

Add:

Note: For rules that apply to acting appointments, see section 33A of the *Acts Interpretation Act 1901*.

481 Subsections 13(2) to (8)

Repeal the subsections.

482 Subsection 14(4)

Omit “Paragraph 34AB(c)”, substitute “Paragraph 34AB(1)(c)”.

Customs Tariff Act 1995

483 Schedule 3 (Section XI, paragraph (b) of Additional Note 1)

Omit “Standards Australia International Limited”, substitute “Standards Australia”.

484 Schedule 3 (Section XI, subparagraph (b)(i) of Additional Note 1)

Omit “AS 2001.4.15”, substitute “Australian Standard AS2001.4.15”.

485 Schedule 3 (Section XI, subparagraph (b)(ii) of Additional Note 1)

Omit “AS 2001.4.21”, substitute “Australian Standard AS2001.4.21”.

486 Schedule 3 (Section XI, paragraph (c) of Additional Note 1)

Omit “Standards Australia International Limited Standard AS 2001.4.1”, substitute “Australian Standard AS2001.4.1”.

Defence Act 1903

487 Subsection 9C(1)

Omit “(1)”.

488 Paragraph 9C(1)(b)

Omit “office;”, substitute “office.”.

489 Subsection 9C(1)

1115 Subsection 87(4) (note)

Omit “subsection 46(2) of the *Acts Interpretation Act 1901*”, substitute “subsection 13(3) of the *Legislative Instruments Act 2003*”.

1116 Subsection 95(1) (note)

Omit “subsection 46(2) of the *Acts Interpretation Act 1901*”, substitute “subsection 13(3) of the *Legislative Instruments Act 2003*”.

1117 Subsection 96(1) (note)

Omit “subsection 46(2) of the *Acts Interpretation Act 1901*”, substitute “subsection 13(3) of the *Legislative Instruments Act 2003*”.

1118 Paragraph 377(1)(a)

Omit “Standards Australia International Limited”, substitute “Standards Australia”.

1119 Paragraphs 378(2)(a) and (b)

Omit “Standards Australia International Limited”, substitute “Standards Australia”.

1120 Paragraph 381(1)(a)

Omit “Standards Australia International Limited”, substitute “Standards Australia”.

1121 Paragraphs 382(2)(a) and (b)

Omit “Standards Australia International Limited”, substitute “Standards Australia”.

1122 Paragraph 385(1)(a)

Omit “Standards Australia International Limited”, substitute “Standards Australia”.

1123 Paragraphs 386(2)(a) and (b)

Omit “Standards Australia International Limited”, substitute “Standards Australia”.

1124 Paragraphs 405(2)(a) and (b)

Omit “Standards Australia International Limited”, substitute “Standards Australia”.

1125 Paragraphs 422(2)(a) and (b)

Omit “Standards Australia International Limited”, substitute “Standards Australia”.

1126 Subsection 531C(1) (note)

Omit “subsection 46(3)”, substitute “subsection 33(3AB)”.

1127 Section 531M (note 1)

Omit “section 17AA”, substitute “section 2B”.

1128 Subsection 531N(4) (note)

Omit “section 17AA”, substitute “section 2B”.

1129 Clause 31 of Schedule 1 (definition of *business day*)

Repeal the definition.

1130 Clause 2 of Schedule 3 (definition of *business day*)

Repeal the definition.

1131 Subclause 6(3) of Schedule 3 (note)

Omit “subsection 46(2) of the *Acts Interpretation Act 1901*”, substitute “subsection 13(3) of the *Legislative Instruments Act 2003*”.

1132 Subclause 27(8) of Schedule 3 (note)

Omit “section 46”, substitute “subsection 33(3AB)”.

1133 Subclauses 44(4) and (5) of Schedule 3 (note)

Omit “section 46 of the *Acts Interpretation Act 1901*”, substitute “subsection 13(3) of the *Legislative Instruments Act 2003*”.

