "to him". | |
| [29] | Section 14 (2)
Omit "his having". Insert instead "having". | 35 |
| [30] | Section 14 (2)
Insert "or she" after "he". | |

[31]	Section 14B (4) Omit "him". Insert instead "the Australian Statistician".	
[32]	Section 14D (5) Omit "he" where firstly and secondly occurring. Insert instead "the person".	
[33]	From section 14D (5) Omit "his". Insert instead "the member's".	5
[34]	Section 14D (5) Omit "he" where lastly occurring. Insert instead "the member".	
[35]	Section 14G Omit "him". Insert instead "the person".	10
[36]	Section 14G Omit "he". Insert instead "the person".	
[37]	Section 17 (1) Omit "him" wherever occurring. Insert instead "that member".	
[38]	Section 17 (1) (b) Insert "or her" after "his".	15
[39]	Section 17 (2) and (3) Omit "his" wherever occurring. Insert instead "the member's".	
[40]	Section 17 (2) and (3) Omit "him" wherever occurring. Insert instead "the member".	20
[41]	Section 17 (3) Omit "he". Insert instead "the member".	
[42]	Section 21 (1) Insert "or herself" after "himself".	
[43]	Section 21 (9) Omit "his". Insert instead "the".	25
[44]	Section 21 (10) Omit "him". Insert instead "that person".	
3.23	Public Trustee Act 1913 No 19	
[1]	Long title Omit "his powers and duties". Insert instead "the powers and duties of the Public Trustee".	30
[2]	Section 3 Omit "his" where firstly occurring. Insert instead "the curator's".	
[3]	Section 3 Omit "him". Insert instead "the curator".	35

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- [4] **Section 3**
Omit "his" where secondly occurring. Insert instead "the Public Trustee's".
- [5] **Section 5**
Insert "or her" after "his" wherever occurring.
- [6] **Section 5 (3) (a) and (5)** 5
Insert "or she" after "he" wherever occurring.
- [7] **Section 5 (3) (a) (v)**
Omit "absents himself". Insert instead "is absent".
- [8] **Section 6 (3) and (4)**
Insert "or her" after "his" wherever occurring. 10
- [9] **Sections 13 (1) and 36B (1)**
Omit "he" wherever occurring. Insert instead "the Public Trustee".
- [10] **Section 16**
Omit "he" wherever occurring. Insert instead "the Public Trustee".
- [11] **Section 16 (1)** 15
Omit "him". Insert instead "the Public Trustee".
- [12] **Section 18 (1A) (c) and (2)**
Omit "him" wherever occurring. Insert instead "the Public Trustee".
- [13] **Section 18 (2)**
Omit "he" where firstly occurring. 20
Insert instead "the executor or administrator".
- [14] **Section 18 (2)**
Omit "himself or themselves" wherever occurring.
Insert instead "the executor or executors or administrator or administrators".
- [15] **Section 18 (2)** 25
Omit "he or they".
Insert instead "the executor or executors or administrator or administrators".
- [16] **Section 18A**
Omit "he" wherever occurring. Insert instead "the Public Trustee".
- [17] **Section 18A (1)** 30
Omit "his" where firstly occurring. Insert instead "the Public Trustee's".
- [18] **Section 18A (1)**
Omit "his" where secondly, thirdly and fourthly occurring.
Insert instead "the testator's".
- [19] **Section 18A (2)** 35
Omit "his" where firstly occurring. Insert instead "the Public Trustee's".
- [20] **Section 18A (2)**
Omit "his" where secondly, thirdly and fourthly occurring.
Insert instead "the intestate's".

[21]	Section 18A (3) and (3A) (b) Omit "him" wherever occurring. Insert instead "the Public Trustee".	
[22]	Section 18A (3A) (a), (5) and (5A) Omit "his" wherever occurring. Insert instead "the Public Trustee's".	
[23]	Section 23 (2) Omit "he". Insert instead "such person".	5
[24]	Section 23 (3) Omit "him". Insert instead "the Public Trustee".	
[25]	Section 34 (1) Omit "may himself". Insert instead "the Public Trustee may".	10
[26]	Section 34 (1) Omit "him". Insert instead "the Public Trustee".	
[27]	Section 34A (1) and (2) Omit "he" wherever occurring. Insert instead "the Public Trustee".	
[28]	Section 34A (1) and (2) Omit "him" wherever occurring. Insert instead "the Public Trustee".	15
[29]	Section 34A (3) Omit "his". Insert instead "the Public Trustee's".	
[30]	Sections 34B (1) and 34C (2) Omit "him" wherever occurring. Insert instead "the Public Trustee".	20
[31]	Sections 34B (1) and 34C (3) Omit "he" wherever occurring. Insert instead "the Public Trustee".	
[32]	Section 35 Omit "he" wherever occurring. Insert instead "the Public Trustee".	
[33]	Section 35 Omit "his" wherever occurring. Insert instead "the Public Trustee's".	25
[34]	Section 35 Omit "him" wherever occurring. Insert instead "the Public Trustee".	
[35]	Section 35A (2) Insert "or her" after "his".	30
[36]	Sections 36 (1), 36E (1), 43A and 45 Omit "his" wherever occurring. Insert instead "the Public Trustee's".	
[37]	Section 36F (1) (a) Omit "him". Insert instead "the Public Trustee".	
[38]	Section 36F (2) (a) Omit "his". Insert instead "the person's".	35
[39]	Section 36F (2) (a) Omit "he". Insert instead "the Public Trustee".	

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[40]	Section 36G (1) Omit "him" wherever occurring. Insert instead "the Public Trustee".	
[41]	Section 36G (2) Omit "him". Insert instead "the registrar".	
[42]	Sections 37 and 43B Omit "he" wherever occurring. Insert instead "the Public Trustee".	5
[43]	Sections 37 and 43B Omit "his" wherever occurring. Insert instead "the Public Trustee's".	
[44]	Section 38 Omit "His Majesty". Insert instead "the Crown".	10
[45]	Section 42 (2) Omit "in his hands". Insert instead "in the hands of the officer, servant, or agent".	
[46]	Section 42 (2) Omit "he". Insert instead "the officer, servant, or agent".	15
[47]	Section 43 (1) Omit "him" wherever occurring. Insert instead "the Public Trustee".	
[48]	Section 43 (1) and (2) Omit "his" wherever occurring. Insert instead "the Public Trustee's".	
[49]	Section 43 (1) Omit "he" wherever occurring. Insert instead "the Public Trustee".	20
[50]	Section 44 Omit "he" where firstly occurring. Insert instead "such person".	
[51]	Section 44 Omit "he" where secondly, thirdly and fifthly occurring. Insert instead "the Public Trustee".	25
[52]	Section 44 Omit "he" where fourthly occurring. Insert instead "the deceased".	
[53]	Section 44 Omit "he" where sixthly occurring. Insert instead "the person".	30
[54]	Section 44 Omit "his" where firstly and thirdly occurring. Insert instead "the Public Trustee's".	
[55]	Section 44 Omit "his or their duty". Insert instead "the duty of the Public Trustee or the Public Trustee's deputies, officers, servants, or agents".	35
[56]	Section 46 Omit "his" where firstly and thirdly occurring. Insert instead "the Public Trustee's".	40

[57]	Section 46 Omit "his death". Insert instead "the death of the testator or intestate".	
[58]	Section 47 Omit "his". Insert instead "the Public Trustee's".	
[59]	Section 47 Omit "him". Insert instead "the Public Trustee".	5
[60]	Section 48 Omit "his". insert instead "the Public Trustee's".	
[61]	Section 48 Insert "or she" after "he".	10
[62]	Section 50 (1) and (2) Omit "his" wherever occurring. Insert instead "the Public Trustee's".	
[63]	Section 50 (1) Omit "he". Insert instead "the Public Trustee".	
[64]	Section 51 Omit "he". Insert instead "the person".	15
[65]	Section 52 (1) Omit "His Majesty". Insert instead "the Crown".	
[66]	Section 54 Omit "his" where firstly occurring. Insert instead "the deceased person's".	20
[67]	Section 54 Omit "his" where secondly occurring. Insert instead "the Public Trustee's".	
[68]	Section 55 Omit "his". Insert instead "the person's".	
[69]	Section 56 (1) Omit "his". Insert instead "the person's".	25
3.24	Public Works Act 1912 No 45	
[1]	Section 4 Omit "him". Insert instead "the Minister".	
[2]	Section 4 Omit "his". Insert instead "the Minister's".	30
[3]	Section 6, definition of clerk Insert "or her" after "his".	
[4]	Section 9 (1) and (4) Omit "he" wherever occurring. Insert instead "the Speaker".	35
[5]	Section 9 (2) Omit "his". Insert instead "the".	

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[6]	Section 9 (7) and (8) Omit "he" wherever occurring. Insert instead "the member".	
[7]	Section 9 (7) and (8) Omit "his" wherever occurring. Insert instead "the member's".	
[8]	Section 9 (8) Omit "him". Insert instead "the Clerk".	5
[9]	Section 9 (9) Insert "or her" after "his".	
[10]	Section 10 Insert "or her" after "his".	10
[11]	Section 11 Insert "or her" after "his" wherever occurring.	
[12]	Section 14 Chairperson or vice-chairperson Omit "chairman" and "vice-chairman" wherever occurring. Insert instead "chairperson" and "vice-chairperson" respectively.	15
[13]	Section 14 Omit "his". Insert instead "the chairperson's".	
[14]	Section 15 Omit "chairman". Insert instead "chairperson".	
[15]	Sections 21, 22, 25 and 30 Omit "chairman" and "vice-chairman" wherever occurring. Insert instead "chairperson" and "vice-chairperson" respectively.	20
[16]	Section 16 Insert "or her" after "his".	
[17]	Section 22 (1) and (2) Omit "him" wherever occurring. Insert instead "the person".	25
[18]	Section 22 (1) (c) Omit "himself".	
[19]	Section 22 (1) (e) and (2) Omit "his" wherever occurring. Insert instead "the person's".	30
[20]	Section 22 (1), last paragraph Omit "his". Insert instead "the sheriff's".	
[21]	Section 29 Omit "chairman". Insert instead "chairperson".	
[22]	Section 29 Omit "his". Insert instead "the chairperson's".	35
[23]	Section 31 (1) Omit "he". Insert instead "the member".	

[24]	Section 31 (1) Omit "him". Insert instead "the member".	
[25]	Section 31 (1) Omit "his". Insert instead "the member's".	
[26]	Section 36 Omit "his" wherever occurring. Insert instead "the Governor's".	5
[27]	Section 38 (2) Omit "His Majesty". Insert instead "the Crown".	
[28]	Section 82 (1) Omit "by him authorised". Insert instead "authorised by the Constructing Authority".	10
[29]	Section 84 (a) Omit "his" where firstly occurring. Insert instead "the Constructing Authority's".	
[30]	Section 84 (a) Omit "he". Insert instead "the occupier".	15
[31]	Section 84 (a) Omit "his" where secondly occurring. Insert instead "the occupier's".	
[32]	Section 84 (c) Omit "he". Insert instead "the Constructing Authority".	
[33]	Section 93 Insert "or her" after "his" wherever occurring.	20
[34]	Section 93 Insert "or she" after "he".	
[35]	Section 95 Insert "or her" after "his".	25
[36]	Section 95 Omit "him". Insert instead "the owner or occupier".	
[37]	Section 99 (1) Omit "His Majesty". Insert instead "the Crown".	
[38]	Section 99 (2) Omit "him". Insert instead "the purchaser".	30
[39]	Section 141 (4) (a) Insert "or her" after "his" wherever occurring.	
[40]	Section 141 (5) Omit "he". Insert instead "the person".	35
[41]	Section 141 (8) (a) Omit "his". Insert instead "the Registrar-General's".	

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[42]	Section 142 (1) Insert "or her" after "his".	
[43]	Section 142 (2) Omit "him". Insert instead "the Constructing Authority".	
[44]	Section 143 (1) Omit "his". Insert instead "the Constructing Authority's".	5
[45]	Section 143 (2) Insert "or her" after "his".	
[46]	Section 146 Omit "him". Insert instead "the owner or occupier".	10
[47]	Section 146 Omit "he". Insert instead "the owner or occupier".	
[48]	Section 149 (2) Omit "himself".	
[49]	Section 150 (1) Omit "he" wherever occurring. Insert instead "the person".	15
[50]	Section 150 (1) Omit "his". Insert instead "the person's".	
[51]	Second Schedule, direction (1) Omit "he". Insert instead "the member".	20
[52]	Second Schedule, direction (2) Omit "He". Insert instead "The member".	
[53]	Second Schedule, direction (3) Omit "his". Insert instead "the member's".	
[54]	Second Schedule, direction (3) Omit "him". Insert instead "the Clerk".	25
[55]	Fourth Schedule Omit "Chairman" and "Vice-Chairperson" wherever occurring. Insert instead "Chairperson" and "Vice-Chairperson" respectively.	
[56]	Fourth Schedule, Form A Omit "his" where firstly occurring. Insert instead "the Sheriff's".	30
[57]	Fourth Schedule, Form A Insert "(the offender)" after "A.B." where firstly occurring.	
[58]	Fourth Schedule, Form A Omit "him" wherever occurring. Insert instead "the offender".	35
[59]	Fourth Schedule, Form A Omit "he". Insert instead "the offender".	

[60]	Fourth Schedule, Form A Insert "or her" after "his" where secondly and thirdly occurring.	
[61]	Fourth Schedule, Form A Omit "himself".	
[62]	Fourth Schedule, Form B Omit "his" where firstly occurring. Insert instead "the Sheriff's".	5
[63]	Fourth Schedule, Form B Omit "him" wherever occurring. Insert instead "the said	".
3.25	Sale of Goods Act 1923 No 1	
[1]	Section 5 (3) Insert "or her" after "his" wherever occurring.	10
[2]	Section 5 (3) Omit "he". Insert instead "the person".	
[3]	Section 7 Omit "he". Insert instead "the person".	15
[4]	Section 7 Omit "his". Insert instead "the person's".	
[5]	Section 14 (1) Omit "he". Insert instead "the buyer".	
[6]	Sections 17, 19 and 46 Omit "he" wherever occurring. Insert instead "the seller".	20
[7]	Section 23, Rule 4 Omit "he" wherever occurring. Insert instead "the buyer".	
[8]	Section 23, Rule 4 Omit "his" wherever occurring.	25
[9]	Section 23, Rule 5 (2) Omit "he". Insert instead "the seller".	
[10]	Section 24 (2) Omit "his". Insert instead "the seller's".	
[11]	Section 24 (3) Omit "he" wherever occurring. Insert instead "the buyer".	30
[12]	Section 24 (3) Omit "him". Insert instead "the buyer".	
[13]	Section 26 Omit "his". Insert instead "the owner's".	35
[14]	Section 27 Omit "his". Insert instead "the seller's".	

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[15]	Section 27 Omit "he". Insert instead "the buyer".	
[16]	Section 28 (1) and (2) Omit "him" wherever occurring. Insert instead "that person".	
[17]	Section 28 (3) Omit "his".	5
[18]	Section 29 Omit "he" where firstly occurring. Insert instead "the sheriff".	
[19]	Section 29 Omit "he" where secondly occurring. Insert instead "the person".	10
[20]	Section 29 Omit "his".	
[21]	Section 32 (1) Omit "he have". Insert instead "the seller has".	
[22]	Section 32 (1) Omit "his". Insert instead "the seller's".	15
[23]	Section 32 (3) Omit "he". Insert instead "the third person".	
[24]	Section 32 (3) Omit "his". Insert instead "the buyer's".	20
[25]	Section 33 Omit "he contracted" wherever occurring. Insert instead "the seller contracted".	
[26]	Section 33 Omit "he must" wherever occurring. Insert instead "the buyer must".	
[27]	Section 33 Omit "he may" wherever occurring. Insert instead "the buyer may".	25
[28]	Section 35 (2) Omit "himself". Insert instead "the buyer".	
[29]	Section 35 (3) Omit "him". Insert instead "the buyer".	30
[30]	Section 35 (3) Omit "his". Insert instead "the seller's".	
[31]	Section 36 Omit "his". Insert instead "the seller's".	
[32]	Section 37 (1) Omit "he" wherever occurring. Insert instead "the buyer".	35
[33]	Section 37 (2) Omit "he". Insert instead ", the seller".	

[34]	Section 38 (1) Omit "he" wherever occurring. Insert instead "the buyer".	
[35]	Section 38 (1) Omit "him". Insert instead "the buyer".	
[36]	Section 39 Omit "he" wherever occurring. Insert instead "the buyer".	5
[37]	Section 40 Omit "he". Insert instead "the buyer".	
[38]	Section 40 Omit "his". Insert instead "the buyer's".	10
[39]	Section 41 (2) Omit "himself".	
[40]	Section 42 (1) (a) and (b) Omit "he" wherever occurring. Insert instead "the seller".	
[41]	Section 42 (2) Omit "his" wherever occurring. Insert instead "the seller's".	15
[42]	Section 43 (2) Omit "his". Insert instead "the seller's".	
[43]	Section 43 (2) Omit "he". Insert instead "the seller".	20
[44]	Section 44 Omit "he". Insert instead "the seller".	
[45]	Section 44 Omit "his". Insert instead "the seller's".	
[46]	Section 45 Omit "his lien" wherever occurring. Insert instead "the seller's lien".	25
[47]	Section 45 Omit "he" wherever occurring. Insert instead "the seller".	
[48]	Section 45 (1) (b) Omit "his". Insert instead "the buyer's".	30
[49]	Section 47 Omit "his" wherever occurring. Insert instead "the buyer's".	
[50]	Section 47 (3) Omit "he". Insert instead "the carrier or other bailee".	
[51]	Section 48 (1) Omit "his" where firstly and secondly occurring. Insert instead "the seller's".	35
[52]	Section 48 (1) Omit "his" where thirdly occurring. Insert instead "the person's".	

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[53]	Section 48 (1) Omit "his" where fourthly occurring. Insert instead "the principal's".	
[54]	Section 48 (2) Omit "he". Insert instead "the carrier or other bailee".	
[55]	Section 50 (1) and (2) Omit "his" wherever occurring. Insert instead "the seller's".	5
[56]	Section 50 (3) Omit "his" where firstly occurring. Insert instead "the seller's".	
[57]	Section 50 (3) Omit "his" where secondly occurring. Insert instead "the buyer's".	10
[58]	Sections 51 (1) and 52 (1) Omit "him" wherever occurring. Insert instead "the buyer".	
[59]	Section 54 (1) and (4) Omit "he" wherever occurring. Insert instead "the buyer".	
[60]	Section 54 (4) Omit "him". Insert instead "the buyer".	15
[61]	Section 60 (2) Insert "or her" after "his".	
[62]	Section 60 (3) Omit "himself".	20
[63]	Section 60 (5) Omit "his". Insert instead "the seller's".	
[64]	Section 62 (b) Insert "or herself" "after himself".	
[65]	Section 64 (5) Omit "him". Insert instead "the manufacturer".	25
3.26	Second-hand Dealers and Collectors Act 1906 No 30	
[1]	Section 2, definition of collector Omit "his". Insert instead "the person's".	
[2]	Section 3 (2) Omit "he". Insert instead "he or she".	30
[3]	Sections 3 (3), 9 (5) and (6) and 22 Omit "himself" wherever occurring. Insert instead "himself or herself".	
[4]	Sections 4AA (3) (a) (ii), 4A (2) (a) and 22A Omit "him" wherever occurring. Insert instead "the person".	35

[5]	Sections 4AA (10), 4A (9), 8 (5), 8B (2) (a1), 9 (2), (5) and (6), 10 (1A), 11 (1), (2), (3) and (6), 12, 16 and 17 (2) Omit "his" wherever occurring. Insert instead "his or her".	
[6]	Sections 5 (1) and 10 (5) Omit "him" wherever occurring. Insert instead "that officer".	5
[7]	Sections 8 (5) and (6), 8A (1), 8B (1) (a), (2) (a1) (i) and (ii) and (b) and (3), 9 (2) and 24 (3) Omit "him" wherever occurring. Insert instead "the dealer".	
[8]	Sections 8 (1), (1A) and (6) and 8B (2) (b) Omit "his" wherever occurring. Insert instead "the dealer's".	10
[9]	Sections 8, 8B (2) (a1) and (b) and (3) and 9 Omit "he" wherever occurring. Insert instead "the dealer".	
[10]	Section 11 (1) Omit "himself". Insert instead "in person".	
[11]	Section 11 Omit "he" wherever occurring. Insert instead "the collector".	15
[12]	Sections 11 (1), (2), (4) and (6), 11A (1) and 17 (2) Omit "him" wherever occurring. Insert instead "the collector".	
[13]	Section 12 (6) Omit "him". Insert instead "him or her".	20
[14]	Section 12 Omit "him" where secondly and thirdly occurring. Insert instead "the offender".	
[15]	Section 12 Omit "he" wherever occurring. Insert instead "the collector".	
[16]	Sections 13 (2) and 14 Omit "his" wherever occurring. Insert instead "the person's".	25
[17]	Sections 13, 22 and 23 Omit "he" wherever occurring. Insert instead "the person".	
[18]	Section 16 Omit "him" wherever occurring. Insert instead "the dealer or collector".	30
[19]	Section 18 (1) Omit "his or their". Insert instead "the magistrate's or justices' ".	
[20]	Section 19 Omit "his office". Insert instead "the office of that senior officer".	
[21]	Section 20 Omit "his" where firstly occurring. Insert instead "the member's".	35
[22]	Section 20 Omit "his" where secondly and thirdly occurring. Insert instead "his or her".	
[23]	Section 20 Omit "him". Insert instead "the member".	40

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[24]	Section 22 Omit "his servant, or agent" where firstly occurring. Insert instead "to a servant or agent of a second-hand dealer".	
[25]	Section 22 Omit "his servant, or agent" where secondly occurring. Insert instead "the servant or agent".	5
[26]	Section 22 Omit "his" where thirdly and fourthly occurring. Insert instead "the person's".	
[27]	Section 22 Omit "or his servant, or agent" where thirdly occurring. Insert instead ", such servant or agent".	10
[28]	Section 22A Omit ", his servant or agent". Insert instead "or by a servant or agent of that dealer".	
3.27	Statistical Maps Act 1905 No 14	15
[1]	Section 3 Omit "he". Insert instead "the owner".	
[2]	Section 3 Omit "his". Insert instead "the owner's".	
3.28	Unauthorised Documents Act 1922 No 6	20
	Section 4 (3) Omit "he". Insert instead "the person".	
3.29	Valuation of Land Act 1916 No 2	
[1]	Sections 6A (1), 7B (1) (a), 15A (2) and 16 (1) (a) and (2) (d) (i) Omit "his" wherever occurring. Insert instead "the owner's".	25
[2]	Sections 7D (1) (b) and 29 (3) Omit "he" wherever occurring. Insert instead "the Valuer-General".	
[3]	Sections 7D (2) and 35 (1) Insert "or she" after "he" wherever occurring.	
[4]	Section 10 (1) Omit "his" where firstly occurring.	30
[5]	Section 10 (1) Omit "his" where secondly occurring. Insert instead "the valuer's".	
[6]	Sections 11 (2) and 15A (4) Omit "him" wherever occurring. Insert instead "the person".	35
[7]	Section 11 (2) Omit "advantage for himself". Insert instead "personal advantage".	

[8]	Sections 15 (2), 15A (3), 29 (3B) and 70 (1) Omit "he" wherever occurring. Insert instead "the person".	
[9]	Section 15 (3) (a) Omit "him". Insert instead "the owner or person".	
[10]	Section 15 (3) (b) Omit "a form sent to him". Insert instead "such a form".	5
[11]	Sections 20 and 29 (3B) Omit "his" wherever occurring. Insert instead "that person's".	
[12]	Section 33 Omit "by him supplied". Insert instead "supplied by the Valuer-General".	10
[13]	Sections 35 (1) and 48 (1) Omit "his" wherever occurring. Insert instead "the Valuer-General's".	
[14]	Sections 49, 72 and 73 Omit "him" wherever occurring. Insert instead "the Valuer-General".	
[15]	Section 73 Omit "he" wherever occurring. Insert instead "the lessor".	15
[16]	Section 74 Omit "to him".	
[17]	Section 75 Omit "his" where firstly occurring. Insert instead "any".	20
[18]	Section 75 Omit "his" where secondly occurring. Insert instead "the person's".	
[19]	Section 77 Omit "satisfy himself". Insert instead "be satisfied".	
[20]	Section 77 Omit "he". Insert instead "the Valuer-General".	25
[21]	Section 78 Omit "his". Insert instead "any".	
[22]	Section 79 Omit "he so appears". Insert instead "any appearance is".	30
[23]	Section 81 (1) (b) and (c) Omit "he" wherever occurring. Insert instead "the Governor".	
[24]	Section 81 (1) (g) Omit "him". Insert instead "the Governor".	
[25]	Schedule 1, clauses 2, 3, 5, 6 (1), 7, 10 and 11 (2) Insert "or her" after "his" wherever occurring.	35
[26]	Schedule 1, clause 4 (1) (b) Omit "him". Insert instead "the Valuer-General".	

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- [27] **Schedule 1, clauses 7, 10 and 11 (2)**
Insert "or she" after "he" wherever occurring.
- [28] **Schedule 1, clause 7 (d)**
Insert "or herself" after "himself".
- [29] **Schedule 1 clauses 10 (3) and (4)** 5
Insert "or her" after "him" wherever occurring.
- 3.30 Valuers Registration Act 1975 No 92**
- [1] **Section 4, definition of real estate valuer**
Omit "him" wherever occurring. Insert instead "him or her".
- [2] **Sections 12 (3) (a), 15 (1) (b) (ii), 15C (1) (b) (iii), 16 (2), (4), 6 (a), (6A) (b), and (7), 16A and 23 (1) (b1)** 10
Omit "his" wherever occurring. Insert instead "the person's".
- [3] **Sections 12 (3) (b) and (c), 15 (2) (d), 16 (4) and 24 (1)**
Omit "he" wherever occurring. Insert instead "the person".
- [4] **Sections 12 (3) (d) and 20 (1) (e) and (f) and (3)** 15
Omit "his" wherever occurring. Insert instead "the valuer's".
- [5] **Sections 14 (c), 15 (1) (c), 15B (b), 15C (1) (c), 16 (4A) (a) and (b), (5) (a) and (b), (6), (6A), (7), 24 (1) (b) and 25 (b) and (c) (iii)**
Omit "himself" wherever occurring. Insert instead "himself or herself".
- [6] **Section 16 (6) (a1) and (b), (6A) (a) and (7) (b)** 20
Omit "him" wherever occurring. Insert instead "the person".
- [7] **Sections 19 (a) and 20 (1) (b2) and (c) and (2)**
Omit "his" wherever occurring. Insert instead "his or her".
- [8] **Sections 20 (1) (b1) (ii), (b3) (ii) and (b4) (iii) and 24 (3) and (4)** 25
Omit "he" wherever occurring. Insert instead "he or she".
- [9] **Sections 20 (1) (b1) (ii), (b3) (ii) and (b4) (iii) and 24 (3) and (4)**
Omit "him" wherever occurring. Insert instead "him or her".
- [10] **Section 23 (5) (b)**
Omit "his". Insert instead "the appellant's".
- [11] **Section 24A (4)** 30
Omit "him". Insert instead "the director or employee".
- 3.31 Voluntary Workers (Soldiers' Holdings) Act 1917 No 25**
- [1] **Section 2, definition of dependent**
Omit "his" where firstly and secondly occurring.
- [2] **Section 2, definition of dependent** 35
Omit "his" where thirdly occurring. Insert instead "the deceased member's".

