

ADMINISTRATIVE CHANGES (CONSEQUENTIAL PROVISIONS) ACT 1976

No. 91 of 1976

An Act to amend certain Acts in consequence of certain Administrative Changes, and to provide for related matters.

BE IT ENACTED by the Queen, and the Senate and House of Representatives of the Commonwealth of Australia, as follows:—

Short title

1 This Act may be cited as the Administrative Changes (Consequential Provisions) Act 1976.¹

Commencement.

2. (1) Subject to this section, this Act shall come into operation on the day on which it receives the Royal Assent.¹

(2) The amendments of the *Administrative Appeals Tribunal Act 1975* made by this Act shall be deemed to have come into operation on the date of commencement of that Act.

(3) The amendments of the *Child Care Act 1972* made by this Act shall be deemed to have come into operation on 23 June 1976.

(4) The amendments of the *Cities Commission (Repeal) Act 1975* made by this Act shall be deemed to have come into operation on the date of commencement of that Act.

(5) The amendment of the *National Health Amendment Act 1976* made by this Act shall come into operation on the day on which this Act receives the Royal Assent.¹

(6) The amendments of the *Roads Grants Act 1974* made by this Act shall be deemed to have come into operation on the date of commencement of the *Roads Acts Amendment Act 1976*.

(7) The amendments of each other Act specified in the Schedule made by this Act shall be deemed to have come into operation on 22 December 1975.

Amendment of Acts.

3. The Acts specified in the Schedule are amended as set out in the Schedule.

Validity of actions under Acts amended by this Act.

4. (1) Subject to sub-sections (2) and (3), any act or thing done or purporting to have been done under, by virtue of or in pursuance of a provision of an Act, being a provision specified in the Schedule, on or after the date on which that provision is deemed to have been amended

by this Act and before the commencement of this section shall be deemed to have been done under, by virtue of or in pursuance of that provision as so amended.

(2) Nothing in this Act shall be taken to affect the continued operation of the order made on 22 December 1975 under **section 19B** of the *Acts Interpretation Act 1901* in relation to any reference in an Act or instrument, being a reference not amended by this Act.

(3) Nothing in this Act invalidates any act or thing done before the commencement of this section, being an act or thing that would have been valid if this Act had not been passed.

SCHEDULE

Section 3

AMENDMENT OF ACTS

Acts	Provisions	Amendments
<i>Administrative Appeals Tribunal Act 1975</i>	Schedule—clauses 10 (1) (a) and (2) , 11 (1) and (2) and 26 (1) and (2)	Omit “Police and Customs”, substitute “Business and Consumer Affairs”.
	Schedule—clauses 10 (1) (b) and (2) (b)	Omit “Agriculture” (wherever occurring). substitute “Primary Industry”.
<i>Aged or Disabled Persons Homes Act 1954</i>	Section 10H (1)	Omit “Department of Social Services”, substitute “Department of Social Security”.
<i>Aged Persons Hostels Act 1972</i>	Section 6 (3)	Omit “Social Services”, substitute “Social Security”.
<i>Aliens Act 1947</i>	Section 4 (1) (definition of “officer”)	Omit “Immigration”, substitute “Immigration and Ethnic Affairs”.
<i>Aluminium Industry Act 1960</i>	Section 8	Omit “National Development”, substitute “National Resources”.
<i>Atomic Energy Act 1953</i>	Section 19 (2)	(a) Omit “, the Territory of Papua and the Territory of New Guinea, or any of those Territories,”.