1134 Subclause 46(1) of Schedule 3 (note)

Omit “subsection 46(2) of the *Acts Interpretation Act 1901*”, substitute “subsection 13(3) of the *Legislative Instruments Act 2003*”.

1135 Subclause 2(1) of Schedule 3A (definition of *continental shelf*)

Repeal the definition.

1136 Subclause 2(1) of Schedule 3A (definition of *exclusive economic zone*)

Repeal the definition.

Telecommunications (Consumer Protection and Service Standards) Act 1999

1137 Subsection 158V(1)

Omit “(1)”.

1138 At the end of subsection 158V(1)

Add:

Note: For rules that apply to acting appointments, see section 33A of the *Acts Interpretation Act 1901*.

1139 Subsection 158V(2)

Repeal the subsection.

Telecommunications (Interception and Access) Act 1979

1140 Subsection 203(1) (note 2)

Omit “subsection 46(3)”, substitute “subsection 33(3AB)”.

Telecommunications (Numbering Charges) Act 1997

1141 Subsection 15(2) (note)

Omit “subsection 46(2) of the *Acts Interpretation Act 1901*”, substitute “subsection 13(3) of the *Legislative Instruments Act 2003*”.

1142 Subsection 22(3) (note)

Omit “subsection 46(2) of the *Acts Interpretation Act 1901*”, substitute “subsection 13(3) of the *Legislative Instruments Act 2003*”.

Terrorism Insurance Act 2003

1143 Section 3 (note at the end of the definition of *Australia*)

Omit “paragraph 17(a) of the *Acts Interpretation Act 1901* (which”, substitute “section 2B of the *Acts Interpretation Act 1901* (which provides that in any Act *Australia*”.

1144 Subsection 14(1)

Omit “(1)”.

1145 At the end of subsection 14(1)

Add:

Note: For rules that apply to acting appointments, see section 33A of the *Acts Interpretation Act 1901*.

1146 Subsection 14(2)

Repeal the subsection.

1147 At the end of subsections 27(1) and (2)

Add:

Note: For rules that apply to acting appointments, see section 33A of the *Acts Interpretation Act 1901*.

1148 Subsection 27(3)

Repeal the subsection.

Textile, Clothing and Footwear Investment and Innovation Programs Act 1999

1149 Section 4 (definition of *business day*)

Repeal the definition.

Therapeutic Goods Act 1989

1150 Subparagraph 10(2)(a)(vii)

Omit “the Standards Australia International Limited”, substitute “Standards Australia”.

1151 Subsection 32CB(1) (note 1)

Omit “subsection 46(3)”, substitute “subsection 33(3AB)”.

1152 Subsection 32CD(1) (note)

Omit “subsection 46(3)”, substitute “subsection 33(3AB)”.

1153 Subsection 38(2B) (note 1)

Omit “subsection 46(3)”, substitute “subsection 33(3AB)”.

1154 Subsection 40B(4) (note 1)

Omit “subsection 46(3)”, substitute “subsection 33(3AB)”.

1155 Paragraph 41CC(2)(a)

Omit “Standards Australia International Limited”, substitute “Standards Australia”.

1156 Paragraph 41DD(2)(a)

Omit “Standards Australia International Limited”, substitute “Standards Australia”.

Tourism Australia Act 2004

1157 Subsection 16(1) (note)

Repeal the note, substitute:

Note: For rules that apply to persons acting as the Chair, see section 33A of the *Acts Interpretation Act 1901*.

1158 At the end of subsections 16(2) and (3)

Add:

Note: For rules that apply to acting appointments, see section 33A of the *Acts Interpretation Act 1901*.

1159 Subsection 16(4)

Repeal the subsection.

1160 Subsection 47(1)

Omit “(1)”.

1161 Subsection 47(1) (note)

Repeal the note, substitute:

Note: For rules that apply to acting appointments, see section 33A of the *Acts Interpretation Act 1901*.