[3]	Section 5 Omit "granted to him, or acquired or held by him,". Insert instead "granted to, or acquired or held by, the Public Trustee".	
[4]	Section 5 Omit "he". Insert instead "the Public Trustee".	5
[5]	Section 7 (2) Omit "him". Insert instead "the Public Trustee".	
[6]	Section 7A (1) Omit "His Majesty". Insert instead "the Crown".	
[7]	Section 7A (1) Omit "him". Insert instead "the Public Trustee".	10
[8]	Section 9 Omit "he" where firstly occurring. Insert instead "he or she".	
[9]	Section 9 Omit "his". Insert instead "the".	15
[10]	Section 9 Omit "he" where secondly occurring. Insert instead "the Minister".	
3.32	Western Lands Act 1901 No 70	
[1]	Section 5 Omit "he". Insert instead "either".	20
[2]	Section 9 (3A) Omit "him". Insert instead "the member".	
[3]	Section 9 (3A) and (4) Omit "his" wherever occurring. Insert instead "the member's".	
[4]	Section 9 (4) Omit "he" where firstly occurring. Insert instead "the member".	25
[5]	Section 9 (4) Omit "he" where secondly occurring. Insert instead "the person".	
[6]	Section 9 (5) and (6) Omit "its or his" wherever occurring. Insert instead "that board's or the Chairperson's".	30
[7]	Section 9 (6) (b) Omit "he" where firstly occurring. Insert instead "the Minister".	
[8]	Section 9 (6) (b) Omit "it or he". Insert instead "that board or the Chairperson".	35
[9]	Section 13 Omit "his". Insert instead "the".	

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[10]	Section 18 Omit "he". Insert instead "the Minister".	
[11]	Section 18D (1) (ii) Omit "lease to him". Insert instead "the lease".	
[12]	Section 18D (1) (ii) Omit "by him". Insert instead "by the lessee".	5
[13]	Section 18DA (5) and (6) Omit "his" wherever occurring.	
[14]	Section 18E (1A) Omit "his". Insert "the Minister's".	10
[15]	Section 18G (2) Omit "he". Insert instead "the Minister".	
[16]	Section 18H (1) Omit "his" where firstly occurring. Insert instead "the".	
[17]	Section 18H (1) Omit "he". Insert instead "the mortgagee".	15
[18]	Section 18H (1) Omit "his" where secondly occurring.	
[19]	Section 18H (1) Omit "his" where thirdly occurring. Insert instead "the mortgagee's".	20
[20]	Section 18H (2) Omit "such person" wherever occurring. Insert instead "the person".	
[21]	Section 18H (2) Omit "he" wherever occurring. Insert instead "the person".	
[22]	Section 18J Omit "he". Insert instead "the Minister".	25
[23]	Section 31A Omit "by himself or his agents". Insert instead "either personally or through agents".	
[24]	Section 35B Omit "he shall be". Insert instead "the holder is".	30
[25]	Section 35K Omit "his mortgage or judgment debt". Insert instead "the mortgagee's mortgage or the creditor's judgment debt".	
[26]	Section 35L Omit "him or it". Insert instead "the Commissioner, Assistant Commissioner or board".	35

[27]	Section 35M (1) Omit "he". Insert instead "the trustee".	
[28]	Section 35M (1) Omit "him" where firstly occurring. Insert instead "the executor or administrator".	5
[29]	Section 35M (1) Omit "to any". Insert instead "to a person as".	
[30]	Section 35M (1) Omit "him" where secondly and thirdly occurring. Insert instead "the person".	
[31]	Section 35O Omit "he". Insert instead "the Minister".	10
[32]	Section 35P Omit "him". Insert instead "the person".	
[33]	Section 35P Omit "his". Insert instead "the person's".	15
[34]	Section 36A (1) Omit "he deems it". Insert instead "of the opinion that it is".	
[35]	Section 36A (1) and (2) Omit "he may" wherever occurring. Insert instead "the Minister may".	
[36]	Section 36C (1) Omit "in any case where the Minister is satisfied that the circumstances warrant it he may". Insert instead "the Minister may, if satisfied that the circumstances of the case warrant it".	20
[37]	Section 44 (1) Omit "his" where firstly occurring. Insert instead "the Governor's".	25
[38]	Section 44 (1) Omit "his" where secondly occurring. Insert instead "the lessee's".	
[39]	Section 44 (4) Omit "he". Insert instead "the Treasurer".	30
3.33	White Phosphorus Matches Prohibition Act 1915 No 1	
[1]	Section 3 Omit "he". Insert instead "the person".	
[2]	Section 4 Omit "has in his possession". Insert instead "possesses".	35
[3]	Section 4 Omit "in his possession" where secondly occurring. Insert instead "that the person possesses".	
[4]	Section 4 Omit "he". Insert instead "the person".	40

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3.34 Wild Dog Destruction Act 1921 No 17

- [1] **Section 3A (4), (11), (12) and (13)**
Omit "chairman" wherever occurring. Insert instead "chairperson".
- [2] **Section 3A (6)**
Omit "he". Insert instead "that person". 5
- [3] **Section 3A (7)**
Insert "or her" after "his" wherever occurring.
- [4] **Section 3A (13)**
Omit "his". Insert instead "the chairperson's".
- [5] **Section 3C (1)** 10
Omit "his" where firstly occurring.
- [6] **Section 3C (1)**
Omit "he". Insert instead "the member".
- [7] **Section 3C (1) (b)** 15
Omit section 3C (1) (b). Insert instead:
(b) resigns the office by instrument in writing addressed to the Minister,
- [8] **Section 3C (1) (c)**
Omit "absents himself". Insert instead "is absent".
- [9] **Section 3C (1) (c)** 20
Omit "him". Insert instead "the member".
- [10] **Section 3C (1) (f)**
Insert "or her" after "his" wherever occurring.
- [11] **Section 3C (2)**
Omit "him" wherever occurring. Insert instead "the Governor". 25
- [12] **Section 3C (2) (b)**
Omit "chairman". Insert instead "chairperson".
- [13] **Section 3D**
Omit "his". Insert instead "the".
- [14] **Section 3E (2)** 30
Omit "he". Insert instead "the Governor".
- [15] **Section 3E (3) (a)**
Omit "his".
- [16] **Section 3E (3) (a)**
Omit "chairman". Insert instead "chairperson". 35
- [17] **Section 3F (2)**
Omit "him". Insert instead "the member or employee".

[18]	Section 4 Omit "his". Insert instead "the owner's or occupier's".	
[19]	Section 7 (a) Omit "him". Insert instead "the owner or occupier".	
[20]	Section 8 (1) Omit "he". Insert instead "the owner or occupier".	5
[21]	Section 9 (b) Omit "he". Insert instead "the authorised person".	
[22]	Sections 10 and 17 Omit "him" wherever occurring. Insert instead "the person".	10
[23]	Sections 10 and 17 Omit "his" wherever occurring. Insert instead "the person's".	
[24]	Section 15 Omit "he or they have". Insert instead "the owner or occupier or group has".	
[25]	Section 15 Omit "his or their". Insert instead "the owner's or occupier's or group's".	15
[26]	Section 16 Insert "or she" after "he".	
[27]	Section 26 Omit "his". Insert instead "the person's".	20
[28]	Section 29 (1) Insert "or herself" after "himself".	
3.35	Women's College Act 1902 No 71	
	Section 10 Omit "his". Insert instead "the Chancellor's".	25

Schedule 4 Amendments transferring provisions

(Section 3)

4.1 Building Services Corporation Act 1989 No 147

Schedule 4 Savings and transitional provisions

Insert after clause 19:

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19A References to the Corporation and abolished Boards in other Acts and in instruments

- (1) This clause applies to the following instruments:
 - (a) any Act (other than this Act) assented to before 24 November 1989, 10
 - (b) a statutory instrument made before that date under an Act,
 - (c) any other kind of instrument made, issued or executed before that date.
- (2) In an instrument to which this clause applies, a reference to:
 - (a) the Builders Licensing Board or the Plumbers, Gasfitters and Drainers Board, or
 - (b) the Building Services Corporation constituted by the *Building Services Corporation Act 1987*, 20is taken to include a reference to the Corporation.
- (3) This clause is taken to have commenced on 24 November 1989.
- (4) Subclauses (1)–(3) re-enact (with minor modification) clauses 2 and 5 of the *Building Services Corporation (Savings and Transitional) Regulation 1989*. Subclauses (1)–(3) are transferred provisions to which section 30A of the *Interpretation Act 1987* applies. 25

Commencement

The amendment to the *Building Services Corporation Act 1989* commences on the date of assent to this Act.

Explanatory note

The proposed amendment inserts in Schedule 4 (Savings and transitional provisions) to the *Building Services Corporation Act 1989* the substance of a transitional provision (of possible on-going effect) that is contained in the *Building Services Corporation (Savings and Transitional) Regulation 1989*. The enactment of clause 19A enables the repeal, by Schedule 5 to this Act, of that Regulation. In accordance with section 30A of the *Interpretation Act 1987* (as proposed to be inserted by an amendment in Schedule 1 to this Act), the transfer does not affect the operation (if any) or interpretation of the clause.

4.2 Compensation Court Act 1984 No 89

Schedule 4 Savings and transitional provisions

Insert after clause 4: 15

4A Superseded references to workers compensation commissioners

- (1) After the repeal of Part 8 of the *Workers Compensation Act 1987*, a reference to a workers compensation commissioner: 20
 - (a) in any Act (other than this Act), or
 - (b) in any instrument made under any Act, or
 - (c) in any other document of any kind,

is to be read as a reference to the Compensation Court.
- (2) This clause is taken to have commenced on 15 September 1989. 25
- (3) Subclauses (1) and (2) re-enact (with minor modification) part of clause 3 of the *Compensation Court (Savings and Transitional) Regulation 1989*. Subclauses (1) and (2) are transferred provisions to which section 30A of the *Interpretation Act 1987* applies. 30

Schedule 4 Amendments transferring provisions

Commencement

The amendment to the *Compensation Court Act 1984* commences on the date of assent to this Act.

Explanatory note

The proposed amendment inserts in Schedule 4 (Savings and transitional provisions) to the *Compensation Court Act 1984* so much of a transitional provision contained in the *Compensation Court (Savings and Transitional) Regulation 1989* as is of possible on-going effect. The enactment of clause 4A enables the repeal, by Schedule 5 to this Act, of that Regulation. In accordance with section 30A of the *Interpretation Act 1987* (as proposed to be inserted in that Act by an amendment in Schedule 1 to this Act), the transfer does not affect the operation (if any) or meaning of the clause.

4.3 Crown Lands Act 1989 No 6

[1] Schedule 8 Savings, transitional and other provisions

Insert “**Part 1 General provisions consequent on enactment of this Act**” before clause 1. 15

[2] Schedule 8, Part 2

Insert after clause 25:

Part 2 Provisions relating to pending applications and other matters subject to Ministerial direction under clause 15 20

26 Commencement of Part

This Part is taken to have commenced on 1 May 1990.

27 Definitions

In this Part: 25

Crown Lands Acts does not include this Act or the Continued Tenures Act.

the Continued Tenures Act means the *Crown Lands (Continued Tenures) Act 1989*.

the Continued Tenures Regulation means the *Crown Lands (Continued Tenures) Regulation 1990*. 30

28 Application of Part

This Part applies to an application or other matter that was pending or commenced at the commencement of this Act if the Minister has issued a direction under clause 15 that it be dealt with as if the Crown Lands Acts, or section 28BB of the *Western Lands Act 1901* had not been repealed.

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29 Purchases

On the granting of an application (to which this Part applies) to purchase land or for the conversion or purchase of a perpetual lease, term lease or special lease under the Crown Lands Acts, the purchase has effect as an incomplete purchase in force at the commencement of the Continued Tenures Act and the provisions of that Act and the Continued Tenures Regulation relating to incomplete purchases apply to that purchase.

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30 Perpetual leases

On the granting of an application (to which this Part applies) to extend the term of a conditional lease, Crown-lease or prickly-pear lease to perpetuity, the lease has effect as a perpetual lease in force at the commencement of the Continued Tenures Act and the provisions of that Act and the Continued Tenures Regulation relating to perpetual leases apply to that lease.

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31 Term leases

On the granting of an application (to which this Part applies) to extend the term of a conditional lease, Crown-lease or prickly-pear lease for an additional term of years, the lease has effect as a term lease in force at the commencement of the Continued Tenures Act and the provisions of that Act and the Continued Tenures Regulation relating to term leases apply to that lease.

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32 Special leases

- (1) On the granting of an application (to which this Part applies) to extend the term of a special lease (other than a special lease granted over an expired conditional lease, the holder of which had failed to apply for extension of the term of the lease) for an additional term of years, the lease has effect as a special lease in force at the commencement of the Continued Tenures Act and the provisions of that Act (clause 5 of Part 5 of Schedule 2 excepted) and the Continued Tenures Regulation relating to special leases apply to that lease. 5 10
- (2) On the granting of an application (to which this Part applies) to extend the term of a special lease:
- (a) to perpetuity, or
- (b) in the case of a special lease for a term of years granted over an expired conditional lease (the holder of which had failed to apply for extension of the term of the lease), for an additional term of years, 15
- the lease has effect as a special lease in force at the commencement of the Continued Tenures Act and the provisions of that Act (clause 4 of Part 5 of Schedule 2 excepted) and the Continued Tenures Regulation relating to special leases apply to that lease. 20

33 Permissive occupancies

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On the granting of an application (to which this Part applies) for a permissive occupancy, the occupancy has effect as a permissive occupancy in force at the commencement of the Continued Tenures Act and the provisions of that Act and the Continued Tenures Regulation relating to permissive occupancies apply to that permissive occupancy. 30

34 Quarry licences

On the granting of an application (to which this Part applies) for a quarry licence or an interim quarry licence, the licence has effect as a quarry licence in force at the commencement of the Continued Tenures Act and the provisions of that Act and the Continued Tenures Regulation relating to quarry licences apply to that licence.

5

35 Permits to enclose roads or watercourses

On the granting of a permit to enclose a road or watercourse to which this Part applies:

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- (a) pursuant to an application under section 202 of the *Crown Lands Consolidation Act 1913*, or
- (b) following a reference to a local land board under section 202 (b) of that Act,

15

the permit has effect as an enclosure permit granted under this Act and the provisions of this Act and the *Crown Lands Regulation 1990* relating to enclosure permits apply to that permit.

36 Transferred provisions to which Interpretation Act 1987 applies (section 30A)

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- (1) Clauses 26–35 re-enact (with minor modification) clauses 2–11 of the *Crown Lands (Transitional Provisions) Regulation 1990*.
- (2) Clauses 26–35 are transferred provisions to which section 30A of the *Interpretation Act 1987* applies.

25

Commencement

The amendments to the *Crown Lands Act 1989* commence on the date of assent to this Act.

Explanatory note

30

Item (2) of the proposed amendments inserts in Schedule 8 (Savings, transitional and other provisions) to the Principal Act, as Part 2 of that Schedule, the substance of transitional provisions (of possible on-going effect) that are

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contained in the *Crown Lands (Transitional Provisions) Regulation 1990*. The enactment of Part 2 of Schedule 8 enables the repeal, by Schedule 5 to this Act, of that Regulation. In accordance with section 30A of the *Interpretation Act 1987* (as proposed to be inserted in that Act by an amendment in Schedule 1 to this Act), the transfer does not affect the operation (if any) or meaning of the provisions. 5

Item (1) of the proposed amendments inserts an appropriate Part heading at the beginning of Schedule 8 to the Principal Act.

4.4 Health Insurance Levies Act 1982 No 159

[1] Schedule 3 Transitional provisions 10

Insert “**Part 1 Provisions consequent on enactment of Health Insurance Levies Act 1982**” after the Schedule heading.

[2] Schedule 3, Part 2

Insert after clause 3:

Part 2 Provision consequent on enactment of Health Insurance Levies (Administration) Amendment Act 1983 15

3A References to Commissioner or Assistant Commissioner for Health Insurance Levies

(1) On and from the commencement of this clause, in any Act (other than this Act) or in any regulation, by-law or statutory instrument or in any document, whether of the same or of a different kind: 20

(a) a reference to the Commissioner for Health Insurance Levies, being a reference to the Commissioner referred to in section 6 of this Act, as in force before the commencement of this clause, or 25

(b) a reference to the Assistant Commissioner for Health Insurance Levies, 30

is to be read and construed as a reference to the Chief Commissioner for Health Insurance Levies or the Commissioner for Health Insurance Levies, respectively, referred to in section 6 of this Act, as amended by the *Health Insurance Levies (Administration) Amendment Act 1983*.

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- (2) This clause is taken to have commenced on 22 April 1983 (the day appointed and notified under section 2 (2) of the *Health Insurance Levies (Administration) Amendment Act 1983*).

10

- (3) Subclauses (1) and (2) re-enact (with minor modification) clause 4 of Schedule 2 to the *Health Insurance Levies (Administration) Amendment Act 1983*. Subclauses (1) and (2) are transferred provisions to which section 30A of the *Interpretation Act 1987* applies.

15

[3] Schedule 3, Part 3

Insert “**Part 3 Provision consequent on enactment of State Revenue Legislation (Further Amendments) Act 1992**” after clause 3A.

20

[4] Schedule 3, Part 4

Insert “**Part 4 Provision consequent on enactment of State Revenue Legislation (Amendment) Act 1994**” after clause 4.

Commencement

The amendments to the *Health Insurance Levies Act 1982* commence on the date of assent to this Act.

25

Explanatory note

Item (2) of the proposed amendments inserts in Schedule 3 (Transitional provisions) to the Principal Act, as Part 2 of that Schedule, the substance of a transitional provision (of possible on-going effect) that is contained in clause 4 of Schedule 2 to the *Health Insurance Levies (Administration) Amendment Act 1983*. The enactment of clause 3A enables the repeal, by Schedule 5 of this Act, of that Act. In accordance with section 30A of the *Interpretation Act 1987* (as proposed to be inserted in that Act by an amendment in Schedule 1 to this Act), the transfer does not affect the operation (if any) or meaning of the provision. Items (1), (3) and (4) of the proposed amendments also insert appropriate Part headings in Schedule 3 to the Principal Act.

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4.5 New South Wales Crime Commission Act 1985 No 117

[1] Section 38

Insert after section 37:

38 Savings and transitional provisions

Schedule 4 has effect.

5

[2] Schedule 4

Insert after Schedule 3:

Schedule 4 Savings and transitional provisions

(Section 38)

1 References to relevant drug activities

10

- (1) On and from the commencement of this clause, a reference in any document to a relevant drug activity is to be read as a reference to a relevant criminal activity.
- (2) This clause is taken to have commenced on 1 January 1989 (the date of commencement of Schedule 1 to the *State Drug Crime Commission (Further Amendment) Act 1988*). 15
- (3) Subclauses (1) and (2) re-enact (with minor modification) clause 2 of Schedule 2 to the *State Drug Crime Commission (Further Amendment) Act 1988*. Subclauses (1) and (2) are transferred provisions to which section 30A of the *Interpretation Act 1987* applies. 20

Commencement

The amendments to the *New South Wales Crime Commission Act 1985* commence on the date of assent to this Act. 25

Explanatory note

Item (2) of the proposed amendments inserts a Schedule of savings and transitional provisions (Schedule 4) in the *New South Wales Crime Commission Act 1985* (formerly named the *State Drug Crime Commission Act 1985*). The amendment transfers to that Schedule the substance of a transitional provision (of possible on-going effect) from the *State Drug Crime Commission (Further Amendment) Act 1988*. The enactment of Schedule 4 enables the repeal, by Schedule 5 to this Act, of that Act. In accordance with section 30A of the *Interpretation Act 1987* (as proposed to be inserted in that Act by an amendment in Schedule 1 to this Act), the transfer does not affect the operation (if any) or meaning of the provisions.

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Item (1) is a formal provision that gives effect to the Schedule of savings and transitional provisions inserted in the Principal Act.

4.6 Public Hospitals Act 1929 No 8

[1] Section 43

15

Insert after section 42:

43 Savings and transitional provisions

The Seventh Schedule has effect.

[2] Seventh Schedule

Insert after the Sixth Schedule:

20

**Seventh
Schedule**

Savings and transitional provisions

(Section 43)

1 Definitions

In this Schedule:

25

appointed day means:

- (a) in relation to The Royal Alexandra Hospital for Children and The Sydney Hospital, 11 January 1985,
- (b) in relation to The Royal Prince Alfred Hospital, 29 November 1985.

30

pre-existing board means:

- (a) in relation to The Royal Alexandra Hospital for Children, the board of management referred to in the *Royal Alexandra Hospital for Children Incorporation Act of 1906*, of The Royal Alexandra Hospital for Children, 5
- (b) in relation to The Sydney Hospital, the Board of Directors referred to in the *Sydney Hospital Act of 1881*, of The Sydney Hospital,
- (c) in relation to The Royal Prince Alfred Hospital, the board of directors referred to in the *Prince Alfred Hospital Act 1902*, of The Royal Prince Alfred Hospital. 10

security includes any stock, shares, rights or debentures.

the amending Act means the *Public Hospitals (Hospitals Incorporation) Amendment Act 1983*. 15

2 Power of investment of The Royal Alexandra Hospital for Children and The Sydney Hospital

- (1) Subject to subclause (3), the power of investment contained in section 18 of the *Royal Alexandra Hospital for Children Incorporation Act of 1906* and conferred on the pre-existing board immediately before the appointed day may, on and from that day, continue to be exercised by the Board of Directors of The Royal Alexandra Hospital for Children. 20
25
- (2) Subject to subclause (3), the power of investment contained in section 12 of the *Sydney Hospital Act of 1881* and conferred on the pre-existing board immediately before the appointed day may, on and from that day, continue to be exercised by the Board of Directors of The Sydney Hospital. 30

-
- (3) No funds of The Royal Alexandra Hospital for Children or The Sydney Hospital are to be invested in any securities of any corporation unless:
- (a) there are at least 2 members of the Board of Directors of the relevant Hospital, each of whom has had, in the course of his or her professional or commercial activities, not less than 10 years' experience in the investment of funds in securities of public corporations, or 5
 - (b) before the investment of the funds in any securities of a corporation (other than securities of a corporation offered to the relevant Hospital by virtue of its already being a holder of securities of that corporation) the Board of Directors of the relevant Hospital obtains from a partner of a firm of stock and share brokers trading on the Sydney Stock Exchange advice that it would be reasonable for the relevant Hospital to make that investment. 10 15
- (4) The provisions of this clause have effect despite clause 3 of Schedule 4 to the amending Act. 20
- (5) This clause is taken to have commenced on 11 January 1985.

3 Control and management of the Thomas Walker Convalescent Hospital

- (1) The powers, authorities, duties and functions with respect to the control, management and administration of the Thomas Walker Convalescent Hospital conferred pursuant to section 19A (1) of the *Walker Trusts Act 1938* on the pre-existing board of The Royal Prince Alfred Hospital immediately before the appointed day may, on and from that day, continue to be exercised or performed by the Board of Directors of The Royal Prince Alfred Hospital. 25 30

Schedule 4 Amendments transferring provisions

- (2) This clause is taken to have commenced on 29 November 1985.

4 Transferred provisions to which Interpretation Act 1987 applies (section 30A)

- (1) Clauses 1–3 re-enact (with minor modification) the following: 5
- (a) clauses 2–4 of the *Public Hospitals (The Royal Alexandra Hospital for Children) Savings and Transitional Regulation 1985*,
 - (b) clauses 2–4 of the *Public Hospitals (The Sydney Hospital) Savings and Transitional Regulation 1985*, 10
 - (c) clauses 2–4 of the *Public Hospitals (Royal Prince Alfred Hospital) Savings and Transitional Regulation 1985*. 15
- (2) Clauses 1–3 are transferred provisions to which section 30A of the *Interpretation Act 1987* applies.

Commencement

The amendments to the *Public Hospitals Act 1929* commence on the date of assent to this Act. 20

Explanatory note

Item (2) of the proposed amendments inserts a Schedule of savings and transitional provisions (the Seventh Schedule) in the *Public Hospitals Act 1929*. The amendment transfers to that Schedule the substance of certain transitional provisions (of possible on-going effect) contained in the *Public Hospitals (The Royal Alexandra Hospital for Children) Savings and Transitional Regulation 1985*, the *Public Hospitals (The Sydney Hospital) Savings and Transitional Regulation 1985* and the *Public Hospitals (Royal Prince Alfred Hospital) Savings and Transitional Regulation 1985*. The enactment of the Seventh Schedule enables the repeal, by Schedule 5 to this Act, of those Regulations. In accordance with section 30A of the *Interpretation Act 1987* (as proposed to be inserted in that Act by an amendment in Schedule 1 to this Act), the transfer does not affect the operation (if any) or meaning of the provisions. 25 30

Item (1) is a formal provision that gives effect to the Schedule of savings and transitional provisions inserted in the Principal Act. 35

4.7 Roads Act 1993 No 33

[1] Schedule 2 Savings, transitional and other provisions

Insert after clause 6:

6A Application of section 145 (3) to new public roads

- (1) This clause applies to any public road (other than a freeway or a Crown road) within a local government area, being a road that is owned by a public authority (other than the council of the area) after 1 July 1993 but before the day appointed by proclamation under clause 6 (4). 5
10
- (2) Section 145 (3) does not operate to divest any such public road from the public authority in which it is vested for so long as this clause remains in effect with respect to the road.
- (3) This clause ceases to have effect with respect to any public road if a regulation is made under this Act declaring that the same or some other public authority is the roads authority for the road. 15
- (4) This clause ceases to have effect on the day appointed by proclamation under clause 6 (4). 20
- (5) This clause is taken to have commenced on 1 July 1993.

[2] Schedule 2

Insert after clause 15:

15A Preservation of delegations and authorisations

- (1) Any delegation or authorisation in force under a provision of the *State Roads Act 1986*, the *Crown and Other Roads Act 1990*, Part 9 of the *Local Government Act 1919*, the *Public Gates Act 1901* or the *Traffic Safety (Lights and Hoardings) Act 1951* continues to have effect as if it had been granted under the corresponding provision of this Act, and may be amended or revoked accordingly. 25
30
- (2) This clause is taken to have commenced on 1 July 1993.

[3] Schedule 2

Insert after clause 16:

16A Transferred provisions to which Interpretation Act 1987 applies (section 30A)

Clauses 6A, 15A, 64A and 64B re-enact (with minor modification) clauses 4–7 of the *Roads (Savings and Transitional) Regulation 1993*. Clauses 6A, 15A, 64A and 64B are transferred provisions to which section 30A of the *Interpretation Act 1987* applies. 5

[4] Schedule 2

10

Insert after clause 64:

64A Continued application of savings and transitional provisions under the repealed Act

- (1) Without affecting clause 64, clauses 2 and 6 of Schedule 2 to the repealed Act, and the remaining provisions of that Act to the extent to which it is necessary to give effect to those clauses, continue to have effect as if that Act had not been repealed. 15
- (2) This clause is taken to have commenced on 1 July 1993.

64B Disposal of land from roads closed under the repealed Act 20

- (1) Without affecting clause 64, sections 38 (2), 42, 43 and 44 apply to and in respect of land comprising a former road closed in accordance with:
- (a) clause 60, or 25
- (b) clause 64A,
- in the same way as they apply to and in respect of land comprising a former public road closed under Part 4.
- (2) This clause is taken to have commenced on 1 July 1993.

Commencement

The amendments to the *Roads Act 1993* commence on the date of assent to this Act.

Explanatory note

The amendments made by items (1), (2) and (4) re-enact, in Schedule 2 (Savings, transitional and other provisions) to the Principal Act, the substance of certain transitional provisions (of possible on-going effect) contained in the *Roads (Savings and Transitional) Regulation 1993*. The enactment of clauses 6A, 15A, 64A and 64B enables the repeal, by Schedule 5 to this Act, of that Regulation. In accordance with section 30A of the *Interpretation Act 1987* (as proposed to be inserted in that Act by an amendment in Schedule 1 to this Act), the transfer does not affect the operation (if any) or meaning of the provisions.

4.8 Traffic Act 1909 No 5**Schedule 1 Savings, transitional and other provisions**

Insert after clause 1: 15

**Part 1A Provision consequent on enactment of
Motor Traffic (Penalty Defaults) Amendment
Act 1987**

**1A Cancellation of licence or registration in default of
payment of penalty** 20

- (1) Section 18C, as amended by the *Motor Traffic (Penalty Defaults) Amendment Act 1987*, applies in relation to:
 - (a) notices issued under section 18B, and
 - (b) convictions made,
 before, as well as on or after, 1 January 1988. 25
- (2) This clause is taken to have commenced on 1 January 1988.
- (3) Subclause (1) re-enacts (with minor modification) section 4 of the *Motor Traffic (Penalty Defaults) Amendment Act 1987*. Subclause (1) is a transferred provision to which section 30A of the *Interpretation Act 1987* applies. 30

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Commencement

The amendment to the *Traffic Act 1909* commences on the date of assent to this Act.