		(b) Omit “of State for Territories”, substitute “administering the <i>Norfolk Island Act 1957</i> ”.
<i>Australian Citizenship Act 1948</i>	Section 5 (1) (definitions of “Australian consulate” and “the Secretary”)	Omit “Immigration”, substitute “Immigration and Ethnic Affairs”.
<i>Australian Housing Corporation Act 1975</i>	Sections 3 (5), 12 (1) (a), 14 (4) and 37 (2)	Omit “Housing and Construction”, substitute “Environment, Housing and Community Development”.
<i>Australian Industry Development Corporation Act 1970</i>	Section 8A (6) (e)	Omit “Minerals and Energy”, substitute “National Resources”.
	Sections 11 (1), (2), (3) and (4) (a) and (4) (b), 16, 19 (5) and 21A	(a) Omit “Minerals and Energy” (wherever occurring), substitute “National Resources”.
		(b) Omit “Manufacturing Industry” (wherever occurring), substitute “Industry and Commerce”.
<i>Australian National Airlines Act 1945</i>	Section 21 (3)	Omit “Services and Property”, substitute “Administrative Services”.
<i>Patents, Trade Marks, Designs and Copyright Act 1939</i>	Section 9 (1)	Omit “Attorney General”, substitute “Minister”.
<i>Pay-roll Tax Assessment Act 1941</i>	Sections 11 (7) and (8) and 16A (1) (definition of “the Secretary”)	Omit “Trade and Industry”, substitute “Overseas Trade”.
<i>Petroleum Search Subsidy Act 1959</i>	Sections 3 (definition of “the Secretary”) and 10A (1)	Omit “Minerals and Energy”, substitute “National Resources”.
<i>Pig Meat Promotion Act 1975</i>	Sections 9 (1) (b) and 10	Omit “Agriculture”, substitute “Primary Industry”.
<i>Pig Slaughter Levy Collection Act 1971</i>	Section 3 (definition of “the Secretary”)	Omit “Agriculture”, substitute “Primary Industry”.
<i>Pipeline Authority Act 1973</i>	Sections 3 (1) (definition of “Secretary”) and 6 (1) (b)	Omit “Minerals and Energy”, substitute “National Resources”.
<i>Postal and Telecommunications Commissions Transitional Provisions) Act 1975</i>	Section 29 (1) (a) and (b)	After “Department”, insert “or the Postal and Telecommunications Department”.
<i>Prices Justification Act 1973</i>	Section 31 (4)	Omit “Attorney General”, substitute “Minister”.

<i>Racial Discrimination Act</i> 1975	Sections 2 (3), 28 (2), 32, 34 (2) (a), 35, 36, 41 (1) and 46	Omit “Attorney General” (wherever occurring), substitute “Minister”.
<i>Removal of Prisoners (Territories) Act</i> 1923	Sections 8A (14) (b) and 10A (5) (b)	Omit “External Territories”, substitute “Administrative Services”.
<i>Repatriation Act</i> 1920	Sections 8A and 8B	Omit “and Compensation” (wherever occurring).
<i>Roads Grants Act</i> 1974	Section 4	Omit “A Minister” and “a Minister” (wherever occurring), substitute “The Minister” and “the Minister” respectively.
<i>Sales Tax Assessment Act (No. 5)</i> 1930	Sections 6A (3) (b) and 6B (5) (b)	Omit “Customs and Excise”, substitute “Business and Consumer Affairs”.
<i>Science and Industry Research Act</i> 1949	Section 32	Repeal the section.
<i>Seamen’s Compensation Act</i> 1911	Section 13 (1)	Omit “Customs and Excise”, substitute “Business and Consumer Affairs”.
<i>Seamen’s War Pensions and Allowances Act</i> 1940	Section 14 (3)	Omit “and Compensation”.
<i>Ship Construction Bounty Act</i> 1975	Section 25 (1)	Omit “Transport”, substitute “Industry and Commerce”.
<i>Stevedoring Industry (Temporary Provisions) Act</i> 1967	Sections 6K (1) (f) and 6M	Omit “Labour” (wherever occurring), substitute “Employment and Industrial Relations”.
<i>Supply and Development Act</i> 1939	Section 4 (definition of “the Department”)	Omit “Manufacturing Industry”, substitute “Industry and Commerce”.
<i>Temple Society Trust Fund</i> 1949	Section 5 (1) (a)	Omit “Immigration”, substitute “Immigration and Ethnic Affairs”.
<i>Trade Marks Act</i> 1955	Section 10 (1)	Omit “Attorney General”, substitute “Minister”.
	Section 103 (2)	Omit “Trade and Customs”, substitute “Business and Consumer Affairs”.