1162 Subsection 47(2)

Repeal the subsection.

Trade Marks Act 1995

1163 Section 6A (note)

Repeal the note, substitute:

Note: For example, a period of 3 months from an event on 30 September ends on 30 December under this rule.

1164 Subsection 215(7) (note)

Omit “Section 28A”, substitute “Subsection 28A(1)”.

Transport Safety Investigation Act 2003

1165 Subsection 13A(2) (note)

Omit “subsection 33(4A)”, substitute “section 33AA”.

1166 At the end of subsection 13AH(1)

Add:

Note: For rules that apply to acting appointments, see section 33A of the *Acts Interpretation Act 1901*.

1167 Subsection 13AH(3)

Repeal the subsection.

1168 Subsection 63B(3) (note)

Omit “section 17AA”, substitute “section 2B”.

1169 Subsection 63C(2) (note)

Omit “section 17AA”, substitute “section 2B”.

Veterans’ Entitlements Act 1986

1170 Subparagraph 5E(2)(aa)(i)

Omit “section 22B”, substitute “section 2E”.

War Graves Act 1980

1171 Subsection 10(1)

Omit “(1)”.

1172 Paragraph 10(1)(b)

Omit “office;”, substitute “office.”.

1173 Subsection 10(1)

Omit “but a person appointed to act during a vacancy shall not continue so to act for more than 12 months.”.

1174 At the end of subsection 10(1)

Add:

Note: For rules that apply to acting appointments, see section 33A of the *Acts Interpretation Act 1901*.

1175 Subsections 10(2) to (7)

Repeal the subsections.

Water Act 2007

1176 Subsection 178(1) (note)

Repeal the note, substitute:

Note: An Authority member may be reappointed: see section 33AA of the *Acts Interpretation Act 1901*.

1177 Subsection 179(2) (note)

Repeal the note, substitute:

Note: An Authority member may be reappointed: see section 33AA of the *Acts Interpretation Act 1901*.

1178 At the end of subsections 180(1A), (1) and (2)

Add:

Note: For rules that apply to acting appointments, see section 33A of the *Acts Interpretation Act 1901*.

1179 Subsection 180(5)

Repeal the subsection.

1180 Subsection 201A(1) (note)

Repeal the note, substitute:

Note: The Chair of the Basin Officials Committee may be reappointed: see section 33AA of the *Acts Interpretation Act 1901*.

1181 At the end of subsection 201B(1)

Add:

Note: For rules that apply to acting appointments, see section 33A of the *Acts Interpretation Act 1901*.

1182 Subsection 201B(5)

Repeal the subsection.

1183 Subsection 204(1) (note)

Repeal the note, substitute:

Note: An appointee may be reappointed: see section 33AA of the *Acts Interpretation Act 1901*.

Wheat Export Marketing Act 2008

1184 Section 5 (definition of *business day*)

Repeal the definition.

1185 Subsection 32(1) (note 1)

Omit “subsection 46(3)”, substitute “subsection 33(3AB)”.

1186 Subsection 41(1) (note)

Omit “subsection 33(4A)”, substitute “section 33AA”.

1187 Section 42 (note)

Repeal the note, substitute:

Note: A WEA member may be reappointed: see section 33AA of the *Acts Interpretation Act 1901*.

1188 At the end of subsection 43(1)

Add:

Note: For rules that apply to acting appointments, see section 33A of the *Acts Interpretation Act 1901*.

1189 Subsection 43(3)

Repeal the subsection.

1190 Subsection 57(1) (note)

Omit “section 17AA”, substitute “section 2B”.

Wine Australia Corporation Act 1980

1191 Subsection 29J(1)

Omit “(1)”.

1192 Paragraph 29J(1)(b)

Omit “Presiding Member;”, substitute “Presiding Member.”.

1193 Subsection 29J(1)

Omit “but a person appointed to act during a vacancy shall not continue to act for more than 12 months.”.