Explanatory note

The proposed amendment inserts in Schedule 1 (Savings, transitional and other provisions) to the *Traffic Act 1909* the substance of a transitional provision (of possible on-going effect) that is contained in the *Motor Traffic (Penalty Defaults) Amendment Act 1987*. The enactment of clause 1A enables the repeal, by Schedule 5 to this Act, of that Act. In accordance with section 30A of the *Interpretation Act 1987* (as proposed to be inserted in that Act by an amendment in Schedule 1 to this Act), the transfer does not affect the operation (if any) or meaning of the provision.

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Schedule 5 Repeals

(Section 4)

Repeal of Acts

Scaffolding and Lifts (Amendment) Act 1958 No 3**	
Motor Vehicles (Third Party Insurance) and Law Reform (Miscellaneous Provisions) Amendment Act 1962 No 42**	5
State Coal Mines (Amendment) Act 1967 No 4**	
Mines Inspection (Amendment) Act 1967 No 80**	
Motor Traffic, Metropolitan Traffic and Transport (Amendment) Act 1968 No 2**	10
Motor Vehicles (Third Party Insurance) Amendment Act 1972 No 35**	
Motor Traffic and Transport (Amendment) Act 1974 No 31**	
Coal Mining (Amendment) Act 1974 No 76**	
Miscellaneous Acts (Administrative Changes) Amendment Act 1975 No 65**	15
Miscellaneous Acts (Administrative Changes) Amendment Act (No 2) 1975 No 84**	
Coal Mining (Amendment) Act 1976 No 98**	
New South Wales Film Council (Dissolution) Act 1977 No 90***	
Motor Vehicles (Third Party Insurance) Amendment Act 1977 No 113**	20
Motor Dealers (Amendment) Act 1978 No 115**	
Mines Inspection (Amendment) Act 1978 No 145**	
Electricity Development (Amendment) Act 1978 No 148**	
Criminal Appeal (Bail) Amendment Act 1978 No 165**	
Motor Traffic (Speed Limits) Amendment Act 1979 No 16**	25
Regional Organisation (Repeal) Act 1979 No 36***	
Fisheries and Oyster Farms (Amendment) Act 1979 No 112**	
Poisons (Amendment) Act 1979 No 147**	

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Gaming and Betting (Race-Meetings) Amendment Act 1979 No 197**	
Small Businesses' Loans Guarantee (Amendment) Act 1980 No 113**	
Lotteries and Art Unions (Amendment) Act 1980 No 147**	
Pawnbrokers (Amendment) Act 1980 No 150**	
Land and Environment Court (Further Amendment) Act 1980 No 153**	5
Auctioneers and Agents (Amendment) Act 1980 No 189**	
Electricity Development (Amendment) Act 1980 No 192**	
Sporting Injuries Insurance (Amendment) Act 1981 No 116**	
Moneylending (Repeal) Act 1981 No 125***	
University of Wollongong (Advanced Education) Amendment Act 1982 No 30**	10
Motor Traffic (Road Safety) Amendment Act 1982 No 123**	
Health Insurance Levies (Administration) Amendment Act 1983 No 18*	
Motor Traffic (Amendment) Act 1983 No 35**	
Sporting Injuries Insurance (Amendment) Act 1983 No 71**	15
Gaming and Betting (Further Amendment) Act 1983 No 89**	
Coal Mining (Amendment) Act 1983 No 154**	
National Parks and Wildlife (Amendment) Act 1983 No 183**	
University and University Colleges (Amendment) Act 1984 No 11**	
University of New England (Amendment) Act 1984 No 12**	20
University of New South Wales (Amendment) Act 1984 No 15**	
Electricity Development (Amendment) Act 1984 No 36**	
Public Trustee (Amendment) Act 1984 No 64**	
Public Finance and Audit (Amendment) Act 1984 No 88**	
Fisheries and Oyster Farms (Amendment) Act 1984 No 123**	25
Pharmacy (Amendment) Act 1984 No 134***	
New South Wales State Cancer Council (Amendment) Act 1984 No 137**	
Motor Traffic (Road Safety) Amendment Act 1985 No 18**	

Land and Environment Court (Amendment) Act 1985 No 63**	
Landlord and Tenant (Rental Bonds) Amendment Act 1985 No 65**	
Optical Dispensers (Amendment) Act 1985 No 68**	
Liquor (Further Amendment) Act 1985 No 77**	
Motor Vehicles (Third Party Insurance) Amendment Act 1985 No 96**	5
Motor Dealers (Amendment) Act 1985 No 104**	
Petroleum (Compensation) Amendment Act 1985 No 176***	
Electricity Development (Amendment) Act 1985 No 206**	
Pipelines (Amendment) Act 1985 No 217**	
Miscellaneous Acts (Drug Misuse and Trafficking) Amendment Act 1985 No 227**	10
Gaming and Betting (Amendment) Act 1986 No 79**	
State Development and Industries Assistance (Amendment) Act 1986 No 83**	
Gaming and Betting (Poker Machines) Taxation (Further Amendment) Act 1986 No 154**	15
Registered Clubs (Further Amendment) Act 1986 No 155**	
Miscellaneous Acts (Gas) Amendment Act 1986 No 215**	
Miscellaneous Acts (Leasehold Strata Schemes) Amendment Act 1986 No 220**	20
Registered Clubs (Entertainment) Amendment Act 1987 No 2**	
Liquor (Amendment) Act 1987 No 3**	
Miscellaneous Acts (Public Finance and Audit) Amendment Act 1987 No 36**	
Motor Traffic (Road Safety) Amendment Act 1987 No 44**	25
Miscellaneous Acts (Sydney Harbour Tunnel) Repeal and Amendment Act 1987 No 51**	
Motor Traffic (Staysafe) Amendment Act 1987 No 95**	
Miscellaneous Acts (Transport Accidents Compensation) Amendment Act 1987 No 102**	30

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Electricity Development (Amendment) Act 1987 No 104**	
Gaming and Betting (Amendment) Act 1987 No 200**	
Miscellaneous Acts (Victims Compensation) Repeal and Amendment Act 1987 No 238**	
Poisons (Amendment) Act 1987 No 246**	5
Motor Traffic (Penalty Defaults) Amendment Act 1987 No 252*	
Physiotherapists Registration (Amendment) Act 1987 No 274**	
Public Finance and Audit (Amendment) Act 1988 No 19**	
Peace Trust (Repeal) Act 1988 No 56***	
State Drug Crime Commission (Further Amendment) Act 1988 No 87*	10
Gaming and Betting (Poker Machines) Taxation Amendment Act 1988 No 95**	
Fisheries and Oyster Farms (Amendment) Act 1988 No 118**	
Standard Time (Amendment) Act 1988 (1989 No 1)**	
Standard Time (Amendment) Act 1989 No 2**	15
Public Accountants Registration (Repeal and Amendment) Act 1989 No 34**	
Gaming and Betting (Racing) Amendment Act 1989 No 45**	
Fisheries and Oyster Farms (Penalties and Enforcement) Amendment Act 1989 No 52**	20
Liquor (Amendment) Act 1989 No 91**	
Registered Clubs (Liquor) Amendment Act 1989 No 92**	
Liquor (Hoteliers) Amendment Act 1989 No 116**	
Miscellaneous Acts (Higher Education) Repeal and Amendment Act 1989 No 130**	25
Stock Foods and Medicines (Amendment) Act 1989 No 184**	
Miscellaneous Acts (Community Land) Amendment Act 1989 No 204**	
Pharmacy (Amendment) Act 1989 No 224**	
Miscellaneous Acts (Public Sector Executives Superannuation) Further Amendment Act 1989 No 229**	30

Registered Clubs (Further Amendment) Act 1990 No 43**	
Meat Industry (Amendment) Act 1990 No 77**	
Liquor (Miscellaneous Amendments) Act 1990 No 114**	
Registered Clubs (Miscellaneous Amendments) Act 1990 No 115**	
Ombudsman (Amendment) Act 1991 No 3**	5
Sporting Injuries Insurance (Amendment) Act 1991 No 23**	
Public Finance and Audit (Net Appropriations) Amendment Act 1991 No 42**	
Public Finance and Audit (Auditor-General) Amendment Act 1991 No 88**	10
Annual Reports Legislation (Amendment) Act 1991 No 89**	
Public Finance and Audit (Amendment) Act 1992 No 23**	
Annual Reports Legislation (Amendment) Act 1992 No 24**	
Traffic (Fine Default) Amendment Act 1992 No 67**	
Auctioneers and Agents (Amendment) Act 1992 No 70**	15
New South Wales Crime Commission (Amendment) Act 1992 No 88**	
Centennial Park and Moore Park Trust (Amendment) Act 1992 No 103**	
Rural Lands Protection (Miscellaneous Amendments) Act 1993 No 8**	
Traffic (Parking Regulation) Amendment Act 1993 No 34**	
Registered Clubs (Management) Amendment Act 1993 No 57**	20
Motor Vehicles Taxation (Amendment) Act 1993 No 62**	
Sentencing (Life Sentences) Amendment Act 1993 No 74**	
Gaming and Betting (Amendment) Act 1993 No 81**	
Public Finance and Audit (Budget) Amendment Act 1993 No 83**	
Summary Offences (Amendment) Act 1993 No 84**	25
Traffic (Parking) Amendment Act 1994 No 8**	
Judges' Pensions (Amendment) Act 1994 No 11**	
Lotteries and Art Unions (Amendment) Act 1994 No 12**	
Criminal Appeal (Amendment) Act 1994 No 15**	

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Gaming and Betting (Race-Meetings) Amendment Act 1994 No 18**	
State Emergency and Rescue Management (Amendment) Act 1994 No 23**	
Anti-Discrimination (Amendment) Act 1994 No 28**	
Liquor (Further Amendment) Act 1994 No 49**	5
Registered Clubs (Further Amendment) Act 1994 No 50**	
Police Service (Recruitment) Amendment Act 1994 No 74**	
Traffic (Negligent Driving Offences) Amendment Act 1994 No 79**	
Note:	
* indicates repeal of an Act whose savings, transitional or other provisions of on-going effect are transferred (by Schedule 4 to this Act) to the Principal Act	10
** indicates repeal of an amending Act the provisions of which have been included in a reprint and which contains no provision of substantive effect that needs to be retained, or which amends a repealed Act	15
*** indicates repeal of an Act that is no longer of practical utility	

Repeal of Regulations

Miscellaneous Acts (Education Commission) Savings and Transitional Regulation 1980**	
Companies (Application of Laws—Transitional Provisions) Regulations 1982***	20
Health Administration (Savings and Transitional Provisions) Regulation 1983**	
Housing (Transitional Provisions) Regulation 1983***	
Public Hospitals (Savings and Transitional) Regulation 1984**	25
Public Finance and Audit (Annual Reports) Savings and Transitional Provisions Regulation 1984***	
Credit (Transitional Provisions) Regulation 1984***	
Public Hospitals (The Royal Alexandra Hospital for Children) Savings and Transitional Regulation 1985*	30
Public Hospitals (The Sydney Hospital) Savings and Transitional Regulation 1985*	

Statute Law (Transitional Provisions) Regulation 1985***	
Co-operation (Transitional) Regulation 1985***	
Public Hospitals (Royal Prince Alfred Hospital) Savings and Transitional Regulation 1985*	
Motor Dealers (Transitional Provisions) Regulation 1986**	5
Transitional Regulation under the Firearms and Dangerous Weapons (Amendment) Act 1985 published in Gazette No 97 of 20 June 1986 at page 2834***	
Workers' Compensation (Transitional Provisions) Regulation (No 1) 1986**	10
Energy Transitional Provisions Regulation 1987**	
Workers Compensation (Savings and Transitional Provisions) Regulation 1987***	
Co-operation (1986 Amendment) Transitional Regulation 1988***	
Co-operation (1987 Further Amendment) Transitional Regulation 1988***	15
Prickly Pear (Transitional) Regulation 1988***	
State Development and Industries Assistance (Savings and Transitional Provisions) Regulation 1988**	
Compensation Court (Savings and Transitional) Regulation 1989*	
Building Services Corporation (Savings and Transitional) Regulation 1989*	20
Crown Lands (Transitional Provisions) Regulation 1990*	
Dentists (Savings and Transitional) Regulation 1990***	
Radiation Control (Transitional) Regulation 1990***	
Roads (Savings and Transitional) Regulation 1993*	
Note:	25
* indicates repeal of a regulation whose savings, transitional or other provisions of on-going effect are transferred (by Schedule 4 to this Act) to the enabling Act	
** indicates repeal of a regulation that contains no provision of substantive effect that needs to be retained	30
*** indicates repeal of a regulation the provisions of which are spent or no longer of practical utility	

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Schedule 5 Repeals

Explanatory note

The repeals are explained in detail in the explanatory note relating to this Act. In relation to the repeal of amending Acts, it should be noted that the Acts are repealed simply to rationalise the legislation in force and that the repeals have no substantive effect on the amendments made by the Acts or any associated provisions.

5

Section 30 (2) of the *Interpretation Act 1987* ensures that, when an amending Act is repealed, no amendment made by the Act is affected. Section 30 (2) also ensures that the following matters are not affected:

- (a) the proof of any past act or thing,
- (b) any right, privilege, obligation or liability saved by the operation of the Act,
- (c) any validation made by the Act.

10

Schedule 6 General savings, transitional and other provisions

(Section 5)

1 Effect of amendment of amending provisions

- (1) An amendment made by Schedule 1 or 2 to an amending provision contained in an Act is, if the amending provision has commenced before the date of assent to this Act, taken to have effect as from the commencement of the amending provision. 5

- (2) In this clause:

amending provision means a provision of an Act, or of any other instrument, being a provision that has commenced and that makes a direct amendment to an Act by: 10

- (a) the repeal or omission of matter contained in the amended Act without the insertion of any matter instead of the repealed or omitted matter, or 15
- (b) the omission of matter contained in the amended Act and the insertion of matter instead of the omitted matter, or
- (c) the insertion into the amended Act of matter, not being matter inserted instead of matter omitted from the Act,

whether the provision was enacted before or after the commencement of the *Reprints Act 1972*. 20

Explanatory note

This clause ensures that amendments correcting errors in the technical provisions (for example, headings indicating the section to be amended or directions as to where a new section is to be inserted) and rectifying minor drafting defects (for example, corrections in numbering of provisions, correction or insertion of cross-references, omission of unnecessary matter or insertion of omitted matter) will commence on the date the amendments to which they relate commenced. 25

2 Effect of amendment or repeal on acts done or decisions made

Except where it is expressly provided to the contrary, if this Act:

- (a) amends a provision of an Act, or
- (b) repeals and re-enacts (with or without modification) a provision of an Act,

5

any act done or decision made under the provision amended or repealed has effect after the amendment or repeal as if it had been done or made under the provision as so amended or repealed.

Explanatory note

10

This clause ensures that the amendment or repeal of a provision will not, unless expressly otherwise provided, vitiate any act done or decision made under the provision as in force before the amendment or repeal.

3 Amendments removing gender-specific language

- (1) The amendments made to an Act by Schedule 3 are made for the purposes of replacing gender-specific language with gender-neutral language. The amendments contained in that Schedule do not affect the construction or meaning of any Act. 15
- (2) A Notice that was a copy of the Notice set forth in the Schedule to the *Innkeepers Act 1968* before the amendment made to that Schedule by Schedule 3 to this Act is taken to be a copy of the Notice as so amended. 20

Explanatory note

This clause ensures that amendments that are made solely for the purposes of removing gender-specific language from an Act do not have any unintended consequences. A similar provision to clause (1) is included in the *Reprints Act 1972* (section 11). 25

Clause (2) is in the nature of a transitional provision. An innkeeper's liability with respect to guests' property is limited in certain circumstances if the innkeeper displays "a copy" of the Notice set out in the Schedule to the *Innkeepers Act 1968* in the places and manner specified by that Act. The Notice is amended by Schedule 3 to this Act. Accordingly, clause (2) provides that a notice that met the requirements of the *Innkeepers Act 1968* before that amendment is taken also to meet its requirements after the amendment. 30
35

4 Regulations

- (1) The Governor may make regulations containing provisions of a savings or transitional nature consequent on the enactment of this Act.
- (2) Any such provision may, if the regulations so provide, take effect from the date of assent to this Act or a later date. 5
- (3) To the extent to which any such provision takes effect from a date that is earlier than the date of its publication in the Gazette, the provision does not operate so as:
 - (a) to affect, in a manner prejudicial to any person (other than the State or any authority of the State), the rights of that person existing before the date of its publication, or 10
 - (b) to impose liabilities on any person (other than the State or an authority of the State) in respect of anything done or omitted to be done before the date of its publication. 15

Explanatory note

This clause enables the making of regulations of a savings or transitional nature having a short term effect and relating to incidental matters arising out of the proposed Act with regard to which no specific, or sufficient, provision has been made in the Act.

20

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Transitional Regulation under the Firearms and Dangerous Weapons
(Amendment) Act 1985 published in Gazette No 97 of 20 June 1986 at
page 2834***

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University and University Colleges (Amendment) Act 1984 No 11**

University of New England (Amendment) Act 1984 No 12**

University of New South Wales (Amendment) Act 1984 No 15**

University of Wollongong (Advanced Education) Amendment Act 1982
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New South Wales

Statute Law (Miscellaneous Provisions) Act 1995 No 16

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New South Wales

Statute Law (Miscellaneous Provisions) Act 1995 No 16

Act No 16, 1995

An Act to repeal certain Acts and Regulations and to amend certain other Acts in various respects and for the purpose of effecting statute law revision; and to make certain savings. [Assented to 15 June 1995]

The Legislature of New South Wales enacts:

1 Name of Act

This Act is the *Statute Law (Miscellaneous Provisions) Act 1995*.

2 Commencement

This Act commences on the date of assent, except as provided in Schedules 1, 2 and 4.

3 Amendments

Each Act specified in Schedules 1–4 is amended as set out in those Schedules.

4 Repeals

Each Act and Regulation specified in Schedule 5 is repealed.

5 General savings, transitional and other provisions

Schedule 6 has effect.

6 Explanatory notes

The matter appearing under the heading “Explanatory note” in any of the Schedules does not form part of this Act.

Schedule 1 Minor amendments

(Section 3)

1.1 Animal Research Act 1985 No 123

Section 4 Code of Practice

Insert at the end of the section:

- (2) For the purposes of prescribing such a Code, the regulations may apply, adopt or incorporate by reference, wholly or in part and with or without modification, any standards, rules, codes, specifications or methods as in force at a particular time or as in force from time to time, prescribed or published by any authority or body, whether or not it is a New South Wales authority or body.

Commencement

The amendment to the *Animal Research Act 1985* commences on a day to be appointed by proclamation.

Explanatory note

Section 42 of the *Interpretation Act 1987* provides that if an Act authorises or requires provision to be made for or with respect to any matter by a regulation, the regulation may make provision for or with respect to the matter by applying, adopting or incorporating (with or without modification) the provisions of any publication. Under section 69 of that Act, such a publication may be applied, adopted or incorporated as in force on a particular day, on the day the regulation took effect, or, if the Act authorising or requiring provision to be made specifically provides, as in force from time to time.

Section 4 of the *Animal Research Act 1985* permits the regulations to prescribe a Code of Practice with respect to the conduct of animal research and the supply of animals for use in connection with animal research.

The proposed amendment empowers the regulations, for the purpose of prescribing such a Code, to apply, adopt or incorporate by reference any standards etc of other bodies (such as the Commonwealth) as in force at a particular time or as in force from time to time. There are similar provisions in other Acts (eg section 45C (4) of the *Poisons Act 1966* and section 90 (3) of the *Food Act 1989*).

1.2 Arbitration (Civil Actions) Act 1983 No 43

[1] Section 18 Rehearing

Insert "and no person other than the applicant or a person who consented to the discontinuance applies, within the prescribed period after the filing of that notice, for such an order" after "action" in section 18 (5) (a).

[2] Section 18 (5) (b)

Insert "and no person present at the rehearing requests the court to proceed with the rehearing" after "rehearing".

Commencement

The amendments to the *Arbitration (Civil Actions) Act 1983* commence on a day to be appointed by proclamation.

Explanatory note

The proposed amendments ensure that a person aggrieved by an award of an arbitrator under the Act may obtain a rehearing of the action concerned even if a previous applicant for a rehearing files a notice of discontinuance of the rehearing or fails to attend the rehearing. (The Act currently provides that, in those circumstances, the order for the rehearing ceases to have effect and the award is deemed to be a judgment or order of the court.)

1.3 Drug Offensive Act 1987 No 119

Section 9 Functions of the Director

Omit "prescribed organisations" from section 9 (2) (c).

Insert instead "the organisations that the Minister, by order published in the Gazette, designates for the purposes of this paragraph".

Commencement

The amendment to the *Drug Offensive Act 1987* commences on a day to be appointed by proclamation.

Repeal

On the commencement of the amendment to the *Drug Offensive Act 1987* made by this Act, the *Drug Offensive Regulation 1987* is repealed.

Explanatory note

At present, section 9 (2) (c) of the Act empowers the Director of the Drug and Alcohol Directorate to co-ordinate, monitor and evaluate, and provide an overview of, drug or alcohol services provided throughout New South Wales by "prescribed organisations".

The proposed amendment removes the requirement that the organisations concerned be prescribed by regulation. Instead, it permits the Minister to designate the organisations by order published in the Gazette.

The Regulation currently prescribing organisations for the purpose of section 9 (2) (c) is repealed on the commencement of the amendment.

1.4 Exhibited Animals Protection Act 1986 No 123

Section 22 Persons to be authorised to exhibit animals

Insert " , or at a preschool, school, TAFE establishment, university or other place of education," after "place of public entertainment" in section 22 (2).

Commencement

The amendment to the *Exhibited Animals Protection Act 1986* commences on a day to be appointed by proclamation.

Explanatory note

At present, section 24 of the Act prohibits a person from exhibiting animals of a prescribed species unless the person is the holder (or is supervised by the holder) of a permit authorising the exhibition. Section 22 makes the same provision in relation to animals that are not of a species prescribed for the purposes of section 24, but it is limited to exhibitions held "on premises occupied by temporary or movable structures used for the purposes of a circus, fair, fun-fair, amusement park or similar place of public entertainment". The proposed amendment extends the ambit of section 22 to cover exhibitions held at schools and other places of education.

1.5 Fish River Water Supply Administration Act 1945 No 16

[1] Section 12 Allocation of moneys

Omit the paragraph commencing "Thirdly," from section 12 (2) (b).

[2] Section 12 (2) (b)

Omit “*Fourthly*,”. Insert instead “*Thirdly*,”.

[3] Section 13 Fish River Water Supply Renewal Reserve Account

Omit the section.

[4] Section 13A Accounts to be kept in Special Deposits Account

Omit “and the Renewal Reserve Account”.

Commencement

The amendments to the *Fish River Water Supply Administration Act 1945* commence on a day to be appointed by proclamation.

Transitional

On the repeal of section 13 of the *Fish River Water Supply Administration Act 1945*, the balance in the Fish River Water Supply Renewal Reserve Account established under that section is to be transferred to the Fish River Water Supply Working Account established under section 12 of that Act.

Explanatory note

At present, section 13 requires the keeping of a Renewal Reserve Account to fund the renewal and replacement of the capital assets of the Fish River Water Supply. Maintenance of such accounts is regarded as an outdated accounting practice. Current practice is for asset renewals to be provided for in normal business planning, rather than through a specific account. Further, the rate of the interest earned on the funds in the Renewal Reserve Account is less than the interest-rate applicable to the debts of the Fish River Water Supply. In view of these factors, item (3) of the proposed amendments repeals the requirement that the Renewal Reserve Account be kept.

Items (1), (2) and (4) of the proposed amendments are consequential on item (3).

Similar amendments to the *South-west Tablelands Water Supply Administration Act 1941* are proposed to be made elsewhere in this Schedule.

1.6 Interpretation Act 1987 No 15

[1] Section 3 Definitions

Omit the definition of *statutory rule* from section 3 (1).

[2] Section 21 Meaning of commonly used words and expressions

Insert in alphabetical order in section 21 (1):

statutory rule means:

- (a) a regulation, by-law, rule or ordinance:
 - (i) that is made by the Governor, or
 - (ii) that is made by a person or body other than the Governor, but is required by law to be approved or confirmed by the Governor, or
- (b) a rule of court.

[3] Sections 23 Commencement of Acts and 66 Citation of particular Acts

Insert "(or name)" after "short title" wherever occurring in sections 23 (6) and 66 (1) (a), (2) (a), (3) (a) and (4) (a).

[4] Section 30A

Insert after section 30:

30A Transferred provisions

- (1) This section applies where a provision is transferred from an Act or statutory rule to another Act and an Act states that the provision is a transferred provision to which this section applies.
- (2) The transfer does not affect the operation (if any) or meaning of the provision, and accordingly the provision is to be construed as if it had not been so transferred.
- (3) This section applies whether or not the provision is modified, but has effect subject to any such modification.

[5] Section 35 Headings etc

Insert after section 35 (4):

- (4A) The number of a section, subsection, clause or subclause of an Act or instrument is taken to be part of the Act or instrument even though it appears in a heading to the section, subsection, clause or subclause.

[6] Section 39 The making of statutory rules

Insert after section 39 (2):

- (2A) Neither the whole nor any part of a statutory rule is invalid merely because (without statutory authority) the statutory rule is published in the Gazette after the day on which one or more of its provisions is or are expressed to take effect. In that case, that or those provisions take effect from the day the statutory rule is published in the Gazette, instead of from the earlier day.

[7] Section 39 (3)

Omit "subsection (1) does".

Insert instead "subsections (1) and (2A) do".

[8] Section 45A

Insert after section 45:

45A Tabling of instruments

An instrument that, under any other Act, may or must be tabled in a House of Parliament (without any indication as to who is authorised or required to table it) may be laid before the House by a Minister or the Clerk of the House. This section does not affect any other way in which the instrument can be laid before the House.

[9] Section 67 Citation of instruments etc

Insert “(or name)” after “citation” wherever occurring in section 67 (1) (a), (2) (a), (3) (a) and (4) (a).

[10] Section 70 References to changed short titles, names and citations

Insert “, name” after “short title” wherever occurring.

Commencement

The amendments to the *Interpretation Act 1987* commence on the date of assent to this Act.

Explanatory note

Definition of *statutory rule* (items (1) and (2))

At present, the *Interpretation Act 1987* provides a definition of the term ***statutory rule*** in section 3, a section that defines terms for the purposes of that Act.

Items (1) and (2) of the proposed amendments ensure that the definition applies in any Act or instrument in which the term is used. They do this by transferring the definition from section 3 to a section that usually applies to all Acts and instruments.

Redesign of legislation (items (3), (5), (9) and (10))

The recent redesign of legislation in New South Wales involved, among other things, the following:

- changing the provision naming an Act from “This Act may be cited as the *XYZ Act*” to “This Act is the *XYZ Act*” (involving a consequential change to the heading of that provision from “Short title” to “Name of Act”)
- moving section numbers into the relevant section headings (which do not form part of an Act).

Item (3) of the proposed amendments is consequential on the change of heading, allowing an Act (including an Act of another jurisdiction) to be referred to or cited by its “name”, which is another description of its short title. Item (9) is a similar provision in relation to instruments. Item (10) makes a consequential amendment in relation to both Acts and instruments. Item (5) ensures that section, subsection, clause and subclause numbers remain part of an Act or instrument.

Transferred provisions (item (4))

Schedule 4 to this Act transfers to the relevant Principal Acts various savings and transitional and other provisions from certain amending Acts and statutory rules, the other provisions of which have been incorporated in reprints or are spent. The consolidation of the transferred provisions in the Principal Acts permits the repeal (by Schedule 5 to this Act) of the otherwise obsolete amending Acts and statutory rules.

Schedule 1 Minor amendments

Item (4) of the proposed amendments provides a mechanism for ensuring that any such transfers do not affect the operation (if any) or meaning of the provisions concerned.

Validity of statutory rules (items (6) and (7))

Item (6) of the proposed amendments makes it clear that publication of a statutory rule in the Gazette after the day on which any of its provisions is expressed to take effect does not invalidate any of those provisions. The provision concerned takes effect from the date of Gazetteal.

Item (7) is a consequential amendment.

Tabling of instruments (item (8))

Item (8) of the proposed amendments empowers a Minister or the Clerk of the House to table an instrument that another Act requires or permits to be tabled in a House of Parliament if the enabling Act does not specify the person required or authorised to table the instrument.

1.7 Law Foundation Act 1979 No 32

[1] Schedule 1 Constitution and procedure of Board of Governors

Clause 4 (1)

Omit "for a period of 3 years".

Insert instead "for such period, not exceeding 3 years, as is specified in the member's instrument of appointment".

[2] Schedule 1, clause 4 (4)

Insert after clause 4 (3):

- (4) On the expiry of the term of office of an appointed member (other than a member appointed under clause 2 (2) (d)):
 - (a) the person who held the office concerned immediately before the expiry of that term is to act in that office until the person's successor is appointed (or the person is reappointed) or until the expiration of a period of 3 months from that expiry, whichever occurs first, and

- (b) while so acting, the person has and may perform all the functions of a member and is taken to be an appointed member.

[3] Schedule 1, clause 8 (c)

Insert “, except in the case of a member appointed under clause 2 (2) (d),” after “if”.

[4] Schedule 1, clause 9 (2)

Omit the subclause.

Commencement

The amendments to the *Law Foundation Act 1979* commence on the date of assent to this Act.

Transitional

Clause 9 of Schedule 1 to the *Law Foundation Act 1979*, as amended by this Act, extends to a vacancy in the office of an appointed member of the Board of Governors of the Law Foundation:

- (a) that occurred before the commencement of that amendment, and
- (b) that has not been filled.

Explanatory note

Term of office of members of Board (item (1))

At present, clause 4 (1) of Schedule 1 provides that appointed members of the Board of Governors of the Law Foundation (other than the member appointed on the nomination of the Leader of the Opposition in the Legislative Assembly) hold office for a period of 3 years.

Because the appointed members were not all appointed at the same time, their terms of office do not expire simultaneously. Item (1) of the proposed amendments allows members to be appointed for a term of less than 3 years. This will, over time, enable the terms of all the appointed members to be brought into alignment.

Holding over (item (2))

Because of the current variation in the expiry dates of the appointed members' terms of office, it is conceivable that, on the expiry of some of those terms, the Board could consist of insufficient members to constitute a quorum. Accordingly, item (2) of the proposed amendments requires a member of the Board (other than the Leader of the Opposition's nominee) whose term of office has expired to act in that office (for a period of up to 3 months) pending the appointment of his or her successor.

Exemption from automatic vacation of office (item (3))

Clause 8 (c) provides that a member of the Board is taken to have vacated office if (among other things) the member is absent without leave from 3 consecutive Board meetings. Item (3) of the proposed amendments exempts the member who is appointed on the nomination of the Leader of the Opposition from the operation of this provision.

Advertising of casual vacancies (item (4))

Clause 9 (2) requires the Attorney General to advertise certain casual vacancies on the Board before appointing persons to fill them. Item (4) of the proposed amendments abolishes that requirement.

1.8 Noxious Weeds Act 1993 No 11

[1] Section 31 Agricultural machines to be produced for inspection

Section 31 (1)

Omit "notifiable weeds". Insert instead "notifiable weed material".

[2] Section 31 (2) (a)

Omit "a weed that is a notifiable weed".

Insert instead "weed material that is notifiable weed material".

[3] Section 31 (2) (a) and (b)

Omit "such weed" wherever occurring.

Insert instead "such weed material".

Commencement

The amendments to the *Noxious Weeds Act 1993* commence on the date of assent to this Act.

Explanatory note

At present, section 31 (1) of the Act requires a person who brings an agricultural machine from Queensland into New South Wales to produce the machine for inspection by a border inspector for "notifiable weeds".

It is unlikely that weeds will actually be alive and growing on such machines. Accordingly, the proposed amendments replace references in the section to "notifiable weed" with references to "notifiable weed material". That term is defined in the Act as including "notifiable weeds and any seed or other part of a notifiable weed".

1.9 Real Estate Services Council Act 1990 No 14

Section 6 Membership of Council

Omit section 6 (3) (b). Insert instead:

- (b) 1 is to be a public servant nominated by the Minister, being a public servant holding a position in an agency administered by the Minister,

Commencement

The amendment to the *Real Estate Services Council Act 1990* commences on the date of assent to this Act.

Transitional

The person (if any) who, on the commencement of the amendment made to section 6 (3) (b) of the *Real Estate Services Council Act 1990* by this Act, was the member of the Real Estate Services Council appointed pursuant to a nomination made under that paragraph before that amendment commenced, is taken to have been appointed pursuant to a nomination made under that paragraph as so amended.

Explanatory note

At present, section 6 (3) (b) provides that one of the 9 part-time members of the Real Estate Services Council is to be an officer of the Department of Housing nominated by the Minister.

The proposed amendment replaces that member with a public servant (nominated by the Minister) whose position is within an agency administered by the Minister. (Because of section 97 (1) (b) of the *Public Sector Management Act 1988*, "public servant" in this context is to be read as a reference to an officer or temporary employee within the meaning of that Act.)

The proposed amendment is consequential on the separation of the Office of Real Estate Services from the Department of Housing.

1.10 Reprints Act 1972 No 48

[1] Section 9G

Insert after section 9F:

9G New styles

- (1) An Act may be reprinted under section 5 so as to conform to current styles of presentation regarding punctuation, layout, type and similar matters.
- (2) As a transitional matter, an amended Act may be reprinted under section 5 so as to conform to an earlier style, even though some or all of the amendments may have been enacted in a newer style.

[2] Section 13 Application of certain provisions of this Act to certain instruments

Omit "9E and 9F". Insert instead "9E, 9F and 9G".

Commencement

The amendments to the *Reprints Act 1972* commence on the date of assent to this Act.

Explanatory note

The layout, type, punctuation and other aspects of New South Wales statutes have recently been redesigned. Item (1) of the proposed amendments allows existing Acts to be reprinted in the new style. It also permits, as a transitional matter, an amended Act to be reprinted in the earlier style even though the amendments may have been enacted in the new style. In neither case will the substantive text of the legislation be altered. Item (2) extends the amendment to statutory instruments.

The changes involve such matters as the following:

- the transfer of section and other provision numbers into the heading of the provision
- the omission of the stops after section numbers
- the printing of the short title, name or citation of any Act or instrument (whether of New South Wales or elsewhere) in italic type
- the omission of inverted commas around defined terms, the printing of defined terms in different type, and the printing of the first letter of defined terms in lower case type
- the spelling out in full (as "section") of the abbreviation "sec."
- the adjustment of the ranging of sections, subsections, clauses, subclauses and other parts of Acts.

1.11 Roads Act 1993 No 33

Section 54 Orders generally

Insert at the end of the section:

- (4) In making an order under this Division, the Minister may include in the order a statement to the effect that specified land held by the RTA is dedicated as a public road and, in that event, the statement is taken to be a notice published by the RTA under section 10 (1), and section 10 (2) has effect accordingly.

Commencement

The amendment to the *Roads Act 1993* commences on the date of assent to this Act.

Explanatory note

The proposed amendment empowers the Minister administering the provisions of the Act relating to the classification of roads to dedicate as a public road such land held by the Roads and Traffic Authority as is specified in the order. Such an order may not be made otherwise than on the recommendation of the RTA. (Ministerial power to "declare", on the recommendation of the RTA, any land vested in the RTA "to be" a public road or public reserve existed under section 58 (5) of the repealed *State Roads Act 1986*.)

The proposed amendment will also allow the one instrument both to dedicate the land as a public road and to classify it (as, for example, a main road or a tourist road).

1.12 South-west Tablelands Water Supply Administration Act 1941 No 36

[1] Section 12 Allocation of money

Omit the paragraph commencing "Thirdly," from section 12 (2) (b).

[2] Section 12 (2) (b)

Omit "Fourthly,". Insert instead "Thirdly,".

[3] Section 13 South-west Tablelands Water Supply Renewal Reserve Account

Omit the section.

[4] Section 13A Accounts to be kept in Special Deposits Account

Omit "and the Renewal Reserve Account".

Commencement

The amendments to the *South-west Tablelands Water Supply Administration Act 1941* commence on a day to be appointed by proclamation.

Transitional

On the repeal of section 13 of the *South-west Tablelands Water Supply Administration Act 1941*, the balance in the South-west Tablelands Water Supply Renewal Reserve Account established under that section is to be transferred to the South-west Tablelands Water Supply Working Account established under section 12 of that Act.

Explanatory note

The proposed amendments are similar to the amendments to the *Fish River Water Supply Administration Act 1945* proposed to be made elsewhere in this Schedule. The explanatory note to those amendments is also applicable to these amendments.

1.13 Traffic Act 1909 No 5

[1] Section 10AA Effect of disqualification

Omit section 10AA (1). Insert instead:

- (1) If, as a consequence of being convicted of an offence by a court, a person is disqualified (whether or not by an order of the court) from holding a driver's licence, the disqualification operates to cancel, permanently, any driver's licence held by the person at the time of his or her disqualification.

[2] Section 18C Cancellation of licence or registration in default of payment of penalty

Omit "shall be deemed to be cancelled" from section 18C (6).
Insert instead "is cancelled".

Commencement

The amendments to the *Traffic Act 1909* commence on the date of assent to this Act.

Explanatory note

Before the amendment made to section 10AA (1) by the *Statute Law (Miscellaneous Provisions) Act (No 2) 1990*, that section provided that, when a person was disqualified from holding a driver's licence as a consequence of being convicted of an offence by a court, any driver's licence held by the person "shall be deemed to have been cancelled". The section required the person concerned to deliver any such licence to the Roads and Traffic Authority immediately after being convicted.

The *Statute Law (Miscellaneous Provisions) Act (No 2) 1990* amended the section so as to require the convicted person, if present at the court with the licence, to surrender the licence to the court. If the person was not present at the court, or was present without the licence, the person was to surrender it to the Authority as soon as practicable.

As the amendment required the repeal and re-enactment of section 10AA, the opportunity was taken to replace the archaic expression "shall be deemed to have been cancelled" with "is to be regarded as being cancelled". Some doubt has been expressed as to whether the licence that is "regarded as being cancelled" is *actually* cancelled—that is, whether the cancellation continues beyond the expiry of the relevant period of the disqualification.

To remove that doubt, item (1) of the proposed amendments makes it clear that the disqualification *effects* a *permanent* cancellation of any licence concerned.

For the sake of consistency, item (2) of the proposed amendments replaces the phrase "shall be deemed to be cancelled" in section 18C (6) with the simple "is cancelled".

Schedule 2 Amendments by way of statute law revision

(Section 3)

2.1 Annual Reports (Departments) Act 1985 No 156

Section 6 Inclusion of other reports in annual reports

Omit "1988" from section 6 (2). Insert instead "1989".

Commencement

The amendment to the *Annual Reports (Departments) Act 1985* commences on the date of assent to this Act.

Explanatory note

The proposed amendment corrects an incorrect citation.

2.2 Area Health Services Act 1986 No 50

Schedule 4 Provisions relating to the members and procedure of Area Health Boards

Insert "area" after "relevant" in clause 2 (5) (a).

Commencement

The amendment to the *Area Health Services Act 1986* commences on the date of assent to this Act.

Explanatory note

The proposed amendment inserts a missing word.

2.3 Bail Act 1978 No 161

Section 26 Power of District Court to grant bail

Omit "and" where secondly occurring in section 26 (1) (f).
Insert instead "or".

Commencement

The amendment to the *Bail Act 1978* commences on the date of assent to this Act.

Explanatory note

The proposed amendment corrects an incorrect conjunction.

2.4 Business Names Act 1962 No 11

[1] Section 7A Notice to be given of registration of certain names

Omit "it" wherever occurring in section 7A (1) and (3).
Insert instead "the Commissioner".

[2] Section 10 Power to cancel registration of business names that are undesirable etc

Omit "its" from section 10 (2).
Insert instead "the Commissioner's".

Commencement

The amendments to the *Business Names Act 1962* commence on the date of assent to this Act.

Explanatory note

The proposed amendments correct incorrect grammar. (The impersonal pronoun "it" was correct in the past when the functions under the *Business Names Act 1962* currently exercised by the Commissioner for Consumer Affairs were exercised by the Corporate Affairs Commission.)

2.5 Coal and Oil Shale Mine Workers (Superannuation) Act 1941 No 45

Section 2J Further extension of the definition of mine worker

Omit section 2J (14).

Commencement

The amendment to the *Coal and Oil Shale Mine Workers (Superannuation) Act 1941* is taken to have commenced on 1 February 1995.

Explanatory note

The proposed amendment repeals a spent provision.

**2.6 Coal and Oil Shale Mine Workers (Superannuation)
Further Amendment Act 1994 No 85**

**[1] Schedule 3 Amendments relating to transfer of Tribunal's
functions**

Schedule 3 (2) (m)

Omit "(a)". Insert instead "(b)".

[2] Schedule 3 (2) (n)

Omit "(b)".

[3] Schedule 3 (4) (e)

Omit the item.

Commencement

The amendments to the *Coal and Oil Shale Mine Workers (Superannuation) Further Amendment Act 1994* are taken to have commenced on 1 February 1995.

Explanatory note

Items (1) and (2) of the proposed amendments correct incorrect incorporating directions.

Item (3) repeals an amendment to section 2J (14) of the *Coal and Oil Shale Mine Workers (Superannuation) Act 1941*. (Section 2J (14) is repealed, with effect from the commencement of the amendment, elsewhere in this Schedule.)

2.7 Crimes Act 1900 No 40

[1] Section 52A Dangerous driving: substantive matters

Omit "grievous" from section 52A (5). Insert instead "grievous".

[2] Section 52AA Dangerous driving: procedural matters

Omit "section" where secondly occurring in section 52AA (2).
Insert instead "sections".

Commencement

The amendments to the *Crimes Act 1900* commence on the date of assent to this Act.

Explanatory note

Item (1) of the proposed amendments corrects a spelling error. Item (2) corrects a grammatical error.

2.8 Crown Lands (Continued Tenures) Act 1989 No 7

Schedule 7 Purchase of land held under lease

Omit “, or formerly comprised,” from clause 4 of Part 2.

Commencement

The amendment to the *Crown Lands (Continued Tenures) Act 1989* commences on the date of assent to this Act.

Explanatory Note

Item (9) (a) of the amendments to the *Crown Lands (Continued Tenures) Act 1989* in Schedule 3 to the *Irrigation Corporations Act 1994* amended clause 1 of Schedule 4 (Subdivision of Holdings) to the *Crown Lands (Continued Tenures) Act 1989* by omitting the words shown struck through below:

This Schedule applies to land comprised in any holding ~~and to land in an irrigation area formerly comprised in a holding but, in either case,~~ only if:

The proposed amendment is the consequential amendment required to be made to clause 4 of Part 2 of Schedule 7 to the Act. That clause provides that “Schedule 4 applies to and in respect of the land comprised, or formerly comprised, in an incomplete purchase under this Part”. Land formerly comprised in an incomplete purchase is not a “holding” for the purposes of the Act.

2.9 Fish Marketing Act 1994 No 37

Section 21 Deregulation—repeal of relevant provisions of Fisheries Act

Omit section 21 (2).

Commencement

The amendment to the *Fish Marketing Act 1994* commences on the date of assent to this Act.

Explanatory note

The proposed amendment omits a provision that is no longer necessary. The subsection concerned provides for the repeal, effectively on 31 October 1997, of the *Fish Marketing Regulation 1980*. That Regulation was repealed on 31 October 1994 as a consequence of the sale of the Fish Marketing Authority.

2.10 Impounding Act 1993 No 31

Dictionary, definition of area of operations

Omit "a place or class of places for which it is declared by the order to be" from the matter next to the last dot point.

Insert instead "the place or class of places for which the public authority is prescribed by the regulations as".

Commencement

The amendment to the *Impounding Act 1993* commences on the date of assent to this Act.

Explanatory note

The proposed amendment replaces an incorrect reference to an order with a reference to the regulations and makes the language of the relevant part of the definition of **area of operations** consistent with that of the definition of **impounding authority**. The proposed amendment alters the final paragraph of the definition of **area of operations** as follows (matter to be omitted is shown struck through, and matter to be inserted is shown in square brackets):

- in the case of an impounding officer appointed by a public authority prescribed by the regulations as an impounding authority, ~~a place or class of places for which it is declared by the order to be~~ [the place or class of places for which the public authority is prescribed by the regulations as] an impounding authority.

2.11 Infants' Home, Ashfield, Act 1924 No 13

Section 3 Members to be body corporate

Omit "convenient" from section 3 (4) (g).

Insert instead "convenient".

Commencement

The amendment to the *Infants' Home, Ashfield, Act 1924* commences on the date of assent to this Act.

Explanatory note

The proposed amendment corrects incorrect spelling.

2.12 Irrigation Corporations Act 1994 No 41

Section 19 Amendment of SOC Act

Omit "Areas" from section 19 (2).

Commencement

The amendment to the *Irrigation Corporations Act 1994* commences on the date of assent to this Act.

Explanatory note

The proposed amendment omits an unnecessary word.

2.13 Justices Act 1902 No 27

Section 145B Short description of certain offences

Insert after section 145B (2):

- (3) An expression referred to in subsection (2) (a) may be prescribed by a regulation made under this Act or under the Act creating the offence concerned. The regulation-making powers conferred by Acts other than this Act are extended accordingly.

Commencement

The amendment to the *Justices Act 1902* commences on the date of assent to this Act.

Explanatory note

The proposed amendment is of a machinery nature.

Short descriptions are used for the purpose of facilitating the description of offences in informations, complaints, summonses, warrants, notices, orders and

other documents. In particular, they are used in connection with penalty notices. Generally speaking, the prescription of an offence that may be dealt with by a penalty notice, and the penalty for the offence that may be imposed by a penalty notice, is done by means of a regulation under the Act giving rise to the offence. However, the prescription of the short description of the offence is done by means of a regulation under the *Justices Act 1902*. The proposed amendment will enable the short description of an offence to be done by means of a regulation under the Act giving rise to the offence. In the case of a penalty notice offence, the amendments will enable all provisions relevant to the offence to be prescribed in a single regulation.

2.14 Land and Environment Court Act 1979 No 204

[1] Section 19 Class 3—land tenure, valuation, rating and compensation matters

Section 19 (g)

Omit “and” where lastly occurring.

[2] Section 19 (g1)

Omit the paragraph. Insert instead:

(g1) appeals under section 44 or 202 of the *Fisheries Management Act 1994*, and

Commencement

The amendments to the *Land and Environment Court Act 1979* commence on the date of assent to this Act.

Explanatory note

The proposed amendments omit an unnecessary word (item (1)) and insert missing words (item (2)).

Item (2) affects the current section 19 (1) (g1) in the following way (the words to be inserted are shown in square brackets):

(g1) [appeals under] section 44 or 202 of the *Fisheries Management Act 1994*,
[and]

2.15 Legal Profession Act 1987 No 109

Section 208Q Referral of misconduct to Commissioner

Omit "as at costs" from section 208Q (1).

Insert instead "as to costs".

Commencement

The amendment to the *Legal Profession Act 1987* commences on the date of assent to this Act.

Explanatory note

The proposed amendment replaces an incorrect word.

2.16 Motor Vehicles Taxation Act 1988 No 111

Schedule 1 Motor vehicle tax

Insert "not" before "used" in the heading of Column 2 of the Table to clause 3.

Commencement

The amendment to the *Motor Vehicles Taxation Act 1988* commences on the date of assent to this Act.

Explanatory note

The proposed amendment inserts a word that is necessary to make the heading to the Table to clause 3 consistent with that clause.

2.17 Parliamentary Evidence Act 1901 No 43

[1] Second Schedule

Omit "His Honor". Insert instead "His Honour/Her Honour".

[2] Second Schedule

Omit "your Honor". Insert instead "your Honour".

Commencement

The amendments to the *Parliamentary Evidence Act 1901* commence on the date of assent to this Act.

Explanatory note

The proposed amendments replace gender-specific language and bring spelling into line with modern usage.

2.18 Pharmacy Act 1964 No 48

Section 23 Surrender of certificates of registration

Insert "a" before "pharmacist" in section 23 (1).

Commencement

The amendment to the *Pharmacy Act 1964* commences on the date of assent to this Act.

Explanatory note

The proposed amendment inserts a missing word.

2.19 Public Trustee Act 1913 No 19

[1] Section 18 Grant of probate or administration to Public Trustee

Omit "Act or default" from section 18 (2).

Insert instead "act or default".

[2] Section 18 (2)

Omit "act of default". Insert instead "act or default".

Commencement

The amendments to the *Public Trustee Act 1913* commence on the date of assent to this Act.

Explanatory note

The proposed amendments correct typographical errors.

2.20 State Revenue Legislation (Further Amendment) Act 1994 No 72

[1] Section 2 Commencement

Omit "(28) (a)" wherever occurring in section 2 (2) and (8).
Insert instead "(28) (b)".

[2] Schedule 3 Amendment of Pay-roll Tax Act 1971

Omit the matter "\$" wherever occurring in items (16) (b) and (17) (b).

[3] Schedule 4 Amendment of Stamp Duties Act 1920

Omit "section 83CE" from item (13).
Insert instead "section 82CE".

Commencement

The amendments to the *State Revenue Legislation (Further Amendment) Act 1994* commence on the date of assent to this Act.

Explanatory note

Incorrect references (item (1))

Item (1) of the proposed amendments corrects obviously incorrect references in the commencement provision of the Act.

Amendments not fully effective (item (2))

Items (16) and (17) (among others) of Schedule 3 to the Act increase the current pay-roll tax general exemption annual threshold from 1 January 1996 (the date on which those amendments commence). At present, the amendments substitute "\$575,000" for "\$525,000" and "\$600,000" for "\$550,000" wherever the lesser amounts occur in Schedule 1 and Schedule 2, respectively, to the *Pay-roll Tax Act 1971*. However, those figures appear elsewhere in the Schedules (in the formulas for calculating pay-roll tax liability) *without* the dollar sign. Item (2) of the amendments proposed to be made by this Act removes that sign from the amendments to be made to the *Pay-roll Tax Act 1971* to ensure that the figures are replaced everywhere they occur in the Schedules, whether or not they are accompanied by the dollar sign.

Incorrect cross-reference (item (3))

Item (3) of the proposed amendments corrects an incorrect cross-reference.

**2.21 Statute Law (Miscellaneous Provisions) Act (No 2) 1986
No 218**

Schedule 39 Amendments to the Strata Titles Act 1973

Omit item (5).

Commencement

The amendment to the *Statute Law (Miscellaneous Provisions) Act (No 2) 1986* commences on the date of assent to this Act.

Explanatory note

The proposed amendment repeals a provision that has not been commenced. The uncommenced provision is no longer appropriate as it relates to a section that has been repealed and re-enacted.

**2.22 Statute Law (Miscellaneous Provisions) Act (No 3) 1989
No 226**

Schedule 1 Minor amendments

Omit the matter relating to the *Police Regulation Act 1899*.

Commencement

The amendment to the *Statute Law (Miscellaneous Provisions) Act (No 3) 1989* commences on the date of assent to this Act.

Explanatory note

The proposed amendment repeals a provision that has not been commenced. The uncommenced provision relates to an Act that has been repealed.

2.23 Statute Law (Miscellaneous Provisions) Act 1992 No 34

Schedule 1 Minor amendments

Omit item (2) of the matter relating to the *Local Government Act 1919*.

Commencement

The amendment to the *Statute Law (Miscellaneous Provisions) Act 1992* commences on the date of assent to this Act.

Explanatory note

The proposed amendment repeals a provision that has not been commenced. The uncommenced provision relates to a section that has been repealed.

**2.24 Statute Law (Miscellaneous Provisions) Act (No 2) 1992
No 57**

Schedule 1 Minor amendments

Omit item (3) of the matter relating to the *Local Government Act 1919*.

Commencement

The amendment to the *Statute Law (Miscellaneous Provisions) Act (No 2) 1992* commences on the date of assent to this Act.

Explanatory note

The proposed amendment repeals a provision that has not been commenced. The uncommenced provision relates to a section that has been repealed.

2.25 Strata Titles Act 1973 No 68

Section 89 Definitions

Omit "(b)" from paragraph (b) of the definition of *appropriate valuing Act* (as inserted by Schedule 7 to the *Water Board (Corporatisation) Act 1994*).

Insert instead "(c)".

Commencement

The amendment to the *Strata Titles Act 1973* commences on the date of assent to this Act.

Explanatory note

The proposed amendment removes a duplication in paragraph numbering.

2.26 Technical and Further Education Commission Act 1990 No 118

Schedule 1 Provisions relating to members and procedure of the TAFE Commission Board

Omit "the the" wherever occurring in the definitions of *appointed member* and *ex-officio member* in clause 1.

Insert instead "the".

Commencement

The amendment to the *Technical and Further Education Commission Act 1990* commences on the date of assent to this Act.

Explanatory note

The proposed amendment omits superfluous words.

2.27 University of Technology, Sydney, Act 1989 No 69

[1] Section 9 Constitution of Council

Insert "or (c1) (ii)" after "paragraph (c) (ii)" in section 9 (5) (d) (i).

[2] Schedule 1 Provisions relating to members and procedure of the Council

Omit "or (c)" from clause 1 (d). Insert instead ", (c) or (c1)".

Commencement

The amendments to the *University of Technology, Sydney, Act 1989* are taken to have commenced on 12 December 1994.

Explanatory note

Composition of Council and term of office of members

Before the amendments made to section 9 (5) by the *Statute Law (Miscellaneous Provisions) Act (No 2) 1994*, the Council of the University of Technology, Sydney, included only one student member. Those amendments (among other things) increased the student membership to 2—one undergraduate student member and one postgraduate student member. They did so by altering section 9 (5) (c) to apply to the undergraduate student member only and by inserting a paragraph similar to that paragraph (section 9 (5) (c1)) to apply to the postgraduate student member.

The unintended consequence of those amendments is that section 9 (5) (d) (i), which deals with certain other members of the Council and excludes (among others) "students having the qualifications referred to in paragraph (c) (ii)", now excludes only *undergraduate* students, instead of (as before) both undergraduate and postgraduate students. Item (1) of the proposed amendments deals with that unintended consequence.

A similar amendment to clause 1 (d) of Schedule 1 (which provides for the term of office of certain members of the Council) is required to ensure that provision is made for the term of office of the postgraduate student member. Item (2) of the proposed amendments inserts the necessary cross-reference.

2.28 Water Board (Corporatisation) Act 1994 No 88

Schedule 9 Savings, transitional and other provisions

Omit "section 106" wherever occurring in clauses 2 (1) and 10 (2).
Insert instead "section 107".

Commencement

The amendment to the *Water Board (Corporatisation) Act 1994* commences on the date of assent to this Act.

Explanatory note

The proposed amendment corrects wrong cross-references.

2.29 Workers Compensation Act 1987 No 70

Section 172 Recovery of unpaid premiums

Omit "and" where lastly occurring in section 172 (1).

Commencement

The amendment to the *Workers Compensation Act 1987* commences on the date of assent to this Act.

Explanatory note

The proposed amendment omits an unnecessary word.

Schedule 3 Amendments replacing gender-specific language

(Section 3)

Explanatory note

The amendments proposed to be made by this Schedule replace gender-specific language with gender-neutral language.

3.1 Banks and Bank Holidays Act 1912 No 43

[1] Section 8 (2)

Omit "he". Insert instead "that person".

[2] Section 10

Omit "his" wherever occurring. Insert instead "the person's".

[3] Section 10

Omit "he" where firstly occurring. Insert instead "the person".

[4] Section 10

Omit "he" where secondly occurring.
Insert instead "the proprietor or member".

[5] Section 18

Omit "he". Insert instead "the person".

[6] Section 20

Omit "he". Insert instead "the Governor".

[7] Fourth Schedule, Part 2

Omit "His Majesty or His Successor". Insert instead "the Sovereign".

3.2 Bookmakers (Taxation) Act 1917 No 15

[1] Section 2, definition of bookmaker

Omit "his". Insert instead "a".

[2] Section 12 (2)

Omit "His Majesty". Insert instead "the Crown".