1194 At the end of subsection 29J(1)

Add:

Note: For rules that apply to acting appointments, see section 33A of the *Acts Interpretation Act 1901*.

1195 Subsections 29J(2) to (8)

Repeal the subsections.

1196 Subclause 3(1) of the Schedule

Omit “(1)”.

1197 At the end of subclause 3(1) of the Schedule

Add:

Note: For rules that apply to acting appointments, see section 33A of the *Acts Interpretation Act 1901*.

1198 Subclause 3(2) of the Schedule

Repeal the subclause.

Schedule 3—Application, saving and transitional provisions

1 Application—general

Subject to this Schedule, the amendments and repeals made by Schedule 1 apply, on and after the commencement of Schedule 1, in relation to Acts enacted before, on or after that commencement.

2 Transitional—Gazette

The reference to the *Commonwealth of Australia Gazette* in the definition of *Gazette* in section 2B of the *Acts Interpretation Act 1901* includes a reference to the *Australian Government Gazette* published during the period commencing on 1 July 1973 and ending immediately before 1 July 1977.

3 Application and saving—commencement

- (1) The amendments made by items 8 and 10 of Schedule 1 apply in relation to Acts receiving the Royal Assent on or after the commencement of those items.
- (2) The amendment made by item 9 of Schedule 1 does not affect the validity of the exercise of a power, or the validity of anything done, in accordance with section 4 of the *Acts Interpretation Act 1901* before the commencement of that item.

4 Application—effect of repeal or amendment of Act

The amendment made by item 13 of Schedule 1 applies to repeals, amendments, expiries, lapses, cessations, abrogations, limitations and exclusions occurring on or after the commencement of that item.

5 Application—Acts applying in coastal sea

The amendment made by item 25 of Schedule 1 applies in relation to Acts enacted before, on or after the commencement of that item.

6 Saving—Ministerial authorisations

Despite the repeal of section 18C of the *Acts Interpretation Act 1901* made by Schedule 1, that section, as in force immediately before the commencement of this item, continues to apply on and after that commencement in relation to an authorisation in effect under that section immediately before that repeal.

7 Saving—registered relationships

Despite the amendment made by item 48 of Schedule 1, regulations in force for the purposes of section 22B of the *Acts Interpretation Act 1901* immediately before the commencement of that item continue in effect, after that commencement, as if they had been made for the purposes of section 2E of that Act, as in force after that commencement.

8 Application—delegations

The amendment made by item 89 of Schedule 1 applies in relation to alterations or additions that are made on or after the commencement of that item (regardless of whether the delegation referred to in paragraph 34AB(2)(a) or (3)(a) of the *Acts Interpretation Act 1901*, as inserted by this Act, is made before, on or after that commencement).

9 Saving—previous interpretation preserved

The amendments made by items 63, 65, 67, 69, 70, 71, 72, 80, 82, 84, 85, 87, 88, 90, 104, 111, 113, 114 and 115 of Schedule 1 do not affect by implication the interpretation of:

- (a) subsection 33(1), (2), (3), (3A) or (3B) or 46(1) or (3) or section 34AA, 34AB or 34A of the *Acts Interpretation Act 1901*; or
- (b) subsection 13(1) or (3) of the *Legislative Instruments Act 2003*;

at a time before the commencement of those items.

10 Saving—appointments

The amendments made by Schedule 2 do not affect the validity of an appointment that was made under an Act before the commencement of this item and that was in force immediately before that commencement.

11 Transitional regulations

Schedule 3 Application, saving and transitional provisions

The Governor-General may make regulations prescribing matters of a transitional nature (including prescribing any saving or application provisions) relating to the amendments and repeals made by Schedules 1 and 2.

*[Minister's second reading speech made in—
House of Representatives on 12 May 2011
Senate on 14 June 2011]*

(79/11)

172 *Acts Interpretation Amendment Act 2011* No. 46, 2011