[3] Section 12 (2A)

Omit "he". Insert instead "the Minister".

[4] Section 14 (2)

Omit "he".
Insert instead "the member of the police force or the authorised person".

[5] Section 14 (2)

Omit "to him".

[6] Section 14 (3)

Omit "him". Insert instead "such person".

-
- [7] **Section 23**
Omit "His Majesty". Insert instead "the Crown".
- [8] **Section 24 (2)**
Omit "his business" wherever occurring.
Insert instead "business as a bookmaker".
- [9] **Section 24 (2)**
Omit "his so".
- [10] **Section 24 (2), (3) and (4)**
Omit "he" wherever occurring. Insert instead "the bookmaker".
- [11] **Section 24 (3) and (4)**
Omit "his" where firstly occurring in each subsection.
- [12] **Section 24 (3) and (4)**
Insert "or her" after "his" where secondly occurring in each subsection.
- [13] **Section 26 (1)**
Omit "his".
- [14] **Section 26 (1)**
Omit "he". Insert instead "the bookmaker".
- [15] **Section 26 (1)**
Insert "or her" after "him".
- [16] **Section 26A (1)**
Omit "his".
- [17] **Section 26A (1)**
Omit "he". Insert instead "the bookmaker's clerk".
- [18] **Section 26A (1)**
Insert "or her" after "him".
- [19] **Section 27 (1) (a)**
Omit "he". Insert instead "the bookmaker".
- [20] **Section 30**
Omit "his".
- [21] **Section 35**
Omit "Chairman" wherever occurring. Insert instead "Chairperson".
- [22] **Section 35 (2)**
Omit "his". Insert instead "the member's".
- [23] **Section 35 (2)**
Insert "or she" after "he".
- [24] **Section 35 (3) and (6)**
Omit "his". Insert instead "the Director's".
-

[25] Section 38 (2) (b)

Omit "his". Insert instead "the bookmaker's".

3.3 Commercial Agents and Private Inquiry Agents Act 1963 No 4

[1] Section 2 (3)

Omit "by him".

[2] Section 4, definitions of commercial agent, private inquiry agent and subagent

Omit "he" wherever occurring. Insert instead "the person".

[3] Section 4, definition of money received for or on behalf of any person

Omit "his behalf". Insert instead "behalf of the person".

[4] Section 4, definition of subagent

Omit "his". Insert instead "the person's".

[5] Section 5 (1) (a)-(g)

Insert "or her" after "his" wherever occurring.

[6] Section 5 (3) (a)

Omit "his".

[7] Section 5 (3) (b)

Omit "him" wherever occurring. Insert instead "the person".

[8] Section 5 (3) (b)

Omit "such person". Insert instead "the person".

[9] Section 6 (1)

Omit "he" wherever occurring. Insert instead "the person".

[10] Section 6 (1) (c)

Insert ", herself or itself" after "himself".

[11] Section 7 (1)

Omit "his".

[12] Section 7 (1)

Omit "he". Insert instead "the person".

[13] Section 7 (2)

Omit "him". Insert instead "the person".

[14] Section 7 (2)

Omit "his". Insert instead "the relevant".

[15] Section 10 (4) (a) and (b)

Omit "he" wherever occurring. Insert instead "the clerk".

[16] Section 10 (4) (b)

Omit "his". Insert instead "the".

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- [17] **Section 10 (5) (c)**
Omit "he". Insert instead "the officer".
 - [18] **Section 10 (5) (c)**
Omit "his". Insert instead "the".
 - [19] **Section 10 (6)**
Omit "he" wherever occurring. Insert instead "the applicant".
 - [20] **Section 10 (9)**
Omit "he issues the licence". Insert instead "the licence is issued".
 - [21] **Section 11 (1)**
Omit "his" where firstly occurring. Insert instead "the relevant".
 - [22] **Section 11 (1)**
Omit "he" wherever occurring. Insert instead "the person".
 - [23] **Section 11 (1) (a) and (3)**
Omit "his" wherever occurring. Insert instead "the".
 - [24] **Section 11 (3)**
Omit "him". Insert instead "that person".
 - [25] **Section 12 (1)**
Omit "his" where firstly occurring. Insert instead "the relevant".
 - [26] **Section 12**
Omit "he" wherever occurring. Insert instead "the person".
 - [27] **Section 12**
Omit "his licence" wherever occurring (except where firstly occurring).
Insert instead "the".
 - [28] **Section 12 (7)**
Omit "his". Insert instead "the person's".
 - [29] **Section 16 (2)**
Omit "his".
 - [30] **Section 16 (2)**
Omit "by him". Insert instead "under section 15".
 - [31] **Section 17 (1)**
Insert "or her" after "his" where firstly occurring.
 - [32] **Section 17 (1)**
Omit "his or" wherever occurring. Insert instead "his, her or".
 - [33] **Section 17 (1)**
Insert ", she" after "he" wherever occurring.
 - [34] **Section 17 (2)**
Omit "his". Insert instead "the person's".
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Schedule 3 Amendments replacing gender-specific language

[35] **Section 18**

Omit "he". Insert instead "the subagent".

[36] **Section 19 (1)**

Omit "his". Insert instead "the agent's".

[37] **Section 19 (3)**

Omit "he" where firstly occurring. Insert instead "the person".

[38] **Section 19 (3)**

Omit "he" where secondly occurring. Insert instead "the person charged".

[39] **Section 20 (1) and (1A)**

Omit section 20 (1). Insert instead:

(1) Any commercial agent or private inquiry agent who, by any statement, representation or promise that is false, misleading or deceptive (whether to the agent's knowledge or not), induces any person to enter into an agreement or contract in connection with the agent's business as a commercial agent or private inquiry agent is guilty of an offence against this Act.

(1A) Any subagent who, by any statement, representation or promise that is false, misleading or deceptive (whether to the subagent's knowledge or not), induces any person to enter into an agreement or contract in connection with the business of the commercial agent or private inquiry agent for whom the subagent carries on any of the functions of a commercial agent or private inquiry agent is guilty of an offence against this Act.

[40] **Section 20 (2)**

Insert "or (1A)," after "subsection (1)".

[41] **Section 20 (3)**

Omit "he" wherever occurring. Insert instead "the person".

[42] **Section 21**

Omit "his" wherever occurring. Insert instead "the agent's".

[43] **Section 21**

Omit "he" wherever occurring. Insert instead "the agent".

[44] **Section 22**

Omit "he". Insert instead "the agent".

[45] **Section 23**

Omit "his". Insert instead "the agent's or subagent's".

[46] **Section 24**

Omit "him". Insert instead "the holder".

[47] **Section 24**

Omit "he" wherever occurring. Insert instead "the holder".

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- [48] **Section 24**
Omit "his entering". Insert instead "the entry of".
- [49] **Section 25**
Omit "his" where firstly occurring.
Insert instead "the agent's or subagent's".
- [50] **Section 25**
Omit "his" where secondly and thirdly occurring. Insert instead "the".
- [51] **Section 25**
Insert ", herself or itself" after "himself".
- [52] **Section 26**
Omit "him". Insert instead "the person".
- [53] **Section 26**
Omit "he". Insert instead "the person".
- [54] **Section 28 (1) and (3)**
Omit "his" wherever occurring. Insert instead "the agent's".
- [55] **Section 28 (1)**
Omit "him". Insert instead "the agent".
- [56] **Section 29 (1)**
Omit "he is".
- [57] **Section 29 (1)**
Omit "his". Insert instead "the owner's".
- [58] **Section 29 (2)**
Omit "him". Insert instead "the creditor".
- [59] **Section 30**
Omit "his" wherever occurring. Insert instead "the agent's".
- [60] **Section 30 (2)**
Omit "him". Insert instead "the agent".
- [61] **Section 31 (1)**
Omit "he". Insert instead "such person".
- [62] **Section 31 (5)**
Omit "his". Insert instead "the agent's".
- [63] **Section 33 (1)**
Omit "him" wherever occurring. Insert instead "the agent".
- [64] **Section 33 (1) (b)**
Omit "his". Insert instead "the agent's".
- [65] **Section 33 (2)**
Omit "his". Insert instead "such agent's".
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Schedule 3 Amendments replacing gender-specific language

- [66] **Section 34 (2)**
Omit "his" where firstly occurring. Insert instead "the person's".
- [67] **Section 34 (2)**
Omit "his" wherever occurring (except where firstly occurring).
Insert instead "the agent's".
- [68] **Section 34 (2)**
Insert "or her" after "him" wherever occurring.
- [69] **Section 34 (5) (a)**
Insert "or her" after "his".
- [70] **Section 34 (5) (b)**
Omit "his". Insert instead "the person's".
- [71] **Section 34 (5) (c)**
Omit "him". Insert instead "the person".
- [72] **Section 34 (5)**
Omit "he". Insert instead "such person".
- [73] **Section 34 (5)**
Insert "or herself" after "himself".
- [74] **Section 35 (2) (a)**
Omit "his". Insert instead "the agent's".
- [75] **Section 37 (1)**
Omit "his" wherever occurring. Insert instead "the agent's".
- [76] **Section 37 (1)**
Omit "him". Insert instead "the agent".
- [77] **Section 38 (1)**
Omit "him". Insert instead "the subagent".
- [78] **Section 38 (1)**
Omit "his". Insert instead "the".
- [79] **Section 39**
Omit "his capacity as a". Insert instead "the capacity of".
- [80] **Section 39A, paragraph (a) of the definition of property**
Omit "his, her or their". Insert instead "the licensee's or firm's".
- [81] **Section 39B (1)**
Omit "his, her or their". Insert instead "the licensee's or firm's".
- [82] **Section 41 (1)**
Omit "a person convicted of an offence against this Act or the regulations is a body corporate".
Insert instead "a body corporate is convicted of an offence against this Act or the regulations".

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- [83] **Section 41 (1)**
Omit "he" wherever occurring. Insert instead "the person".
- [84] **Section 41 (1)**
Omit "his". Insert instead "the person's".
- 3.4 Construction Safety Act 1912 No 38**
- [1] **Section 3 (1), definition of constructor**
Insert "or herself" after "himself".
- [2] **Section 3 (1), definition of constructor**
Omit "his". Insert instead "the person's".
- [3] **Section 5A (1)**
Omit "he". Insert instead "the Minister".
- [4] **Section 5A (3)**
Omit "chairman". Insert instead "chairperson".
- [5] **Section 14 (1) and (2)**
Omit "he" where firstly occurring. Insert instead "the person so directed".
- [6] **Section 14 (1)**
Omit "he" where secondly occurring.
Insert instead "the owner, lessee or manager".
- [7] **Section 14 (2)**
Omit "he" where secondly occurring.
Insert instead "the owner or person in charge".
- [8] **Section 15 (1) and (2)**
Omit "he" wherever occurring. Insert instead "the inspector".
- [9] **Section 15 (4)**
Omit "he" wherever occurring. Insert instead "the Minister".
- [10] **Sections 15 (4) and (5), 17 (2) and (6) (a), 17A (1A), (1B) and (4) (a), 18 (1) (c), 19 and 21B (2) (c) (ii)**
Omit "him" wherever occurring. Insert instead "the person".
- [11] **Section 17 (6)**
Omit "he". Insert instead "the Minister".
- [12] **Section 17 (7)**
Insert "or her" after "his" where firstly occurring.
- [13] **Section 17 (7) (a)**
Omit "him". Insert instead "the holder".
- [14] **Section 17 (7) (b)**
Omit "his". Insert instead "the holder's".
- [15] **Sections 17 (4), 17A (1) and (2) and 18 (2)**
Omit "he" wherever occurring. Insert instead "the person".
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Statute Law (Miscellaneous Provisions) Act 1995 No 16

Schedule 3 Amendments replacing gender-specific language

- [16] **Sections 17 (6) (b), 17A (4), 18 (1) and 20**
Omit "his" wherever occurring. Insert instead "the person's".
- [17] **Section 17A (4)**
Omit "he". Insert instead "the Minister".
- [18] **Section 17A (5)**
Omit "his certificate" wherever occurring. Insert instead "the certificate".
- [19] **Section 17A (5)**
Omit "him". Insert instead "the holder".
- [20] **Section 22 (3C) (a)**
Insert "or herself" after "himself".
- [21] **Section 22 (3C) (a)**
Omit "it or he". Insert instead "the council, authority or person concerned".
- 3.5 Crimes Prevention Act 1916 No 80**
Sections 2 and 4
Omit "he". Insert instead "that person".
- 3.6 Criminal Appeal Act 1912 No 16**
- [1] **Section 19 (1)**
Omit "him". Insert instead "the registrar".
- [2] **Section 22**
Omit "he". Insert instead "the appellant".
- [3] **Section 22**
Omit "his". Insert instead "the appellant's".
- [4] **Section 25**
Omit "himself". Insert instead "the appellant".
- 3.7 Dental Technicians Registration Act 1975 No 40**
- [1] **Sections 5 (2), 12, 14 (2) (a) and (b), 15 (1) (c), 19 (2) and (5), 19A (5), 20 (3) and 28 (2) and (4)**
Omit "his" wherever occurring. Insert instead "the person's".
- [2] **Sections 6 (2) (b) and (2A), 9 (2) and 20 (2) and (4)**
Omit "chairman" wherever occurring. Insert instead "chairperson".
- [3] **Section 6 (4)**
Omit "his". Insert instead "the member's".
- [4] **Section 6 (6)**
Omit "his" wherever occurring. Insert instead "the member's".

[5] Section 7

Omit the section. Insert instead:

7 Vacation of office

- (1) A member is taken to have vacated office if the member:
 - (a) dies, or
 - (b) becomes a mentally incapacitated person, or
 - (c) becomes bankrupt, applies to take the benefit of any law for the relief of bankrupt or insolvent debtors, compounds with his or her creditors or makes an assignment of his or her remuneration for their benefit, or
 - (d) is convicted in New South Wales of an offence that is punishable by penal servitude or imprisonment for 12 months or upwards, or is convicted elsewhere than in New South Wales of an offence that, if committed in New South Wales, would be an offence so punishable, or
 - (e) resigns office by instrument in writing addressed to the Governor, or
 - (f) is absent from 3 consecutive meetings of the board of which reasonable notice has been given to the member personally or in the ordinary course of post unless, before the expiration of 6 weeks after the last of those meetings, the member is excused by the board for having been absent from those meetings, or
 - (g) not being the member appointed under section 6 (1) (a), ceases to hold the qualification by which he or she was nominated for appointment as a member, or
 - (h) is removed from office by the Governor under subsection (2).
- (2) The Governor may at any time and for any reason remove a person from office as a member.

[6] Section 8 (1)

Omit "he". Insert instead "the member".

[7] Section 8 (1)

Omit "his predecessor's". Insert instead "the member's".

[8] Section 8 (1)

Omit "his predecessor". Insert instead "the member".

[9] Section 10

Omit "him". Insert instead "the member".

[10] Sections 14 (2) (c) and (d), 15 (1), (4), (5) (a) and (6), 18B (1), 19 (2), 19A (3), 21 (1) (a) and 26 (1), (2) and (3)

Omit "he" wherever occurring. Insert instead "the person".

Schedule 3 Amendments replacing gender-specific language

- [11] **Sections 17 (2), 18 (c), 19 (1), 25 (1), 27 (b) and 29 (1)**
Omit "he" wherever occurring. Insert instead "the dental technician".
- [12] **Sections 17 (2), (3) and (4), 18 (a) and 28 (1), (1A) and (5)**
Insert "or her" after "his" wherever occurring.
- [13] **Sections 17 (3) and (4) and 18A (2) (d)**
Omit "him" wherever occurring. Insert instead "the dental technician".
- [14] **Sections 18A (2), 19 (1) and (3) and 25 (1) (b)**
Omit "his" wherever occurring. Insert instead "the dental technician's".
- [15] **Sections 18B (1) (a), 18E (1) and 26 (1) (c)**
Omit "him" wherever occurring. Insert instead "the person".
- [16] **Section 18D (3)**
Omit the subsection. Insert instead:
- (3) If a dental prosthetist does not pay the practising fee on or before 31 March in any year, the board must forthwith notify the dental prosthetist by letter addressed to him or her at the address appearing in the register that, if the fee is not paid on or before 30 June next following, his or her practising certificate will be cancelled.
- [17] **Section 18D (4)**
Omit "him". Insert instead "the dental prosthetist".
- [18] **Sections 18D (4), 19A (1) and 21 (3) (a1)**
Omit "his" wherever occurring. Insert instead "the dental prosthetist's".
- [19] **Section 20 (5)**
Omit "him" wherever occurring. Insert instead "the delegate".
- [20] **Section 20 (5)**
Omit "his". Insert instead "the delegate's".
- [21] **Section 21 (3) (a1)**
Omit "he". Insert instead "the dental prosthetist".
- [22] **Sections 24 and 28 (1A)**
Insert "or herself" after "himself" wherever occurring.
- [23] **Section 25 (3)**
Omit "his". Insert instead "the inspector's".
- [24] **Section 26 (3)**
Omit "a person employed by him".
Insert instead "an employee of the person".
- [25] **Section 32**
Omit "he". Insert instead "the director or officer".

3.8 Factors (Mercantile Agents) Act 1923 No 2

[1] Section 3, definition of mercantile agent

Omit "his".

[2] Section 5 (1)

Omit "him". Insert instead "the agent".

[3] Section 5 (1)

Omit "he". Insert instead "the agent".

[4] Section 6 (3) and (4)

Omit "his" wherever occurring. Insert instead "the agent's".

[5] Section 6 (3)

Omit "him". Insert instead "the agent".

[6] Section 9 (1) (a) and (b)

Omit "his" wherever occurring. Insert instead "the agent's".

[7] Section 9 (1) (a)

Omit "himself". Insert instead "the agent".

[8] Section 9 (1) (a)

Omit "him". Insert instead "the agent".

[9] Section 9 (1) (d)

Omit "if by him required". Insert instead "if required by the agent".

[10] Section 9 (1) (d)

Omit "his". Insert instead "the person's".

[11] Section 9 (2)

Omit "him" wherever occurring. Insert instead "the owner".

[12] Section 9 (2)

Omit "he". Insert instead "the owner".

3.9 Forestry Act 1916 No 55

[1] Section 5 (2) (a) and (7) (a)

Omit "his" wherever occurring. Insert instead "the Commissioner's".

[2] Section 5 (7) (b)

Omit "he acts". Insert instead "acting".

[3] Section 5 (7) (b)

Omit "he" where secondly occurring. Insert instead "the deputy".

[4] Section 5 (7) (c)

Omit "his". Insert instead "the deputy's".

[5] Section 8A (3)

Omit "him". Insert instead "the Minister".

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- [6] **Section 9B (1)**
Omit "him". Insert instead "the Minister".
- [7] **Section 9B (1)**
Omit "he". Insert instead "the Minister".
- [8] **Section 9B (2)**
Omit "his". Insert instead "the inspector's".
- [9] **Section 10A (6)**
Omit "his". Insert instead "the delegate's".
- [10] **Section 11 (1) (m) (iii)**
Omit "his" wherever occurring. Insert instead "that person's".
- [11] **Section 11 (1) (m) (iii)**
Omit "him". Insert instead "that person".
- [12] **Section 11 (4)**
Omit "he". Insert instead "the holder".
- [13] **Section 11C (1) (a)**
Insert "or her" after "his".
- [14] **Section 16A**
Omit "Her Majesty" wherever occurring. Insert instead "the Crown".
- [15] **Section 16A (3) and (4)**
Omit "he" wherever occurring. Insert instead "the Minister".
- [16] **Section 16A (5) (b)**
Omit "him". Insert instead "the Minister".
- [17] **Section 18 (1)**
Omit "His Majesty". Insert instead "the Crown".
- [18] **Section 18 (1)**
Omit "he". Insert instead "the Governor".
- [19] **Section 19B (1)**
Omit "his". Insert instead "the Minister's".
- [20] **Section 20A (1)**
Omit "he". Insert instead "the Minister".
- [21] **Section 25A (5) (c)**
Omit "his". Insert instead "the Minister's".
- [22] **Section 25A (5) (c)**
Omit "him". Insert instead "the Minister".
- [23] **Section 25F (4)**
Omit "either by itself or himself".
- [24] **Section 25F (4)**
Omit "workmen". Insert instead "workers".

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- [25] **Section 27 (3) (a)**
Omit "his" where firstly occurring. Insert instead "the person".
- [26] **Section 27 (3) (a) (v)**
Omit "his". Insert instead "the person's".
- [27] **Section 27 (3) (d)**
Omit "he". Insert instead "the person".
- [28] **Section 27 (3) (d)**
Omit "his". Insert instead "the person's".
- [29] **Section 29**
Omit "he" wherever occurring. Insert instead "the person".
- [30] **Section 29 (3) (a)**
Omit "his". Insert instead "the person's".
- [31] **Sections 30H (1), 32E (b) (i) and 48 (2)**
Omit "he" wherever occurring. Insert instead "the person".
- [32] **Section 31 (4)**
Omit "he". Insert instead "the holder".
- [33] **Section 32C (2) and (3)**
Omit "his" wherever occurring. Insert instead "the person's".
- [34] **Section 32C (3)**
Omit "he". Insert instead "the person".
- [35] **Section 32D**
Omit "he" wherever occurring.
Insert instead "the member of the police force or person so authorised".
- [36] **Section 32D (1) (a)**
Insert "or her" after "him".
- [37] **Section 32D (1) (b) (ii)**
Omit "him".
Insert instead "the member of the police force or person so authorised".
- [38] **Section 32D (1) (b) (ii)**
Omit "his". Insert instead "the".
- [39] **Section 32D (3)**
Omit "his" where firstly occurring. Insert instead "an".
- [40] **Section 32D (3)**
Omit "his" where secondly occurring. Insert instead "the person's".
- [41] **Section 32D (3)**
Omit "on him".
- [42] **Sections 32E (b) (i) and (c) and 33A (3)**
Omit "Her Majesty" wherever occurring. Insert instead "the Crown".
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- [43] **Section 32G (2)**
Omit "he". Insert instead "the defendant".
- [44] **Section 35A (3)**
Omit "he" wherever occurring. Insert instead "that person".
- [45] **Section 35A (5)**
Omit "he". Insert instead "the person".
- [46] **Section 38 (1)**
Omit "his". Insert instead "the person's".
- [47] **Section 38 (1) (b)**
Omit "him" wherever occurring. Insert instead "that person".
- [48] **Section 38 (1) (c)**
Omit "he" wherever occurring. Insert instead "the person so authorised".
- [49] **Section 38A (2)**
Omit "he". Insert instead "the person so authorised".
- [50] **Section 38A (2) and (3)**
Omit "his full name and his" wherever occurring.
Insert instead "the person's full name and".
- [51] **Section 38A (3)**
Omit "he". Insert instead "the driver".
- [52] **Section 38A (4)**
Omit "his" wherever occurring. Insert instead "the person's".
- [53] **Section 38B (2) (b)**
Omit "his". Insert instead "that person's".
- [54] **Section 38B (4)**
Omit "he". Insert instead "the defendant".
- [55] **Section 38B (5)**
Omit "he". Insert instead "that person".
- [56] **Section 38C (1), paragraph (b) of the definition of owner**
Omit "him". Insert instead "the person".
- [57] **Section 38C (2)**
Omit "he". Insert instead "the person".
- [58] **Section 38C (4)**
Omit "he" wherever occurring. Insert instead "the person".
- [59] **Section 38C (4)**
Omit "him" wherever occurring. Insert instead "the person".
- [60] **Section 39**
Omit "His Majesty". Insert instead "the Crown".

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- [61] **Section 41 (1) (j)**
Omit "his". Insert instead "the person's".
- [62] **Section 43 (1) (b)**
Omit "he" wherever occurring. Insert instead "the member or person".
- [63] **Section 43 (2D) (b) (i) and (c)**
Omit "Her Majesty" wherever occurring. Insert instead "the Crown".
- [64] **Section 43 (2D) (b) (i)**
Omit "he". Insert instead "the person".
- [65] **Section 44 (1) (a)**
Omit "his" wherever occurring. Insert instead "the officer's or person's".
- [66] **Section 44 (2)**
Omit "his". Insert instead "the officer's".
- [67] **Section 46A (4) (b)**
Omit "him". Insert instead "the person".
- [68] **Section 46A (4) (b)**
Omit "his". Insert instead "the person's".

3.10 Grants for Public Worship Prohibition Act 1902 No 70

Section 3

Insert "or she" after "he".

3.11 Hawkers Act 1974 No 23

- [1] **Section 4 (2)**
Omit "him he". Insert instead "the person, the person".
- [2] **Section 4 (2)**
Insert "or herself" after "himself".
- [3] **Section 4 (2)**
Insert "or her" after "his".
- [4] **Section 5**
Insert "or herself" after "himself".
- [5] **Section 6 (2) (a)**
Omit "him". Insert instead "that officer".
- [6] **Section 7 (1)**
Omit "he". Insert instead "the person".
- [7] **Section 7 (2)**
Omit "he". Insert instead "the clerk".
- [8] **Section 8 (1)**
Omit "his". Insert instead "the licensee's".

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- [9] **Section 8 (1)**
Omit "he". Insert instead "the licensee".
- [10] **Section 8 (3)**
Omit "of him".
- [11] **Section 10**
Omit "his" wherever occurring. Insert instead "the licensee's".
- [12] **Section 10**
Omit "him". Insert instead "the licensee".
- [13] **Section 11**
Omit "him". Insert instead "the person".
- [14] **Section 12**
Omit "his licence". Insert instead "the licence held by the licensee".
- [15] **Section 12 (b)**
Omit "he". Insert instead "the licensee".
- [16] **Section 13 (b)**
Insert "or her" after "his".
- [17] **Section 14**
Omit "his licence" where firstly occurring.
Insert instead "the licence held by the licensee".
- [18] **Section 14**
Omit "his" where secondly occurring. Insert instead "the".
- 3.12 Homing Pigeons Protection Act 1909 (1910 No 1)**
- [1] **Section 4**
Omit "he". Insert instead "the person".
- [2] **Section 6**
Omit "his". Insert instead "the person's".
- [3] **Section 6**
Omit "he". Insert instead "the person".
- 3.13 Housing Act 1912 No 7**
- [1] **Section 2 (1), definition of purchaser**
Omit "his". Insert instead "the person's".
- [2] **Section 18 (2)**
Omit "him or it". Insert instead "the Minister, Department or statutory body".
- [3] **Section 24**
Omit "his" wherever occurring. Insert instead "the person's".
- [4] **Section 24**
Omit "him" wherever occurring. Insert instead "the person".

[5] **Section 24 (a)**

Omit "himself". Insert instead "the person".

[6] **Section 25 (2) (a)**

Omit "his" wherever occurring. Insert instead "the applicant's".

[7] **Section 25 (3)**

Omit "him". Insert instead "the applicant".

[8] **Section 33 (c)**

Omit "his". Insert instead "the owner's".

[9] **Section 34, second paragraph**

Omit "his". Insert instead "that person's".

[10] **Section 34, fourth paragraph**

Omit "him". Insert instead "the mortgagor".

3.14 Innkeepers Act 1968 No 24

[1] **Sections 4 and 5**

Insert "or her" after "him" wherever occurring.

[2] **Sections 4 and 8**

Insert "or she" after "he" wherever occurring.

[3] **Sections 6, 7 (3) and 9**

Omit "his servant" wherever occurring.

Insert instead "the innkeeper's servant".

[4] **Section 7**

Insert "or her" after "his" wherever occurring (except in the expression "his servant").

[5] **Section 7 (3) (a)**

Omit "by him". Insert instead "by the traveller".

[6] **Section 7 (3) (b)**

Omit "he". Insert instead "the traveller".

[7] **Section 8**

Insert "or her" after "his".

[8] **Section 9**

Omit "his actions". Insert instead "the person's actions".

[9] **Schedule, Notice**

Omit "his employ". Insert instead "the innkeeper's employ".

3.15 Land Agents Act 1927 No 3

[1] **Section 4**

Omit "he" wherever occurring. Insert instead "the person".

Schedule 3 Amendments replacing gender-specific language

- [2] **Section 4 (3)**
Omit "him". Insert instead "the person".
- [3] **Sections 4 (5) (b), 6 (1) (d) and (2) and 9 (3)**
Insert "or her" after "his" wherever occurring.
- [4] **Sections 6 (1) and 8**
Insert "or her" after "him" wherever occurring.
- [5] **Section 8**
Omit "he". Insert instead "the land agent".
- 3.16 Motor Dealers Act 1974 No 52**
- [1] **Long title**
Omit "him". Insert instead "the motor dealer".
- [2] **Section 4 (1), paragraph (e) of the definition of financier**
Omit "him". Insert instead "the person".
- [3] **Section 4 (1), definition of motor vehicle consultant**
Omit "he". Insert instead "the person who wishes to buy a motor vehicle".
- [4] **Sections 24 (2) and (3), (5)–(7) and (11), 27 (3), 29 (1), 38 (6) and 48 (1)**
Omit "he" wherever occurring. Insert instead "the dealer".
- [5] **Sections 24 (11), 25 (5) (a), 30 (2) and 40 (5)**
Omit "he" wherever occurring. Insert instead "the person".
- [6] **Sections 24 (3) and (5)–(7) and 29 (2) (b)**
Omit "him" wherever occurring. Insert instead "the purchaser".
- [7] **Section 24 (11)**
Omit "him" wherever occurring. Insert instead "the person".
- [8] **Sections 24 (11) (b), 25 (5) (b), 26 (b), 40 (1) and 57 (2) (a) and (c)**
Omit "his" wherever occurring. Insert instead "the person's".
- [9] **Section 25 (2)**
Omit "him". Insert instead "the other trade owner".
- [10] **Sections 25 (5) (a) and (b), 26 (a), 44 and 57 (2) (c)**
Omit "him" wherever occurring. Insert instead "the person".
- [11] **Section 25 (6)**
Omit "him". Insert instead "the auctioneer".
- [12] **Section 25 (6)**
Omit "he" wherever occurring. Insert instead "the auctioneer".
- [13] **Section 26 (b)**
Omit "he". Insert instead "the accused person".

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- [14] **Sections 27 (1) and (2) and 51**
Omit "his" wherever occurring. Insert instead "the dealer's".
- [15] **Section 27 (3), (4) and (5)**
Omit "him" wherever occurring. Insert instead "the dealer".
- [16] **Sections 27 (6) and 29A (3)**
Omit "his" wherever occurring. Insert instead "any".
- [17] **Section 28 (4)**
Omit "he" wherever occurring. Insert instead "the proposed purchaser".
- [18] **Section 29A (1) and (2)**
Omit "his" wherever occurring.
- [19] **Sections 29A (4), 29B and 46 (2A)**
Omit "he" wherever occurring. Insert instead "the operator".
- [20] **Section 31 (2)**
Omit "him". Insert instead "the Commissioner".
- [21] **Sections 32 (1), 33 (2) and 35 (3) (a) and (6)**
Omit "his" wherever occurring. Insert instead "the Commissioner's".
- [22] **Sections 33 (1), 34 (6) and 35 (2) and (6)**
Omit "he" wherever occurring. Insert instead "the Commissioner".
- [23] **Section 34 (8)**
Omit "him". Insert instead "the member".
- [24] **Section 35 (3) (b)**
Omit "his". Insert instead "the manufacturer's".
- [25] **Section 40 (4)**
Omit "him". Insert instead "the claimant".
- [26] **Sections 52 (1) and 53**
Omit "his" wherever occurring. Insert instead "that person's".
- [27] **Section 55 (4)**
Omit "his" wherever occurring. Insert instead "the informant's".
- [28] **Section 55 (4)**
Omit "himself". Insert instead "personally".
- [29] **Section 55 (4)**
Omit "him". Insert instead "the informant".
- [30] **Section 55C (1) (a) and (b)**
Omit "Her Majesty" wherever occurring. Insert instead "the Crown".
- 3.17 Notification of Births Act 1915 No 4**
Section 3 (4)
Omit "he" wherever occurring. Insert instead "the person".
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Schedule 3 Amendments replacing gender-specific language

3.18 Ombudsman Act 1974 No 68

[1] Long title

Omit "his functions". Insert instead "the functions of the Ombudsman".

[2] Section 5 (1), paragraph (f) of the definition of public authority

Insert "or her" after "his".

[3] Section 6 (2)

Insert "or her" after "his".

[4] Section 6 (3) and (4)

Omit section 6 (3) and (4). Insert instead:

(3) A person is not eligible for appointment as Ombudsman if the person:

- (a) is of or above the age of 65 years, or
- (b) is a member of the Legislative Council or the Legislative Assembly or is a member of a House of Parliament of another State or of the Commonwealth.

(4) The Ombudsman vacates the office of Ombudsman:

- (a) on the day on which he or she attains the age of 65 years, or
- (b) if he or she engages in any paid employment outside the duties of the office, or
- (c) if he or she is nominated for election as a member of the Legislative Council or the Legislative Assembly or as a member of a House of Parliament of another State or of the Commonwealth, or
- (d) if he or she resigns the office by instrument in writing addressed to the Governor and the Governor accepts the resignation.

[5] Section 6 (5)

Omit "his".

[6] Section 6 (7) (b)

Omit "him". Insert instead "the Ombudsman".

[7] Section 7 (1)

Omit "his office". Insert instead "the office of Ombudsman".

[8] Section 7 (2)

Omit "him". Insert instead "the Ombudsman".

[9] Section 10 (6)

Omit "him". Insert instead "the Ombudsman".

[10] Section 12 (2)

Insert "or her" after "his".

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- [11] **Section 12 (3)**
Insert "or her" after "him".
- [12] **Section 12 (3)**
Insert "or she" after "he".
- [13] **Section 12 (5) and (6)**
Omit "he" wherever occurring. Insert instead "the member".
- [14] **Section 12 (6)**
Omit "him". Insert instead "the member".
- [15] **Section 13 (1)**
Omit "him". Insert instead "the Ombudsman".
- [16] **Section 13 (4)**
Insert "or her" after "him".
- [17] **Section 13 (4) (a)**
Insert "or she" after "he".
- [18] **Section 13 (4) (b)**
Insert "or her" after "his".
- [19] **Sections 14 (6) (a) and 29 (c)**
Insert "or she" after "he" wherever occurring.
- [20] **Section 15 (1)**
Omit "his decision" where firstly occurring. Insert instead "his or her decision".
- [21] **Section 15 (1)**
Omit "his decision" where secondly occurring. Insert instead "the decision".
- [22] **Section 16 (1)**
Omit "he". Insert instead "the Ombudsman".
- [23] **Section 16 (1)**
Omit "his decision". Insert instead "the decision".
- [24] **Section 16 (1) (a)**
Omit "him". Insert instead "the complainant".
- [25] **Section 18 (1)**
Omit "him" wherever occurring. Insert instead "the Ombudsman".
- [26] **Section 24 (2) (b)**
Omit "him". Insert instead "the person".
- [27] **Section 25 (1)**
Omit "him". Insert instead "that Minister".
- [28] **Section 25 (2) (a)**
Insert "or she" after "he".
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Schedule 3 Amendments replacing gender-specific language

- [29] **Section 25 (2) (b)**
Omit "him". Insert instead "that Minister".
- [30] **Section 27 (1)**
Omit "he". Insert instead "the Ombudsman".
- [31] **Section 28**
Omit "his functions". Insert instead "his or her functions".
- [32] **Section 28**
Omit "his opinion". Insert instead "the opinion".
- [33] **Section 28**
Omit "his reasons". Insert instead "reasons for the opinion".
- [34] **Section 31 (1)**
Omit "his functions". Insert instead "the Ombudsman's functions".
- [35] **Sections 31E Chairperson and Vice-Chairperson and 31F**
Omit "Chairman" wherever occurring. Insert instead "Chairperson".
- [36] **Sections 31E and 31F**
Omit "Vice-Chairman" wherever occurring. Insert instead "Vice-Chairperson".
- [37] **Section 31H (5)**
Omit "Chairman". Insert instead "Chairperson".
- [38] **Section 32 (3)**
Omit "he". Insert instead "the person".
- [39] **Section 32 (3)**
Insert "or her" after "his".
- [40] **Section 33 (2)**
Insert "or her" after "his" where firstly occurring.
- [41] **Section 33 (2), (3) and (5)**
Omit "his appointment as Ombudsman" wherever occurring.
Insert instead "being appointed Ombudsman".
- [42] **Section 33 (2)**
Omit "he" where firstly occurring. Insert instead "the Ombudsman".
- [43] **Section 33 (2) (a)**
Omit "him". Insert instead "the Ombudsman".
- [44] **Section 33 (2) (b)**
Insert "or she" after "he".
- [45] **Section 33 (2)**
Omit "as if he had continued".
Insert instead "as if the Ombudsman had continued".
- [46] **Section 33 (2)**
Omit "his service" where firstly occurring.
Insert instead "his or her service".

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- [47] **Section 33 (2)**
Omit "his service" where secondly occurring.
Insert instead "the Ombudsman's service".
- [48] **Section 33 (2) (d) and (e)**
Omit "he" wherever occurring. Insert instead "the Ombudsman".
- [49] **Section 33 (2) (e)**
Omit "his employer". Insert instead "the Ombudsman's employer".
- [50] **Section 33 (3)**
Omit "he" where firstly occurring. Insert instead "the Ombudsman".
- [51] **Section 33 (3)**
Omit "his becoming". Insert instead "becoming".
- [52] **Section 33 (3)**
Omit "while he holds office". Insert instead "while holding office".
- [53] **Section 33 (3) and (4)**
Omit "him" wherever occurring. Insert instead "the Ombudsman".
- [54] **Section 33 (3)**
Omit "he becomes". Insert instead "the Ombudsman becomes".
- [55] **Section 33 (4)**
Insert "or her" after "his".
- [56] **Section 33 (4)**
Insert "or she" after "he".
- [57] **Section 33 (5)**
Insert "or her" after "his" where firstly occurring.
- [58] **Section 33 (5)**
Omit "he" where firstly occurring. Insert instead "the Ombudsman".
- [59] **Section 33 (5)**
Insert "or she" after "he" where secondly, thirdly and fourthly occurring.
- [60] **Section 34 (1)**
Omit "him". Insert instead "the Ombudsman or officer".
- [61] **Section 34 (1)**
Omit "his". Insert instead "the Ombudsman's or officer's".
- [62] **Section 34 (1) (d)**
Insert "or her" after "his".
- [63] **Section 35 (1)**
Omit "him". Insert instead "the Ombudsman or officer".
- [64] **Section 35 (1)**
Omit "his". Insert instead "the Ombudsman's or officer's".
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Schedule 3 Amendments replacing gender-specific language

- [65] **Section 37 (1) (a) and (c)**
Omit "his" wherever occurring. Insert instead "the Ombudsman's or officer's".
- [66] **Section 37 (3)**
Omit "he". Insert instead "the person".
- [67] **Schedule 1, clause 3 (a)**
Insert "or her" after "his".
- [68] **Schedule 1, clause 3 (b)**
Omit "he". Insert instead "the person".
- 3.19 Optical Dispensers Act 1963 No 35**
- [1] **Sections 7 and 13**
Omit "his" wherever occurring. Insert instead "the member's".
- [2] **Sections 7 and 13**
Omit "he" wherever occurring. Insert instead "the member".
- [3] **Section 11**
Omit "him". Insert instead "the member".
- [4] **Section 14**
Omit "him". Insert instead "the Governor".
- [5] **Sections 15 (2), 21 (2) and 27 (1)**
Omit "his" wherever occurring. Insert instead "the person's".
- [6] **Section 19**
Omit "its or his". Insert instead "the board's or the secretary's".
- [7] **Sections 21 (2) (b), 27 (2) and 28 (1) (b)**
Omit "he" wherever occurring. Insert instead "the person".
- [8] **Sections 23 (2) and 25 (1)**
Omit "him" wherever occurring. Insert instead "the optical dispenser".
- [9] **Sections 23 (2), (2A) and (4) and 25 (1)**
Omit "his" wherever occurring. Insert instead "the optical dispenser's".
- [10] **Section 23 (3) and (5)**
Omit "his" wherever occurring. Insert instead "the".
- [11] **Section 24 (b)**
Omit "he". Insert instead "the optical dispenser".
- [12] **Section 25 (2)**
Insert "or her" after "his" wherever occurring.
- [13] **Section 27 (1)**
Omit "who thinks himself". Insert instead "claiming to be".
- [14] **Section 27 (4)**
Omit "he". Insert instead "the judge".

[15] Section 30

Omit "himself". Insert instead "the person".

[16] Section 31

Omit "he". Insert instead "the person".

3.20 Pharmacy Act 1964 No 48

[1] Sections 12 (2) and (4), 19 (2), (3) and (4), 20AA (1), 21 (1), 22A (1), 27 (2) and 30 (1)

Omit "his" wherever occurring. Insert instead "the pharmacist's".

[2] Sections 12 (2), 19 (3), 20AA (1) and 30 (1)

Omit "him" wherever occurring. Insert instead "the pharmacist".

[3] Sections 12 (2) and (3), 19 (4), 20A (1), 20AA (1) and 26 (3) and (3B)

Omit "he" wherever occurring. Insert instead "the pharmacist".

[4] Sections 12 (2), 30 (1) and 33

Insert "or herself" after "himself" wherever occurring.

[5] Sections 13 (1), 14, 15, 16, 17 (1) (a), 17A (1) (b), (2) and (3), 25 (6) and (7) and 30 (2)

Omit "he" wherever occurring. Insert instead "the person".

[6] Sections 13 (1) (c), 14, 15 (d), 17 (2), 17A (2) (a) and (b), 23 (1) and 25 (6)

Omit "him" wherever occurring. Insert instead "the person".

[7] Sections 17 (1) (b), 17A (6), 24, 25 (6) and 29

Omit "his" wherever occurring. Insert instead "the person's".

[8] Section 17A (1) (c) and (2)

Omit "his application" wherever occurring.

Insert instead "the person's application".

[9] Section 17A (1) and (2)

Omit "his absence" wherever occurring.

Insert instead "the president's absence".

[10] Section 17A (1)

Omit "he is".

[11] Sections 19C (5) and 20 (1) (e) and (f)

Omit "his or her". Insert instead "the person's".

[12] Section 27 (4)

Omit "he" wherever occurring. Insert instead "the owner".

[13] Section 32 (2)

Omit "his". Insert instead "the inspector's or authorised person's".

[14] Schedule 1, clause 7

Omit "his or her". Insert instead "the person's".

Schedule 3 Amendments replacing gender-specific language

3.21 Physiotherapists Registration Act 1945 No 9

[1] Sections 11, 13 (2) and (3)

Omit "his" wherever occurring. Insert instead "the member's".

[2] Section 11

Omit "he" wherever occurring. Insert instead "the member".

[3] Section 12

Omit "him". Insert instead "the Governor".

[4] Section 17

Omit "his". Insert instead "the member's or secretary's".

[5] Sections 18 (2) (b), 20 (3) (b), 26 (1) and (1A) and 27

Insert "or herself" after "himself" wherever occurring.

[6] Section 18 (4)

Omit "his". Insert instead "the inspector's".

[7] Sections 20 (2) and (3), 21 (1A) (b) (i), 21A (3), 24 (1B) and (2) and 26 (2)

Omit "his" wherever occurring. Insert instead "the person's".

[8] Sections 20 (2), 21 (1A), 21A (2), 21B (3), 24 (1B), 26 (1) and (1A) and 28

Omit "he" wherever occurring. Insert instead "the person".

[9] Section 21A (4)

Omit "his". Insert instead "the President's".

[10] Sections 21B (1) and (6) and 26 (2) (e)

Omit "him" wherever occurring. Insert instead "the person".

[11] Section 21B (2)

Omit "him". Insert instead "the applicant".

[12] Sections 21B (3) and 26 (1A)

Omit "his" wherever occurring. Insert instead "the person's".

[13] Sections 22 (2) and 24 (1A)

Omit "him" wherever occurring. Insert instead "the physiotherapist".

[14] Sections 22 (2), (3) and (4) and 24 (1A)

Omit "his" wherever occurring. Insert instead "the physiotherapist's".

[15] Sections 23 and 24 (1A)

Omit "he" wherever occurring. Insert instead "the physiotherapist".

[16] Section 24 (1)

Omit "his or her" wherever occurring. Insert instead "the person's".

[17] Section 24 (1C)

Omit "his" where firstly occurring. Insert instead "the physiotherapist's".

[18] Section 24 (1C)

Omit "his" where secondly occurring. Insert instead "the physiotherapist".

[19] Section 24 (2B)

Omit "his". Insert instead "the coroner's".

[20] Section 24 (2E)

Omit "he".

Insert instead "the physiotherapist or the holder of the certificate".

[21] Section 24 (4)

Omit "his capacity". Insert instead "the member's capacity".

[22] Section 24 (4)

Omit "his complaint". Insert instead "the complaint".

[23] Section 26 (2) (b)

Omit "him or her". Insert instead "the nurse".

3.22 Police Regulation (Superannuation) Act 1906 No 28

[1] Section 1 (2), definition of hurt on duty

Omit "he". Insert instead "the member".

[2] Section 1 (2), definition of hurt on duty

Omit "him". Insert instead "the member".

[3] Sections 7 (1) and 8 (1)

Omit "his" wherever occurring. Insert instead "the member's".

[4] Section 9A (1) and (2)

Omit "he" wherever occurring. Insert instead "the member".

[5] Section 9A (2)

Omit "him". Insert instead "the member".

[6] Section 9A (2)

Omit "his" wherever occurring. Insert instead "the member's".

[7] Section 9A (3)

Insert "or her" after "his".

[8] Section 10

Omit "his" wherever occurring. Insert instead "the member's".

[9] Section 10 (1)

Insert "or she" after "he", definition of disabled member of the police force.

[10] Section 10 (1A)

Omit "he" wherever occurring. Insert instead "the member".

[11] Section 10B (1) and (2)

Omit "his" wherever occurring. Insert instead "the member's".

Schedule 3 Amendments replacing gender-specific language

- [12] **Section 10B (3) (a)**
Insert "or she" after "he".
- [13] **Section 10C (1)**
Omit "him". Insert instead "the member".
- [14] **Section 10C (1) (a) and (b)**
Omit "his" wherever occurring. Insert instead "the member's".
- [15] **Section 12 (1)**
Insert "or her" after "his" wherever occurring.
- [16] **Section 12 (1)**
Insert "or she" after "he".
- [17] **Section 12 (1A)**
Omit "he". Insert instead "the person".
- [18] **Section 12 (1B)**
Omit "his" wherever occurring. Insert instead "the member's".
- [19] **Section 12 (1B)**
Omit "he" wherever occurring. Insert instead "the member".
- [20] **Section 12A, definition of child**
Omit "he". Insert instead "the member or former member".
- [21] **Section 12A (4)**
Omit "he". Insert instead "the child".
- [22] **Section 12B (2) and (3)**
Insert "or her" after "him" wherever occurring.
- [23] **Section 12B (3)**
Insert "or her" after "his".
- [24] **Section 12D (1), (3) (b) and (4) (a)**
Insert "or she" after "he" wherever occurring.
- [25] **Section 12E (1)**
Omit "he". Insert instead "the person".
- [26] **Section 14 (1)**
Omit "his" wherever occurring. Insert instead "the member's".
- [27] **Section 14 (2)**
Omit "his discharge". Insert instead "the member's discharge".
- [28] **Section 14 (2)**
Omit "to him".
- [29] **Section 14 (2)**
Omit "his having". Insert instead "having".
- [30] **Section 14 (2)**
Insert "or she" after "he".

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- [31] **Section 14B (4)**
Omit "him". Insert instead "the Australian Statistician".
- [32] **Section 14D (5)**
Omit "he" where firstly and secondly occurring. Insert instead "the person".
- [33] **From section 14D (5)**
Omit "his". Insert instead "the member's".
- [34] **Section 14D (5)**
Omit "he" where lastly occurring. Insert instead "the member".
- [35] **Section 14G**
Omit "him". Insert instead "the person".
- [36] **Section 14G**
Omit "he". Insert instead "the person".
- [37] **Section 17 (1)**
Omit "him" wherever occurring. Insert instead "that member".
- [38] **Section 17 (1) (b)**
Insert "or her" after "his".
- [39] **Section 17 (2) and (3)**
Omit "his" wherever occurring. Insert instead "the member's".
- [40] **Section 17 (2) and (3)**
Omit "him" wherever occurring. Insert instead "the member".
- [41] **Section 17 (3)**
Omit "he". Insert instead "the member".
- [42] **Section 21 (1)**
Insert "or herself" after "himself".
- [43] **Section 21 (9)**
Omit "his". Insert instead "the".
- [44] **Section 21 (10)**
Omit "him". Insert instead "that person".
- 3.23 Public Trustee Act 1913 No 19**
- [1] **Long title**
Omit "his powers and duties".
Insert instead "the powers and duties of the Public Trustee".
- [2] **Section 3**
Omit "his" where firstly occurring. Insert instead "the curator's".
- [3] **Section 3**
Omit "him". Insert instead "the curator".
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- [4] **Section 3**
Omit "his" where secondly occurring. Insert instead "the Public Trustee's".
- [5] **Section 5**
Insert "or her" after "his" wherever occurring.
- [6] **Section 5 (3) (a) and (5)**
Insert "or she" after "he" wherever occurring.
- [7] **Section 5 (3) (a) (v)**
Omit "absents himself". Insert instead "is absent".
- [8] **Section 6 (3) and (4)**
Insert "or her" after "his" wherever occurring.
- [9] **Sections 13 (1) and 36B (1)**
Omit "he" wherever occurring. Insert instead "the Public Trustee".
- [10] **Section 16**
Omit "he" wherever occurring. Insert instead "the Public Trustee".
- [11] **Section 16 (1)**
Omit "him". Insert instead "the Public Trustee".
- [12] **Section 18 (1A) (c) and (2)**
Omit "him" wherever occurring. Insert instead "the Public Trustee".
- [13] **Section 18 (2)**
Omit "he" where firstly occurring.
Insert instead "the executor or administrator".
- [14] **Section 18 (2)**
Omit "himself or themselves" wherever occurring.
Insert instead "the executor or executors or administrator or administrators".
- [15] **Section 18 (2)**
Omit "he or they".
Insert instead "the executor or executors or administrator or administrators".
- [16] **Section 18A**
Omit "he" wherever occurring. Insert instead "the Public Trustee".
- [17] **Section 18A (1)**
Omit "his" where firstly occurring. Insert instead "the Public Trustee's".
- [18] **Section 18A (1)**
Omit "his" where secondly, thirdly and fourthly occurring.
Insert instead "the testator's".
- [19] **Section 18A (2)**
Omit "his" where firstly occurring. Insert instead "the Public Trustee's".
- [20] **Section 18A (2)**
Omit "his" where secondly, thirdly and fourthly occurring.
Insert instead "the intestate's".

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- [21] **Section 18A (3) and (3A) (b)**
Omit "him" wherever occurring. Insert instead "the Public Trustee".
- [22] **Section 18A (3A) (a), (5) and (5A)**
Omit "his" wherever occurring. Insert instead "the Public Trustee's".
- [23] **Section 23 (2)**
Omit "he". Insert instead "such person".
- [24] **Section 23 (3)**
Omit "him". Insert instead "the Public Trustee".
- [25] **Section 34 (1)**
Omit "may himself". Insert instead "the Public Trustee may".
- [26] **Section 34 (1)**
Omit "him". Insert instead "the Public Trustee".
- [27] **Section 34A (1) and (2)**
Omit "he" wherever occurring. Insert instead "the Public Trustee".
- [28] **Section 34A (1) and (2)**
Omit "him" wherever occurring. Insert instead "the Public Trustee".
- [29] **Section 34A (3)**
Omit "his". Insert instead "the Public Trustee's".
- [30] **Sections 34B (1) and 34C (2)**
Omit "him" wherever occurring. Insert instead "the Public Trustee".
- [31] **Sections 34B (1) and 34C (3)**
Omit "he" wherever occurring. Insert instead "the Public Trustee".
- [32] **Section 35**
Omit "he" wherever occurring. Insert instead "the Public Trustee".
- [33] **Section 35**
Omit "his" wherever occurring. Insert instead "the Public Trustee's".
- [34] **Section 35**
Omit "him" wherever occurring. Insert instead "the Public Trustee".
- [35] **Section 35A (2)**
Insert "or her" after "his".
- [36] **Sections 36 (1), 36E (1), 43A and 45**
Omit "his" wherever occurring. Insert instead "the Public Trustee's".
- [37] **Section 36F (1) (a)**
Omit "him". Insert instead "the Public Trustee".
- [38] **Section 36F (2) (a)**
Omit "his". Insert instead "the person's".
- [39] **Section 36F (2) (a)**
Omit "he". Insert instead "the Public Trustee".
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- [40] **Section 36G (1)**
Omit "him" wherever occurring. Insert instead "the Public Trustee".
- [41] **Section 36G (2)**
Omit "him". Insert instead "the registrar".
- [42] **Sections 37 and 43B**
Omit "he" wherever occurring. Insert instead "the Public Trustee".
- [43] **Sections 37 and 43B**
Omit "his" wherever occurring. Insert instead "the Public Trustee's".
- [44] **Section 38**
Omit "His Majesty". Insert instead "the Crown".
- [45] **Section 42 (2)**
Omit "in his hands".
Insert instead "in the hands of the officer, servant, or agent".
- [46] **Section 42 (2)**
Omit "he". Insert instead "the officer, servant, or agent".
- [47] **Section 43 (1)**
Omit "him" wherever occurring. Insert instead "the Public Trustee".
- [48] **Section 43 (1) and (2)**
Omit "his" wherever occurring. Insert instead "the Public Trustee's".
- [49] **Section 43 (1)**
Omit "he" wherever occurring. Insert instead "the Public Trustee".
- [50] **Section 44**
Omit "he" where firstly occurring. Insert instead "such person".
- [51] **Section 44**
Omit "he" where secondly, thirdly and fifthly occurring.
Insert instead "the Public Trustee".
- [52] **Section 44**
Omit "he" where fourthly occurring. Insert instead "the deceased".
- [53] **Section 44**
Omit "he" where sixthly occurring. Insert instead "the person".
- [54] **Section 44**
Omit "his" where firstly and thirdly occurring.
Insert instead "the Public Trustee's".
- [55] **Section 44**
Omit "his or their duty".
Insert instead "the duty of the Public Trustee or the Public Trustee's deputies, officers, servants, or agents".
- [56] **Section 46**
Omit "his" where firstly and thirdly occurring.
Insert instead "the Public Trustee's".

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- [57] **Section 46**
Omit "his death". Insert instead "the death of the testator or intestate".
- [58] **Section 47**
Omit "his". Insert instead "the Public Trustee's".
- [59] **Section 47**
Omit "him". Insert instead "the Public Trustee".
- [60] **Section 48**
Omit "his". insert instead "the Public Trustee's".
- [61] **Section 48**
Insert "or she" after "he".
- [62] **Section 50 (1) and (2)**
Omit "his" wherever occurring. Insert instead "the Public Trustee's".
- [63] **Section 50 (1)**
Omit "he". Insert instead "the Public Trustee".
- [64] **Section 51**
Omit "he". Insert instead "the person".
- [65] **Section 52 (1)**
Omit "His Majesty". Insert instead "the Crown".
- [66] **Section 54**
Omit "his" where firstly occurring. Insert instead "the deceased person's".
- [67] **Section 54**
Omit "his" where secondly occurring. Insert instead "the Public Trustee's".
- [68] **Section 55**
Omit "his". Insert instead "the person's".
- [69] **Section 56 (1)**
Omit "his". Insert instead "the person's".
- 3.24 Public Works Act 1912 No 45**
- [1] **Section 4**
Omit "him". Insert instead "the Minister".
- [2] **Section 4**
Omit "his". Insert instead "the Minister's".
- [3] **Section 6, definition of clerk**
Insert "or her" after "his".
- [4] **Section 9 (1) and (4)**
Omit "he" wherever occurring. Insert instead "the Speaker".
- [5] **Section 9 (2)**
Omit "his". Insert instead "the".
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- [6] **Section 9 (7) and (8)**
Omit "he" wherever occurring. Insert instead "the member".
- [7] **Section 9 (7) and (8)**
Omit "his" wherever occurring. Insert instead "the member's".
- [8] **Section 9 (8)**
Omit "him". Insert instead "the Clerk".
- [9] **Section 9 (9)**
Insert "or her" after "his".
- [10] **Section 10**
Insert "or her" after "his".
- [11] **Section 11**
Insert "or her" after "his" wherever occurring.
- [12] **Section 14 Chairperson or vice-chairperson**
Omit "chairman" and "vice-chairman" wherever occurring.
Insert instead "chairperson" and "vice-chairperson" respectively.
- [13] **Section 14**
Omit "his". Insert instead "the chairperson's".
- [14] **Section 15**
Omit "chairman". Insert instead "chairperson".
- [15] **Sections 21, 22, 25 and 30**
Omit "chairman" and "vice-chairman" wherever occurring.
Insert instead "chairperson" and "vice-chairperson" respectively.
- [16] **Section 16**
Insert "or her" after "his".
- [17] **Section 22 (1) and (2)**
Omit "him" wherever occurring. Insert instead "the person".
- [18] **Section 22 (1) (c)**
Omit "himself".
- [19] **Section 22 (1) (e) and (2)**
Omit "his" wherever occurring. Insert instead "the person's".
- [20] **Section 22 (1), last paragraph**
Omit "his". Insert instead "the sheriff's".
- [21] **Section 29**
Omit "chairman". Insert instead "chairperson".
- [22] **Section 29**
Omit "his". Insert instead "the chairperson's".
- [23] **Section 31 (1)**
Omit "he". Insert instead "the member".

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- [24] **Section 31 (1)**
Omit "him". Insert instead "the member".
- [25] **Section 31 (1)**
Omit "his". Insert instead "the member's".
- [26] **Section 36**
Omit "his" wherever occurring. Insert instead "the Governor's".
- [27] **Section 38 (2)**
Omit "His Majesty". Insert instead "the Crown".
- [28] **Section 82 (1)**
Omit "by him authorised".
Insert instead "authorised by the Constructing Authority".
- [29] **Section 84 (a)**
Omit "his" where firstly occurring. Insert instead "the Constructing Authority's".
- [30] **Section 84 (a)**
Omit "he". Insert instead "the occupier".
- [31] **Section 84 (a)**
Omit "his" where secondly occurring. Insert instead "the occupier's".
- [32] **Section 84 (c)**
Omit "he". Insert instead "the Constructing Authority".
- [33] **Section 93**
Insert "or her" after "his" wherever occurring.
- [34] **Section 93**
Insert "or she" after "he".
- [35] **Section 95**
Insert "or her" after "his".
- [36] **Section 95**
Omit "him". Insert instead "the owner or occupier".
- [37] **Section 99 (1)**
Omit "His Majesty". Insert instead "the Crown".
- [38] **Section 99 (2)**
Omit "him". Insert instead "the purchaser".
- [39] **Section 141 (4) (a)**
Insert "or her" after "his" wherever occurring.
- [40] **Section 141 (5)**
Omit "he". Insert instead "the person".
- [41] **Section 141 (8) (a)**
Omit "his". Insert instead "the Registrar-General's".
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- [42] **Section 142 (1)**
Insert "or her" after "his".
- [43] **Section 142 (2)**
Omit "him". Insert instead "the Constructing Authority".
- [44] **Section 143 (1)**
Omit "his". Insert instead "the Constructing Authority's".
- [45] **Section 143 (2)**
Insert "or her" after "his".
- [46] **Section 146**
Omit "him". Insert instead "the owner or occupier".
- [47] **Section 146**
Omit "he". Insert instead "the owner or occupier".
- [48] **Section 149 (2)**
Omit "himself".
- [49] **Section 150 (1)**
Omit "he" wherever occurring. Insert instead "the person".
- [50] **Section 150 (1)**
Omit "his". Insert instead "the person's".
- [51] **Second Schedule, direction (1)**
Omit "he". Insert instead "the member".
- [52] **Second Schedule, direction (2)**
Omit "He". Insert instead "The member".
- [53] **Second Schedule, direction (3)**
Omit "his". Insert instead "the member's".
- [54] **Second Schedule, direction (3)**
Omit "him". Insert instead "the Clerk".
- [55] **Fourth Schedule**
Omit "Chairman" and "Vice-Chairperson" wherever occurring.
Insert instead "Chairperson" and "Vice-Chairperson" respectively.
- [56] **Fourth Schedule, Form A**
Omit "his" where firstly occurring. Insert instead "the Sheriff's".
- [57] **Fourth Schedule, Form A**
Insert "(the offender)" after "A.B." where firstly occurring.
- [58] **Fourth Schedule, Form A**
Omit "him" wherever occurring. Insert instead "the offender".
- [59] **Fourth Schedule, Form A**
Omit "he". Insert instead "the offender".

- [60] **Fourth Schedule, Form A**
Insert "or her" after "his" where secondly and thirdly occurring.
- [61] **Fourth Schedule, Form A**
Omit "himself".
- [62] **Fourth Schedule, Form B**
Omit "his" where firstly occurring. Insert instead "the Sheriff's".
- [63] **Fourth Schedule, Form B**
Omit "him" wherever occurring. Insert instead "the said
- 3.25 Sale of Goods Act 1923 No 1**
- [1] **Section 5 (3)**
Insert "or her" after "his" wherever occurring.
- [2] **Section 5 (3)**
Omit "he". Insert instead "the person".
- [3] **Section 7**
Omit "he". Insert instead "the person".
- [4] **Section 7**
Omit "his". Insert instead "the person's".
- [5] **Section 14 (1)**
Omit "he". Insert instead "the buyer".
- [6] **Sections 17, 19 and 46**
Omit "he" wherever occurring. Insert instead "the seller".
- [7] **Section 23, Rule 4**
Omit "he" wherever occurring. Insert instead "the buyer".
- [8] **Section 23, Rule 4**
Omit "his" wherever occurring.
- [9] **Section 23, Rule 5 (2)**
Omit "he". Insert instead "the seller".
- [10] **Section 24 (2)**
Omit "his". Insert instead "the seller's".
- [11] **Section 24 (3)**
Omit "he" wherever occurring. Insert instead "the buyer".
- [12] **Section 24 (3)**
Omit "him". Insert instead "the buyer".
- [13] **Section 26**
Omit "his". Insert instead "the owner's".
- [14] **Section 27**
Omit "his". Insert instead "the seller's".

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- [15] **Section 27**
Omit "he". Insert instead "the buyer".
- [16] **Section 28 (1) and (2)**
Omit "him" wherever occurring. Insert instead "that person".
- [17] **Section 28 (3)**
Omit "his".
- [18] **Section 29**
Omit "he" where firstly occurring. Insert instead "the sheriff".
- [19] **Section 29**
Omit "he" where secondly occurring. Insert instead "the person".
- [20] **Section 29**
Omit "his".
- [21] **Section 32 (1)**
Omit "he have". Insert instead "the seller has".
- [22] **Section 32 (1)**
Omit "his". Insert instead "the seller's".
- [23] **Section 32 (3)**
Omit "he". Insert instead "the third person".
- [24] **Section 32 (3)**
Omit "his". Insert instead "the buyer's".
- [25] **Section 33**
Omit "he contracted" wherever occurring. Insert instead "the seller contracted".
- [26] **Section 33**
Omit "he must" wherever occurring. Insert instead "the buyer must".
- [27] **Section 33**
Omit "he may" wherever occurring. Insert instead "the buyer may".
- [28] **Section 35 (2)**
Omit "himself". Insert instead "the buyer".
- [29] **Section 35 (3)**
Omit "him". Insert instead "the buyer".
- [30] **Section 35 (3)**
Omit "his". Insert instead "the seller's".
- [31] **Section 36**
Omit "his". Insert instead "the seller's".
- [32] **Section 37 (1)**
Omit "he" wherever occurring. Insert instead "the buyer".
- [33] **Section 37 (2)**
Omit "he". Insert instead "the seller".

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- [34] **Section 38 (1)**
Omit "he" wherever occurring. Insert instead "the buyer".
- [35] **Section 38 (1)**
Omit "him". Insert instead "the buyer".
- [36] **Section 39**
Omit "he" wherever occurring. Insert instead "the buyer".
- [37] **Section 40**
Omit "he". Insert instead "the buyer".
- [38] **Section 40**
Omit "his". Insert instead "the buyer's".
- [39] **Section 41 (2)**
Omit "himself".
- [40] **Section 42 (1) (a) and (b)**
Omit "he" wherever occurring. Insert instead "the seller".
- [41] **Section 42 (2)**
Omit "his" wherever occurring. Insert instead "the seller's".
- [42] **Section 43 (2)**
Omit "his". Insert instead "the seller's".
- [43] **Section 43 (2)**
Omit "he". Insert instead "the seller".
- [44] **Section 44**
Omit "he". Insert instead "the seller".
- [45] **Section 44**
Omit "his". Insert instead "the seller's".
- [46] **Section 45**
Omit "his lien" wherever occurring. Insert instead "the seller's lien".
- [47] **Section 45**
Omit "he" wherever occurring. Insert instead "the seller".
- [48] **Section 45 (1) (b)**
Omit "his". Insert instead "the buyer's".
- [49] **Section 47**
Omit "his" wherever occurring. Insert instead "the buyer's".
- [50] **Section 47 (3)**
Omit "he". Insert instead "the carrier or other bailee".
- [51] **Section 48 (1)**
Omit "his" where firstly and secondly occurring. Insert instead "the seller's".
- [52] **Section 48 (1)**
Omit "his" where thirdly occurring. Insert instead "the person's".
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- [53] **Section 48 (1)**
Omit "his" where fourthly occurring. Insert instead "the principal's".
- [54] **Section 48 (2)**
Omit "he". Insert instead "the carrier or other bailee".
- [55] **Section 50 (1) and (2)**
Omit "his" wherever occurring. Insert instead "the seller's".
- [56] **Section 50 (3)**
Omit "his" where firstly occurring. Insert instead "the seller's".
- [57] **Section 50 (3)**
Omit "his" where secondly occurring. Insert instead "the buyer's".
- [58] **Sections 51 (1) and 52 (1)**
Omit "him" wherever occurring. Insert instead "the buyer".
- [59] **Section 54 (1) and (4)**
Omit "he" wherever occurring. Insert instead "the buyer".
- [60] **Section 54 (4)**
Omit "him". Insert instead "the buyer".
- [61] **Section 60 (2)**
Insert "or her" after "his".
- [62] **Section 60 (3)**
Omit "himself".
- [63] **Section 60 (5)**
Omit "his". Insert instead "the seller's".
- [64] **Section 62 (b)**
Insert "or herself" "after himself".
- [65] **Section 64 (5)**
Omit "him". Insert instead "the manufacturer".
- 3.26 Second-hand Dealers and Collectors Act 1906 No 30**
- [1] **Section 2, definition of collector**
Omit "his". Insert instead "the person's".
- [2] **Section 3 (2)**
Omit "he". Insert instead "he or she".
- [3] **Sections 3 (3), 9 (5) and (6) and 22**
Omit "himself" wherever occurring. Insert instead "himself or herself".
- [4] **Sections 4AA (3) (a) (ii), 4A (2) (a) and 22A**
Omit "him" wherever occurring. Insert instead "the person".

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- [5] **Sections 4AA (10), 4A (9), 8 (5), 8B (2) (a1), 9 (2), (5) and (6), 10 (1A), 11 (1), (2), (3) and (6), 12, 16 and 17 (2)**
Omit "his" wherever occurring. Insert instead "his or her".
 - [6] **Sections 5 (1) and 10 (5)**
Omit "him" wherever occurring. Insert instead "that officer".
 - [7] **Sections 8 (5) and (6), 8A (1), 8B (1) (a), (2) (a1) (i) and (ii) and (b) and (3), 9 (2) and 24 (3)**
Omit "him" wherever occurring. Insert instead "the dealer".
 - [8] **Sections 8 (1), (1A) and (6) and 8B (2) (b)**
Omit "his" wherever occurring. Insert instead "the dealer's".
 - [9] **Sections 8, 8B (2) (a1) and (b) and (3) and 9**
Omit "he" wherever occurring. Insert instead "the dealer".
 - [10] **Section 11 (1)**
Omit "himself". Insert instead "in person".
 - [11] **Section 11**
Omit "he" wherever occurring. Insert instead "the collector".
 - [12] **Sections 11 (1), (2), (4) and (6), 11A (1) and 17 (2)**
Omit "him" wherever occurring. Insert instead "the collector".
 - [13] **Section 12 (6)**
Omit "him". Insert instead "him or her".
 - [14] **Section 12**
Omit "him" where secondly and thirdly occurring. Insert instead "the offender".
 - [15] **Section 12**
Omit "he" wherever occurring. Insert instead "the collector".
 - [16] **Sections 13 (2) and 14**
Omit "his" wherever occurring. Insert instead "the person's".
 - [17] **Sections 13, 22 and 23**
Omit "he" wherever occurring. Insert instead "the person".
 - [18] **Section 16**
Omit "him" wherever occurring. Insert instead "the dealer or collector".
 - [19] **Section 18 (1)**
Omit "his or their". Insert instead "the magistrate's or justices' ".
 - [20] **Section 19**
Omit "his office". Insert instead "the office of that senior officer".
 - [21] **Section 20**
Omit "his" where firstly occurring. Insert instead "the member's".
 - [22] **Section 20**
Omit "his" where secondly and thirdly occurring. Insert instead "his or her".
 - [23] **Section 20**
Omit "him". Insert instead "the member".
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[24] **Section 22**

Omit "his servant, or agent" where firstly occurring.
Insert instead "to a servant or agent of a second-hand dealer".

[25] **Section 22**

Omit "his servant, or agent" where secondly occurring.
Insert instead "the servant or agent".

[26] **Section 22**

Omit "his" where thirdly and fourthly occurring. Insert instead "the person's".

[27] **Section 22**

Omit "or his servant, or agent" where thirdly occurring.
Insert instead ", such servant or agent".

[28] **Section 22A**

Omit ", his servant or agent".
Insert instead "or by a servant or agent of that dealer".

3.27 Statistical Maps Act 1905 No 14

[1] **Section 3**

Omit "he". Insert instead "the owner".

[2] **Section 3**

Omit "his". Insert instead "the owner's".

3.28 Unauthorised Documents Act 1922 No 6

Section 4 (3)

Omit "he". Insert instead "the person".

3.29 Valuation of Land Act 1916 No 2

[1] **Sections 6A (1), 7B (1) (a), 15A (2) and 16 (1) (a) and (2) (d) (i)**

Omit "his" wherever occurring. Insert instead "the owner's".

[2] **Sections 7D (1) (b) and 29 (3)**

Omit "he" wherever occurring. Insert instead "the Valuer-General".

[3] **Sections 7D (2) and 35 (1)**

Insert "or she" after "he" wherever occurring.

[4] **Section 10 (1)**

Omit "his" where firstly occurring.

[5] **Section 10 (1)**

Omit "his" where secondly occurring. Insert instead "the valuer's".

[6] **Sections 11 (2) and 15A (4)**

Omit "him" wherever occurring. Insert instead "the person".

[7] **Section 11 (2)**

Omit "advantage for himself". Insert instead "personal advantage".

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- [8] **Sections 15 (2), 15A (3), 29 (3B) and 70 (1)**
Omit "he" wherever occurring. Insert instead "the person".
- [9] **Section 15 (3) (a)**
Omit "him". Insert instead "the owner or person".
- [10] **Section 15 (3) (b)**
Omit "a form sent to him". Insert instead "such a form".
- [11] **Sections 20 and 29 (3B)**
Omit "his" wherever occurring. Insert instead "that person's".
- [12] **Section 33**
Omit "by him supplied". Insert instead "supplied by the Valuer-General".
- [13] **Sections 35 (1) and 48 (1)**
Omit "his" wherever occurring. Insert instead "the Valuer-General's".
- [14] **Sections 49, 72 and 73**
Omit "him" wherever occurring. Insert instead "the Valuer-General".
- [15] **Section 73**
Omit "he" wherever occurring. Insert instead "the lessor".
- [16] **Section 74**
Omit "to him".
- [17] **Section 75**
Omit "his" where firstly occurring. Insert instead "any".
- [18] **Section 75**
Omit "his" where secondly occurring. Insert instead "the person's".
- [19] **Section 77**
Omit "satisfy himself". Insert instead "be satisfied".
- [20] **Section 77**
Omit "he". Insert instead "the Valuer-General".
- [21] **Section 78**
Omit "his". Insert instead "any".
- [22] **Section 79**
Omit "he so appears". Insert instead "any appearance is".
- [23] **Section 81 (1) (b) and (c)**
Omit "he" wherever occurring. Insert instead "the Governor".
- [24] **Section 81 (1) (g)**
Omit "him". Insert instead "the Governor".
- [25] **Schedule 1, clauses 2, 3, 5, 6 (1), 7, 10 and 11 (2)**
Insert "or her" after "his" wherever occurring.
- [26] **Schedule 1, clause 4 (1) (b)**
Omit "him". Insert instead "the Valuer-General".
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[27] **Schedule 1, clauses 7, 10 and 11 (2)**

Insert "or she" after "he" wherever occurring.

[28] **Schedule 1, clause 7 (d)**

Insert "or herself" after "himself".

[29] **Schedule 1 clauses 10 (3) and (4)**

Insert "or her" after "him" wherever occurring.

3.30 Valuers Registration Act 1975 No 92

[1] **Section 4, definition of real estate valuer**

Omit "him" wherever occurring. Insert instead "him or her".

[2] **Sections 12 (3) (a), 15 (1) (b) (ii), 15C (1) (b) (iii), 16 (2), (4), (6) (a), (6A) (b), and (7), 16A and 23 (1) (b1)**

Omit "his" wherever occurring. Insert instead "the person's".

[3] **Sections 12 (3) (b) and (c), 15 (2) (d), 16 (4) and 24 (1)**

Omit "he" wherever occurring. Insert instead "the person".

[4] **Sections 12 (3) (d) and 20 (1) (e) and (f) and (3)**

Omit "his" wherever occurring. Insert instead "the valuer's".

[5] **Sections 14 (c), 15 (1) (c), 15B (b), 15C (1) (c), 16 (4A) (a) and (b), (5) (a) and (b), (6), (6A), (7), 24 (1) (b) and 25 (b) and (c) (iii)**

Omit "himself" wherever occurring. Insert instead "himself or herself".

[6] **Section 16 (6) (a1) and (b), (6A) (a) and (7) (b)**

Omit "him" wherever occurring. Insert instead "the person".

[7] **Sections 19 (a) and 20 (1) (b2) and (c) and (2)**

Omit "his" wherever occurring. Insert instead "his or her".

[8] **Sections 20 (1) (b1) (ii), (b3) (ii) and (b4) (iii) and 24 (3) and (4)**

Omit "he" wherever occurring. Insert instead "he or she".

[9] **Sections 20 (1) (b1) (ii), (b3) (ii) and (b4) (iii) and 24 (3) and (4)**

Omit "him" wherever occurring. Insert instead "him or her".

[10] **Section 23 (5) (b)**

Omit "his". Insert instead "the appellant's".

[11] **Section 24A (4)**

Omit "him". Insert instead "the director or employee".

3.31 Voluntary Workers (Soldiers' Holdings) Act 1917 No 25

[1] **Section 2, definition of dependent**

Omit "his" where firstly and secondly occurring.

[2] **Section 2, definition of dependent**

Omit "his" where thirdly occurring. Insert instead "the deceased member's".

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- [3] **Section 5**
Omit "granted to him, or acquired or held by him,".
Insert instead "granted to, or acquired or held by, the Public Trustee".
- [4] **Section 5**
Omit "he". Insert instead "the Public Trustee".
- [5] **Section 7 (2)**
Omit "him". Insert instead "the Public Trustee".
- [6] **Section 7A (1)**
Omit "His Majesty". Insert instead "the Crown".
- [7] **Section 7A (1)**
Omit "him". Insert instead "the Public Trustee".
- [8] **Section 9**
Omit "he" where firstly occurring. Insert instead "he or she".
- [9] **Section 9**
Omit "his". Insert instead "the".
- [10] **Section 9**
Omit "he" where secondly occurring. Insert instead "the Minister".
- 3.32 Western Lands Act 1901 No 70**
- [1] **Section 5**
Omit "he". Insert instead "either".
- [2] **Section 9 (3A)**
Omit "him". Insert instead "the member".
- [3] **Section 9 (3A) and (4)**
Omit "his" wherever occurring. Insert instead "the member's".
- [4] **Section 9 (4)**
Omit "he" where firstly occurring. Insert instead "the member".
- [5] **Section 9 (4)**
Omit "he" where secondly occurring. Insert instead "the person".
- [6] **Section 9 (5) and (6)**
Omit "its or his" wherever occurring.
Insert instead "that board's or the Chairperson's".
- [7] **Section 9 (6) (b)**
Omit "he" where firstly occurring. Insert instead "the Minister".
- [8] **Section 9 (6) (b)**
Omit "it or he". Insert instead "that board or the Chairperson".
- [9] **Section 13**
Omit "his". Insert instead "the".
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Statute Law (Miscellaneous Provisions) Act 1995 No 16

Schedule 3 Amendments replacing gender-specific language

- [10] **Section 18**
Omit "he". Insert instead "the Minister".
- [11] **Section 18D (1) (ii)**
Omit "lease to him". Insert instead "the lease".
- [12] **Section 18D (1) (ii)**
Omit "by him". Insert instead "by the lessee".
- [13] **Section 18DA (5) and (6)**
Omit "his" wherever occurring.
- [14] **Section 18E (1A)**
Omit "his". Insert "the Minister's".
- [15] **Section 18G (2)**
Omit "he". Insert instead "the Minister".
- [16] **Section 18H (1)**
Omit "his" where firstly occurring. Insert instead "the".
- [17] **Section 18H (1)**
Omit "he". Insert instead "the mortgagee".
- [18] **Section 18H (1)**
Omit "his" where secondly occurring.
- [19] **Section 18H (1)**
Omit "his" where thirdly occurring. Insert instead "the mortgagee's".
- [20] **Section 18H (2)**
Omit "such person" wherever occurring. Insert instead "the person".
- [21] **Section 18H (2)**
Omit "he" wherever occurring. Insert instead "the person".
- [22] **Section 18J**
Omit "he". Insert instead "the Minister".
- [23] **Section 31A**
Omit "by himself or his agents".
Insert instead "either personally or through agents".
- [24] **Section 35B**
Omit "he shall be". Insert instead "the holder is".
- [25] **Section 35K**
Omit "his mortgage or judgment debt".
Insert instead "the mortgagee's mortgage or the creditor's judgment debt".
- [26] **Section 35L**
Omit "him or it".
Insert instead "the Commissioner, Assistant Commissioner or board".

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- [27] **Section 35M (1)**
Omit "he". Insert instead "the trustee".
- [28] **Section 35M (1)**
Omit "him" where firstly occurring.
Insert instead "the executor or administrator".
- [29] **Section 35M (1)**
Omit "to any". Insert instead "to a person as".
- [30] **Section 35M (1)**
Omit "him" where secondly and thirdly occurring. Insert instead "the person".
- [31] **Section 35O**
Omit "he". Insert instead "the Minister".
- [32] **Section 35P**
Omit "him". Insert instead "the person".
- [33] **Section 35P**
Omit "his". Insert instead "the person's".
- [34] **Section 36A (1)**
Omit "he deems it". Insert instead "of the opinion that it is".
- [35] **Section 36A (1) and (2)**
Omit "he may" wherever occurring. Insert instead "the Minister may".
- [36] **Section 36C (1)**
Omit "in any case where the Minister is satisfied that the circumstances warrant it he may".
Insert instead "the Minister may, if satisfied that the circumstances of the case warrant it".
- [37] **Section 44 (1)**
Omit "his" where firstly occurring. Insert instead "the Governor's".
- [38] **Section 44 (1)**
Omit "his" where secondly occurring. Insert instead "the lessee's".
- [39] **Section 44 (4)**
Omit "he". Insert instead "the Treasurer".
- 3.33 White Phosphorus Matches Prohibition Act 1915 No 1**
- [1] **Section 3**
Omit "he". Insert instead "the person".
- [2] **Section 4**
Omit "has in his possession". Insert instead "possesses".
- [3] **Section 4**
Omit "in his possession" where secondly occurring.
Insert instead "that the person possesses".
- [4] **Section 4**
Omit "he". Insert instead "the person".
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3.34 Wild Dog Destruction Act 1921 No 17

[1] Section 3A (4), (11), (12) and (13)

Omit "chairman" wherever occurring. Insert instead "chairperson".

[2] Section 3A (6)

Omit "he". Insert instead "that person".

[3] Section 3A (7)

Insert "or her" after "his" wherever occurring.

[4] Section 3A (13)

Omit "his". Insert instead "the chairperson's".

[5] Section 3C (1)

Omit "his" where firstly occurring.

[6] Section 3C (1)

Omit "he". Insert instead "the member".

[7] Section 3C (1) (b)

Omit section 3C (1) (b). Insert instead:

(b) resigns the office by instrument in writing addressed to the Minister,

[8] Section 3C (1) (c)

Omit "absents himself". Insert instead "is absent".

[9] Section 3C (1) (c)

Omit "him". Insert instead "the member".

[10] Section 3C (1) (f)

Insert "or her" after "his" wherever occurring.

[11] Section 3C (2)

Omit "him" wherever occurring. Insert instead "the Governor".

[12] Section 3C (2) (b)

Omit "chairman". Insert instead "chairperson".

[13] Section 3D

Omit "his". Insert instead "the".

[14] Section 3E (2)

Omit "he". Insert instead "the Governor".

[15] Section 3E (3) (a)

Omit "his".

[16] Section 3E (3) (a)

Omit "chairman". Insert instead "chairperson".

[17] Section 3F (2)

Omit "him". Insert instead "the member or employee".

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- [18] **Section 4**
Omit "his". Insert instead "the owner's or occupier's".
- [19] **Section 7 (a)**
Omit "him". Insert instead "the owner or occupier".
- [20] **Section 8 (1)**
Omit "he". Insert instead "the owner or occupier".
- [21] **Section 9 (b)**
Omit "he". Insert instead "the authorised person".
- [22] **Sections 10 and 17**
Omit "him" wherever occurring. Insert instead "the person".
- [23] **Sections 10 and 17**
Omit "his" wherever occurring. Insert instead "the person's".
- [24] **Section 15**
Omit "he or they have". Insert instead "the owner or occupier or group has".
- [25] **Section 15**
Omit "his or their". Insert instead "the owner's or occupier's or group's".
- [26] **Section 16**
Insert "or she" after "he".
- [27] **Section 26**
Omit "his". Insert instead "the person's".
- [28] **Section 29 (1)**
Insert "or herself" after "himself".
- 3.35 Women's College Act 1902 No 71**
Section 10
Omit "his". Insert instead "the Chancellor's".

Schedule 4 Amendments transferring provisions

(Section 3)

4.1 Building Services Corporation Act 1989 No 147

Schedule 4 Savings and transitional provisions

Insert after clause 19:

19A References to the Corporation and abolished Boards in other Acts and in instruments

- (1) This clause applies to the following instruments:
 - (a) any Act (other than this Act) assented to before 24 November 1989,
 - (b) a statutory instrument made before that date under an Act,
 - (c) any other kind of instrument made, issued or executed before that date.
- (2) In an instrument to which this clause applies, a reference to:
 - (a) the Builders Licensing Board or the Plumbers, Gasfitters and Drainers Board, or
 - (b) the Building Services Corporation constituted by the *Building Services Corporation Act 1987*,is taken to include a reference to the Corporation.
- (3) This clause is taken to have commenced on 24 November 1989.
- (4) Subclauses (1)–(3) re-enact (with minor modification) clauses 2 and 5 of the *Building Services Corporation (Savings and Transitional) Regulation 1989*. Subclauses (1)–(3) are transferred provisions to which section 30A of the *Interpretation Act 1987* applies.

Commencement

The amendment to the *Building Services Corporation Act 1989* commences on the date of assent to this Act.

Explanatory note

The proposed amendment inserts in Schedule 4 (Savings and transitional provisions) to the *Building Services Corporation Act 1989* the substance of a transitional provision (of possible on-going effect) that is contained in the *Building Services Corporation (Savings and Transitional) Regulation 1989*. The enactment of clause 19A enables the repeal, by Schedule 5 to this Act, of that Regulation. In accordance with section 30A of the *Interpretation Act 1987* (as proposed to be inserted by an amendment in Schedule 1 to this Act), the transfer does not affect the operation (if any) or interpretation of the clause.

4.2 Compensation Court Act 1984 No 89

Schedule 4 Savings and transitional provisions

Insert after clause 4:

4A Superseded references to workers compensation commissioners

- (1) After the repeal of Part 8 of the *Workers Compensation Act 1987*, a reference to a workers compensation commissioner:
 - (a) in any Act (other than this Act), or
 - (b) in any instrument made under any Act, or
 - (c) in any other document of any kind,is to be read as a reference to the Compensation Court.
- (2) This clause is taken to have commenced on 15 September 1989.
- (3) Subclauses (1) and (2) re-enact (with minor modification) part of clause 3 of the *Compensation Court (Savings and Transitional) Regulation 1989*. Subclauses (1) and (2) are transferred provisions to which section 30A of the *Interpretation Act 1987* applies.

Schedule 4 Amendments transferring provisions

Commencement

The amendment to the *Compensation Court Act 1984* commences on the date of assent to this Act.

Explanatory note

The proposed amendment inserts in Schedule 4 (Savings and transitional provisions) to the *Compensation Court Act 1984* so much of a transitional provision contained in the *Compensation Court (Savings and Transitional) Regulation 1989* as is of possible on-going effect. The enactment of clause 4A enables the repeal, by Schedule 5 to this Act, of that Regulation. In accordance with section 30A of the *Interpretation Act 1987* (as proposed to be inserted in that Act by an amendment in Schedule 1 to this Act), the transfer does not affect the operation (if any) or meaning of the clause.

4.3 Crown Lands Act 1989 No 6

[1] Schedule 8 Savings, transitional and other provisions

Insert "Part 1 General provisions consequent on enactment of this Act" before clause 1.

[2] Schedule 8, Part 2

Insert after clause 25:

Part 2 Provisions relating to pending applications and other matters subject to Ministerial direction under clause 15

26 Commencement of Part

This Part is taken to have commenced on 1 May 1990.

27 Definitions

In this Part:

Crown Lands Acts does not include this Act or the Continued Tenures Act.

the Continued Tenures Act means the *Crown Lands (Continued Tenures) Act 1989*.

the Continued Tenures Regulation means the *Crown Lands (Continued Tenures) Regulation 1990*.

28 Application of Part

This Part applies to an application or other matter that was pending or commenced at the commencement of this Act if the Minister has issued a direction under clause 15 that it be dealt with as if the Crown Lands Acts, or section 28BB of the *Western Lands Act 1901* had not been repealed.

29 Purchases

On the granting of an application (to which this Part applies) to purchase land or for the conversion or purchase of a perpetual lease, term lease or special lease under the Crown Lands Acts, the purchase has effect as an incomplete purchase in force at the commencement of the Continued Tenures Act and the provisions of that Act and the Continued Tenures Regulation relating to incomplete purchases apply to that purchase.

30 Perpetual leases

On the granting of an application (to which this Part applies) to extend the term of a conditional lease, Crown-lease or prickly-pear lease to perpetuity, the lease has effect as a perpetual lease in force at the commencement of the Continued Tenures Act and the provisions of that Act and the Continued Tenures Regulation relating to perpetual leases apply to that lease.

31 Term leases

On the granting of an application (to which this Part applies) to extend the term of a conditional lease, Crown-lease or prickly-pear lease for an additional term of years, the lease has effect as a term lease in force at the commencement of the Continued Tenures Act and the provisions of that Act and the Continued Tenures Regulation relating to term leases apply to that lease.

32 Special leases

- (1) On the granting of an application (to which this Part applies) to extend the term of a special lease (other than a special lease granted over an expired conditional lease, the holder of which had failed to apply for extension of the term of the lease) for an additional term of years, the lease has effect as a special lease in force at the commencement of the Continued Tenures Act and the provisions of that Act (clause 5 of Part 5 of Schedule 2 excepted) and the Continued Tenures Regulation relating to special leases apply to that lease.
- (2) On the granting of an application (to which this Part applies) to extend the term of a special lease:
 - (a) to perpetuity, or
 - (b) in the case of a special lease for a term of years granted over an expired conditional lease (the holder of which had failed to apply for extension of the term of the lease), for an additional term of years,

the lease has effect as a special lease in force at the commencement of the Continued Tenures Act and the provisions of that Act (clause 4 of Part 5 of Schedule 2 excepted) and the Continued Tenures Regulation relating to special leases apply to that lease.

33 Permissive occupancies

On the granting of an application (to which this Part applies) for a permissive occupancy, the occupancy has effect as a permissive occupancy in force at the commencement of the Continued Tenures Act and the provisions of that Act and the Continued Tenures Regulation relating to permissive occupancies apply to that permissive occupancy.

34 Quarry licences

On the granting of an application (to which this Part applies) for a quarry licence or an interim quarry licence, the licence has effect as a quarry licence in force at the commencement of the Continued Tenures Act and the provisions of that Act and the Continued Tenures Regulation relating to quarry licences apply to that licence.

35 Permits to enclose roads or watercourses

On the granting of a permit to enclose a road or watercourse to which this Part applies:

- (a) pursuant to an application under section 202 of the *Crown Lands Consolidation Act 1913*, or
- (b) following a reference to a local land board under section 202 (b) of that Act,

the permit has effect as an enclosure permit granted under this Act and the provisions of this Act and the *Crown Lands Regulation 1990* relating to enclosure permits apply to that permit.

36 Transferred provisions to which Interpretation Act 1987 applies (section 30A)

- (1) Clauses 26–35 re-enact (with minor modification) clauses 2–11 of the *Crown Lands (Transitional Provisions) Regulation 1990*.
- (2) Clauses 26–35 are transferred provisions to which section 30A of the *Interpretation Act 1987* applies.

Commencement

The amendments to the *Crown Lands Act 1989* commence on the date of assent to this Act.

Explanatory note

Item (2) of the proposed amendments inserts in Schedule 8 (Savings, transitional and other provisions) to the Principal Act, as Part 2 of that Schedule, the substance of transitional provisions (of possible on-going effect) that are

Schedule 4 Amendments transferring provisions

contained in the *Crown Lands (Transitional Provisions) Regulation 1990*. The enactment of Part 2 of Schedule 8 enables the repeal, by Schedule 5 to this Act, of that Regulation. In accordance with section 30A of the *Interpretation Act 1987* (as proposed to be inserted in that Act by an amendment in Schedule 1 to this Act), the transfer does not affect the operation (if any) or meaning of the provisions.

Item (1) of the proposed amendments inserts an appropriate Part heading at the beginning of Schedule 8 to the Principal Act.

4.4 Health Insurance Levies Act 1982 No 159

[1] Schedule 3 Transitional provisions

Insert "**Part 1 Provisions consequent on enactment of Health Insurance Levies Act 1982**" after the Schedule heading.

[2] Schedule 3, Part 2

Insert after clause 3:

Part 2 Provision consequent on enactment of Health Insurance Levies (Administration) Amendment Act 1983

3A References to Commissioner or Assistant Commissioner for Health Insurance Levies

- (1) On and from the commencement of this clause, in any Act (other than this Act) or in any regulation, by-law or statutory instrument or in any document, whether of the same or of a different kind:
 - (a) a reference to the Commissioner for Health Insurance Levies, being a reference to the Commissioner referred to in section 6 of this Act, as in force before the commencement of this clause, or
 - (b) a reference to the Assistant Commissioner for Health Insurance Levies,

is to be read and construed as a reference to the Chief Commissioner for Health Insurance Levies or the Commissioner for Health Insurance Levies, respectively, referred to in section 6 of this Act, as amended by the *Health Insurance Levies (Administration) Amendment Act 1983*.

- (2) This clause is taken to have commenced on 22 April 1983 (the day appointed and notified under section 2 (2) of the *Health Insurance Levies (Administration) Amendment Act 1983*).
- (3) Subclauses (1) and (2) re-enact (with minor modification) clause 4 of Schedule 2 to the *Health Insurance Levies (Administration) Amendment Act 1983*. Subclauses (1) and (2) are transferred provisions to which section 30A of the *Interpretation Act 1987* applies.

[3] Schedule 3, Part 3

Insert “**Part 3 Provision consequent on enactment of State Revenue Legislation (Further Amendments) Act 1992**” after clause 3A.

[4] Schedule 3, Part 4

Insert “**Part 4 Provision consequent on enactment of State Revenue Legislation (Amendment) Act 1994**” after clause 4.

Commencement

The amendments to the *Health Insurance Levies Act 1982* commence on the date of assent to this Act.

Explanatory note

Item (2) of the proposed amendments inserts in Schedule 3 (Transitional provisions) to the Principal Act, as Part 2 of that Schedule, the substance of a transitional provision (of possible on-going effect) that is contained in clause 4 of Schedule 2 to the *Health Insurance Levies (Administration) Amendment Act 1983*. The enactment of clause 3A enables the repeal, by Schedule 5 of this Act, of that Act. In accordance with section 30A of the *Interpretation Act 1987* (as proposed to be inserted in that Act by an amendment in Schedule 1 to this Act), the transfer does not affect the operation (if any) or meaning of the provision. Items (1), (3) and (4) of the proposed amendments also insert appropriate Part headings in Schedule 3 to the Principal Act.

4.5 New South Wales Crime Commission Act 1985 No 117

[1] Section 38

Insert after section 37:

38 Savings and transitional provisions

Schedule 4 has effect.

[2] Schedule 4

Insert after Schedule 3:

Schedule 4 Savings and transitional provisions

(Section 38)

1 References to relevant drug activities

- (1) On and from the commencement of this clause, a reference in any document to a relevant drug activity is to be read as a reference to a relevant criminal activity.
- (2) This clause is taken to have commenced on 1 January 1989 (the date of commencement of Schedule 1 to the *State Drug Crime Commission (Further Amendment) Act 1988*).
- (3) Subclauses (1) and (2) re-enact (with minor modification) clause 2 of Schedule 2 to the *State Drug Crime Commission (Further Amendment) Act 1988*. Subclauses (1) and (2) are transferred provisions to which section 30A of the *Interpretation Act 1987* applies.

Commencement

The amendments to the *New South Wales Crime Commission Act 1985* commence on the date of assent to this Act.

Explanatory note

Item (2) of the proposed amendments inserts a Schedule of savings and transitional provisions (Schedule 4) in the *New South Wales Crime Commission Act 1985* (formerly named the *State Drug Crime Commission Act 1985*). The amendment transfers to that Schedule the substance of a transitional provision (of possible on-going effect) from the *State Drug Crime Commission (Further Amendment) Act 1988*. The enactment of Schedule 4 enables the repeal, by Schedule 5 to this Act, of that Act. In accordance with section 30A of the *Interpretation Act 1987* (as proposed to be inserted in that Act by an amendment in Schedule 1 to this Act), the transfer does not affect the operation (if any) or meaning of the provisions.

Item (1) is a formal provision that gives effect to the Schedule of savings and transitional provisions inserted in the Principal Act.

4.6 Public Hospitals Act 1929 No 8

[1] Section 43

Insert after section 42:

43 Savings and transitional provisions

The Seventh Schedule has effect.

[2] Seventh Schedule

Insert after the Sixth Schedule:

**Seventh
Schedule Savings and transitional provisions**

(Section 43)

1 Definitions

In this Schedule:

appointed day means:

- (a) in relation to The Royal Alexandra Hospital for Children and The Sydney Hospital, 11 January 1985,
- (b) in relation to The Royal Prince Alfred Hospital, 29 November 1985.

pre-existing board means:

- (a) in relation to The Royal Alexandra Hospital for Children, the board of management referred to in the *Royal Alexandra Hospital for Children Incorporation Act of 1906*, of The Royal Alexandra Hospital for Children,
- (b) in relation to The Sydney Hospital, the Board of Directors referred to in the *Sydney Hospital Act of 1881*, of The Sydney Hospital,
- (c) in relation to The Royal Prince Alfred Hospital, the board of directors referred to in the *Prince Alfred Hospital Act 1902*, of The Royal Prince Alfred Hospital.

security includes any stock, shares, rights or debentures.

the amending Act means the *Public Hospitals (Hospitals Incorporation) Amendment Act 1983*.

2 Power of investment of The Royal Alexandra Hospital for Children and The Sydney Hospital

- (1) Subject to subclause (3), the power of investment contained in section 18 of the *Royal Alexandra Hospital for Children Incorporation Act of 1906* and conferred on the pre-existing board immediately before the appointed day may, on and from that day, continue to be exercised by the Board of Directors of The Royal Alexandra Hospital for Children.
- (2) Subject to subclause (3), the power of investment contained in section 12 of the *Sydney Hospital Act of 1881* and conferred on the pre-existing board immediately before the appointed day may, on and from that day, continue to be exercised by the Board of Directors of The Sydney Hospital.

-
- (3) No funds of The Royal Alexandra Hospital for Children or The Sydney Hospital are to be invested in any securities of any corporation unless:
- (a) there are at least 2 members of the Board of Directors of the relevant Hospital, each of whom has had, in the course of his or her professional or commercial activities, not less than 10 years' experience in the investment of funds in securities of public corporations, or
 - (b) before the investment of the funds in any securities of a corporation (other than securities of a corporation offered to the relevant Hospital by virtue of its already being a holder of securities of that corporation) the Board of Directors of the relevant Hospital obtains from a partner of a firm of stock and share brokers trading on the Sydney Stock Exchange advice that it would be reasonable for the relevant Hospital to make that investment.
- (4) The provisions of this clause have effect despite clause 3 of Schedule 4 to the amending Act.
- (5) This clause is taken to have commenced on 11 January 1985.

3 Control and management of the Thomas Walker Convalescent Hospital

- (1) The powers, authorities, duties and functions with respect to the control, management and administration of the Thomas Walker Convalescent Hospital conferred pursuant to section 19A (1) of the *Walker Trusts Act 1938* on the pre-existing board of The Royal Prince Alfred Hospital immediately before the appointed day may, on and from that day, continue to be exercised or performed by the Board of Directors of The Royal Prince Alfred Hospital.

Schedule 4 Amendments transferring provisions

- (2) This clause is taken to have commenced on 29 November 1985.

4 Transferred provisions to which Interpretation Act 1987 applies (section 30A)

- (1) Clauses 1–3 re-enact (with minor modification) the following:
- (a) clauses 2–4 of the *Public Hospitals (The Royal Alexandra Hospital for Children) Savings and Transitional Regulation 1985*,
 - (b) clauses 2–4 of the *Public Hospitals (The Sydney Hospital) Savings and Transitional Regulation 1985*,
 - (c) clauses 2–4 of the *Public Hospitals (Royal Prince Alfred Hospital) Savings and Transitional Regulation 1985*.
- (2) Clauses 1–3 are transferred provisions to which section 30A of the *Interpretation Act 1987* applies.

Commencement

The amendments to the *Public Hospitals Act 1929* commence on the date of assent to this Act.

Explanatory note

Item (2) of the proposed amendments inserts a Schedule of savings and transitional provisions (the Seventh Schedule) in the *Public Hospitals Act 1929*. The amendment transfers to that Schedule the substance of certain transitional provisions (of possible on-going effect) contained in the *Public Hospitals (The Royal Alexandra Hospital for Children) Savings and Transitional Regulation 1985*, the *Public Hospitals (The Sydney Hospital) Savings and Transitional Regulation 1985* and the *Public Hospitals (Royal Prince Alfred Hospital) Savings and Transitional Regulation 1985*. The enactment of the Seventh Schedule enables the repeal, by Schedule 5 to this Act, of those Regulations. In accordance with section 30A of the *Interpretation Act 1987* (as proposed to be inserted in that Act by an amendment in Schedule 1 to this Act), the transfer does not affect the operation (if any) or meaning of the provisions.

Item (1) is a formal provision that gives effect to the Schedule of savings and transitional provisions inserted in the Principal Act.

4.7 Roads Act 1993 No 33

[1] Schedule 2 Savings, transitional and other provisions

Insert after clause 6:

6A Application of section 145 (3) to new public roads

- (1) This clause applies to any public road (other than a freeway or a Crown road) within a local government area, being a road that is owned by a public authority (other than the council of the area) after 1 July 1993 but before the day appointed by proclamation under clause 6 (4).
- (2) Section 145 (3) does not operate to divest any such public road from the public authority in which it is vested for so long as this clause remains in effect with respect to the road.
- (3) This clause ceases to have effect with respect to any public road if a regulation is made under this Act declaring that the same or some other public authority is the roads authority for the road.
- (4) This clause ceases to have effect on the day appointed by proclamation under clause 6 (4).
- (5) This clause is taken to have commenced on 1 July 1993.

[2] Schedule 2

Insert after clause 15:

15A Preservation of delegations and authorisations

- (1) Any delegation or authorisation in force under a provision of the *State Roads Act 1986*, the *Crown and Other Roads Act 1990*, Part 9 of the *Local Government Act 1919*, the *Public Gates Act 1901* or the *Traffic Safety (Lights and Hoardings) Act 1951* continues to have effect as if it had been granted under the corresponding provision of this Act, and may be amended or revoked accordingly.
- (2) This clause is taken to have commenced on 1 July 1993.

[3] Schedule 2

Insert after clause 16:

16A Transferred provisions to which Interpretation Act 1987 applies (section 30A)

Clauses 6A, 15A, 64A and 64B re-enact (with minor modification) clauses 4–7 of the *Roads (Savings and Transitional) Regulation 1993*. Clauses 6A, 15A, 64A and 64B are transferred provisions to which section 30A of the *Interpretation Act 1987* applies.

[4] Schedule 2

Insert after clause 64:

64A Continued application of savings and transitional provisions under the repealed Act

- (1) Without affecting clause 64, clauses 2 and 6 of Schedule 2 to the repealed Act, and the remaining provisions of that Act to the extent to which it is necessary to give effect to those clauses, continue to have effect as if that Act had not been repealed.
- (2) This clause is taken to have commenced on 1 July 1993.

64B Disposal of land from roads closed under the repealed Act

- (1) Without affecting clause 64, sections 38 (2), 42, 43 and 44 apply to and in respect of land comprising a former road closed in accordance with:
 - (a) clause 60, or
 - (b) clause 64A,in the same way as they apply to and in respect of land comprising a former public road closed under Part 4.
- (2) This clause is taken to have commenced on 1 July 1993.

Commencement

The amendments to the *Roads Act 1993* commence on the date of assent to this Act.

Explanatory note

The amendments made by items (1), (2) and (4) re-enact, in Schedule 2 (Savings, transitional and other provisions) to the Principal Act, the substance of certain transitional provisions (of possible on-going effect) contained in the *Roads (Savings and Transitional) Regulation 1993*. The enactment of clauses 6A, 15A, 64A and 64B enables the repeal, by Schedule 5 to this Act, of that Regulation. In accordance with section 30A of the *Interpretation Act 1987* (as proposed to be inserted in that Act by an amendment in Schedule 1 to this Act), the transfer does not affect the operation (if any) or meaning of the provisions.

4.8 Traffic Act 1909 No 5

Schedule 1 Savings, transitional and other provisions

Insert after clause 1:

**Part 1A Provision consequent on enactment of
Motor Traffic (Penalty Defaults) Amendment
Act 1987**

**1A Cancellation of licence or registration in default of
payment of penalty**

- (1) Section 18C, as amended by the *Motor Traffic (Penalty Defaults) Amendment Act 1987*, applies in relation to:
 - (a) notices issued under section 18B, and
 - (b) convictions made,before, as well as on or after, 1 January 1988.
- (2) This clause is taken to have commenced on 1 January 1988.
- (3) Subclause (1) re-enacts (with minor modification) section 4 of the *Motor Traffic (Penalty Defaults) Amendment Act 1987*. Subclause (1) is a transferred provision to which section 30A of the *Interpretation Act 1987* applies.

Schedule 4 Amendments transferring provisions

Commencement

The amendment to the *Traffic Act 1909* commences on the date of assent to this Act.

Explanatory note

The proposed amendment inserts in Schedule 1 (Savings, transitional and other provisions) to the *Traffic Act 1909* the substance of a transitional provision (of possible on-going effect) that is contained in the *Motor Traffic (Penalty Defaults) Amendment Act 1987*. The enactment of clause 1A enables the repeal, by Schedule 5 to this Act, of that Act. In accordance with section 30A of the *Interpretation Act 1987* (as proposed to be inserted in that Act by an amendment in Schedule 1 to this Act), the transfer does not affect the operation (if any) or meaning of the provision.

Schedule 5 Repeals

(Section 4)

Repeal of Acts

Scaffolding and Lifts (Amendment) Act 1958 No 3**

Motor Vehicles (Third Party Insurance) and Law Reform (Miscellaneous Provisions) Amendment Act 1962 No 42**

State Coal Mines (Amendment) Act 1967 No 4**

Mines Inspection (Amendment) Act 1967 No 80**

Motor Traffic, Metropolitan Traffic and Transport (Amendment) Act 1968 No 2**

Motor Vehicles (Third Party Insurance) Amendment Act 1972 No 35**

Motor Traffic and Transport (Amendment) Act 1974 No 31**

Coal Mining (Amendment) Act 1974 No 76**

Miscellaneous Acts (Administrative Changes) Amendment Act 1975 No 65**

Miscellaneous Acts (Administrative Changes) Amendment Act (No 2) 1975 No 84**

Coal Mining (Amendment) Act 1976 No 98**

New South Wales Film Council (Dissolution) Act 1977 No 90***

Motor Vehicles (Third Party Insurance) Amendment Act 1977 No 113**

Motor Dealers (Amendment) Act 1978 No 115**

Mines Inspection (Amendment) Act 1978 No 145**

Electricity Development (Amendment) Act 1978 No 148**

Criminal Appeal (Bail) Amendment Act 1978 No 165**

Motor Traffic (Speed Limits) Amendment Act 1979 No 16**

Regional Organisation (Repeal) Act 1979 No 36***

Fisheries and Oyster Farms (Amendment) Act 1979 No 112**

Poisons (Amendment) Act 1979 No 147**

Schedule 5 Repeals

Gaming and Betting (Race-Meetings) Amendment Act 1979 No 197**
Small Businesses' Loans Guarantee (Amendment) Act 1980 No 113**
Lotteries and Art Unions (Amendment) Act 1980 No 147**
Pawnbrokers (Amendment) Act 1980 No 150**
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Traffic (Negligent Driving Offences) Amendment Act 1994 No 79**

Note:

- indicates repeal of an Act whose savings, transitional or other provisions of on-going effect are transferred (by Schedule 4 to this Act) to the Principal Act
- ** indicates repeal of an amending Act the provisions of which have been included in a reprint and which contains no provision of substantive effect that needs to be retained, or which amends a repealed Act
- *** indicates repeal of an Act that is no longer of practical utility

Repeal of Regulations

Miscellaneous Acts (Education Commission) Savings and Transitional Regulation 1980**
Companies (Application of Laws—Transitional Provisions) Regulations 1982***
Health Administration (Savings and Transitional Provisions) Regulation 1983**
Housing (Transitional Provisions) Regulation 1983***
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Public Hospitals (The Sydney Hospital) Savings and Transitional Regulation 1985*

Statute Law (Transitional Provisions) Regulation 1985***

Co-operation (Transitional) Regulation 1985***

Public Hospitals (Royal Prince Alfred Hospital) Savings and Transitional Regulation 1985*

Motor Dealers (Transitional Provisions) Regulation 1986**

Transitional Regulation under the Firearms and Dangerous Weapons (Amendment) Act 1985 published in Gazette No 97 of 20 June 1986 at page 2834***

Workers' Compensation (Transitional Provisions) Regulation (No 1) 1986**

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Dentists (Savings and Transitional) Regulation 1990***

Radiation Control (Transitional) Regulation 1990***

Roads (Savings and Transitional) Regulation 1993*

Note:

- * indicates repeal of a regulation whose savings, transitional or other provisions of on-going effect are transferred (by Schedule 4 to this Act) to the enabling Act
- ** indicates repeal of a regulation that contains no provision of substantive effect that needs to be retained
- *** indicates repeal of a regulation the provisions of which are spent or no longer of practical utility

Explanatory note

The repeals are explained in detail in the explanatory note relating to this Act. In relation to the repeal of amending Acts, it should be noted that the Acts are repealed simply to rationalise the legislation in force and that the repeals have no substantive effect on the amendments made by the Acts or any associated provisions.

Section 30 (2) of the *Interpretation Act 1987* ensures that, when an amending Act is repealed, no amendment made by the Act is affected. Section 30 (2) also ensures that the following matters are not affected:

- (a) the proof of any past act or thing,
- (b) any right, privilege, obligation or liability saved by the operation of the Act,
- (c) any validation made by the Act.

Schedule 6 General savings, transitional and other provisions

(Section 5)

1 Effect of amendment of amending provisions

- (1) An amendment made by Schedule 1 or 2 to an amending provision contained in an Act is, if the amending provision has commenced before the date of assent to this Act, taken to have effect as from the commencement of the amending provision.
- (2) In this clause:

amending provision means a provision of an Act, or of any other instrument, being a provision that has commenced and that makes a direct amendment to an Act by:

- (a) the repeal or omission of matter contained in the amended Act without the insertion of any matter instead of the repealed or omitted matter, or
- (b) the omission of matter contained in the amended Act and the insertion of matter instead of the omitted matter, or
- (c) the insertion into the amended Act of matter, not being matter inserted instead of matter omitted from the Act,

whether the provision was enacted before or after the commencement of the *Reprints Act 1972*.

Explanatory note

This clause ensures that amendments correcting errors in the technical provisions (for example, headings indicating the section to be amended or directions as to where a new section is to be inserted) and rectifying minor drafting defects (for example, corrections in numbering of provisions, correction or insertion of cross-references, omission of unnecessary matter or insertion of omitted matter) will commence on the date the amendments to which they relate commenced.

2 Effect of amendment or repeal on acts done or decisions made

Except where it is expressly provided to the contrary, if this Act:

- (a) amends a provision of an Act, or
- (b) repeals and re-enacts (with or without modification) a provision of an Act,

any act done or decision made under the provision amended or repealed has effect after the amendment or repeal as if it had been done or made under the provision as so amended or repealed.

Explanatory note

This clause ensures that the amendment or repeal of a provision will not, unless expressly otherwise provided, vitiate any act done or decision made under the provision as in force before the amendment or repeal.

3 Amendments removing gender-specific language

- (1) The amendments made to an Act by Schedule 3 are made for the purposes of replacing gender-specific language with gender-neutral language. The amendments contained in that Schedule do not affect the construction or meaning of any Act.
- (2) A Notice that was a copy of the Notice set forth in the Schedule to the *Innkeepers Act 1968* before the amendment made to that Schedule by Schedule 3 to this Act is taken to be a copy of the Notice as so amended.

Explanatory note

This clause ensures that amendments that are made solely for the purposes of removing gender-specific language from an Act do not have any unintended consequences. A similar provision to clause (1) is included in the *Reprints Act 1972* (section 11).

Clause (2) is in the nature of a transitional provision. An innkeeper's liability with respect to guests' property is limited in certain circumstances if the innkeeper displays "a copy" of the Notice set out in the Schedule to the *Innkeepers Act 1968* in the places and manner specified by that Act. The Notice is amended by Schedule 3 to this Act. Accordingly, clause (2) provides that a notice that met the requirements of the *Innkeepers Act 1968* before that amendment is taken also to meet its requirements after the amendment.

4 Regulations

- (1) The Governor may make regulations containing provisions of a savings or transitional nature consequent on the enactment of this Act.
- (2) Any such provision may, if the regulations so provide, take effect from the date of assent to this Act or a later date.
- (3) To the extent to which any such provision takes effect from a date that is earlier than the date of its publication in the Gazette, the provision does not operate so as:
 - (a) to affect, in a manner prejudicial to any person (other than the State or any authority of the State), the rights of that person existing before the date of its publication, or
 - (b) to impose liabilities on any person (other than the State or an authority of the State) in respect of anything done or omitted to be done before the date of its publication.

Explanatory note

This clause enables the making of regulations of a savings or transitional nature having a short term effect and relating to incidental matters arising out of the proposed Act with regard to which no specific, or sufficient, provision has been made in the Act.

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Legislative Assembly on 31 May 1995
Legislative Council on 9 June 1995 am]

