



Statute Law Revision Act 2013

No. 103, 2013

An Act to make various amendments of the statute law of the Commonwealth, to repeal certain obsolete Acts, and for related purposes

Note: An electronic version of this Act is available in ComLaw (<http://www.comlaw.gov.au/>)

Legislative instrument

258 Subsection 468(11)

Omit “disallowable instrument for the purposes of section 46A of the *Acts Interpretation Act 1901*”, substitute “legislative instrument”.

259 Subsection 472(1)

Omit “written”, substitute “legislative”.

260 Subsection 472(6)

Repeal the subsection.

261 Subsections 475(8) and 476(8)

Omit “disallowable instrument for the purposes of section 46A of the *Acts Interpretation Act 1901*”, substitute “legislative instrument”.

262 Subsection 480A(2)

Omit “make a written”, substitute “, by legislative instrument, make a”.

263 Subsection 480A(9)

Repeal the subsection.

264 Subclause 19(1) of Schedule 1

Omit “make a written”, substitute “, by legislative instrument, make a”.

265 Subclause 19(2) of Schedule 1

Repeal the subclause.

266 Subclause 27A(1) of Schedule 1

Omit “written”, substitute “legislative”.

267 Subclause 27A(6) of Schedule 1

Repeal the subclause.

268 Subclause 28(1) of Schedule 1

Omit “make a written”, substitute “, by legislative instrument, make a”.

269 Subclause 28(2) of Schedule 1

Repeal the subclause.

270 Subclause 29A(1) of Schedule 1

Omit “written”, substitute “legislative”.

271 Subclause 29A(8) of Schedule 1

Repeal the subclause.

272 Subclause 37(1) of Schedule 1

Omit “written”, substitute “legislative”.

273 Subclause 37(6) of Schedule 1

Repeal the subclause.

274 Subclause 13(10) of Schedule 2

Omit “disallowable instrument for the purposes of section 46A of the *Acts Interpretation Act 1901*”, substitute “legislative instrument”.

275 Subclause 6(3) of Schedule 3

Omit “written”, substitute “legislative”.

276 Subclause 6(10) of Schedule 3

Repeal the subclause.

277 Subclause 15(1) of Schedule 3

Omit “written”, substitute “legislative”.

278 Subclause 15(7) of Schedule 3

Repeal the subclause.

279 Subclauses 44(4) and (5) of Schedule 3

Omit “written”, substitute “legislative”.

280 Subclause 44(7) of Schedule 3

Repeal the subclause (not including the note).

281 Subclause 46(1) of Schedule 3

Omit “written”, substitute “legislative”.

282 Subclause 46(8) of Schedule 3

Repeal the subclause.

Telecommunications (Consumer Protection and Service Standards) Act 1999

283 Subsection 8D(5)

Omit “disallowable instrument for the purposes of section 46A of the *Acts Interpretation Act 1901*”, substitute “legislative instrument”.

284 Subsection 9B(2)

Omit “determine in writing”, substitute “, by legislative instrument, determine”.

285 Subsection 9B(4)

Repeal the subsection.

286 Subsection 11B(6)

Omit “make a written”, substitute “, by legislative instrument, make a”.

287 Subsection 11B(7)

Repeal the subsection.

288 Subsection 11C(1)

Omit “determine in writing”, substitute “, by legislative instrument, determine”.

289 Subsection 11C(3)

Repeal the subsection.

290 Subsection 12G(1)

Omit “determine in writing”, substitute “, by legislative instrument, determine”.

291 Subsection 12G(3)

Repeal the subsection.

292 Subsection 12Q(1)

Omit “determine in writing”, substitute “, by legislative instrument, determine”.

293 Subsection 12Q(3)

Repeal the subsection.

294 Subsection 13G(1)

Omit “determine in writing”, substitute “, by legislative instrument, determine”.

295 Subsection 13G(3)

Repeal the subsection.

296 Subsection 13N(1)

Omit “determine in writing”, substitute “, by legislative instrument, determine”.

297 Subsection 13N(3)

Repeal the subsection.

298 Subsection 14(1)

Omit “determine in writing”, substitute “, by legislative instrument, determine”.

299 Subsection 14(4)

Repeal the subsection.

300 Subsection 20A(3)

Omit “disallowable instrument for the purposes of section 46A of the *Acts Interpretation Act 1901*”, substitute “legislative instrument”.

301 Subsection 20B(4)

Omit “, other than a determination taken to have been made because of subsection (3), is a disallowable instrument for the purposes of section 46A of the *Acts Interpretation Act 1901*”, substitute “is a legislative instrument”.

302 Subsection 20C(3)

Omit “disallowable instrument for the purposes of section 46A of the *Acts Interpretation Act 1901*”, substitute “legislative instrument”.

303 Subsection 20F(4)

Omit “disallowable instrument for the purposes of section 46A of the *Acts Interpretation Act 1901*”, substitute “legislative instrument”.

304 Subsection 20P(1)

Omit “determine in writing”, substitute “, by legislative instrument, determine”.

305 Subsection 20P(4)

Repeal the subsection.

306 Subsection 20R(3)

Omit “written determination”, substitute “legislative instrument”.

307 Subsection 20R(4)

Repeal the subsection.

308 Subsection 20ZH(3)

Omit “disallowable instrument for the purposes of section 46A of the *Acts Interpretation Act 1901*”, substitute “legislative instrument”.

309 Subsection 21C(4)

Omit “determines in writing”, substitute “, by legislative instrument, determines”.

310 Subsection 21C(5)

Repeal the subsection.

311 Subsection 21D(2)

Omit “determine in writing”, substitute “, by legislative instrument, determine”.

312 Subsection 21D(3)

Repeal the subsection.

313 Subsection 22C(4)

Omit “disallowable instrument for the purposes of section 46A of the *Acts Interpretation Act 1901*”, substitute “legislative instrument”.

314 Subsection 22D(1)

Omit “determine in writing”, substitute “, by legislative instrument, determine”.

315 Subsection 22D(2)

Repeal the subsection.

316 Subsection 23D(8)

Omit “disallowable instrument for the purposes of section 46A of the *Acts Interpretation Act 1901*”, substitute “legislative instrument”.

317 Subsection 94A(3)

Omit “disallowable instrument for the purposes of section 46A of the *Acts Interpretation Act 1901*”, substitute “legislative instrument”.

318 Subsection 100(2A)

Omit “written determination”, substitute “legislative instrument”.

319 Subsection 100(2B)

Repeal the subsection.

320 Subsections 101A(8) and 101B(3)

Omit “disallowable instrument for the purposes of section 46A of the *Acts Interpretation Act 1901*”, substitute “legislative instrument”.

321 Subsection 117(1)

Omit “written”, substitute “legislative”.

322 Subsection 117(6)

Repeal the subsection.

323 Subsection 118(6)

Omit “disallowable instrument for the purposes of section 46A of the *Acts Interpretation Act 1901*”, substitute “legislative instrument”.

324 Subsection 124(4)

Omit “disallowable instrument for the purposes of section 46A of the *Acts Interpretation Act 1901*”, substitute “legislative instrument”.

325 Subsection 125(6)

Omit “disallowable instrument for the purposes of section 46A of the *Acts Interpretation Act 1901*”, substitute “legislative instrument”.

326 Subsection 137(1)

Omit “make a written”, substitute “, by legislative instrument, make a”.

327 Subsection 137(6)

Repeal the subsection.

328 Subsections 139(2), 140(2), 141(2), 142(2) and 147(7)

Omit “disallowable instrument for the purposes of section 46A of the *Acts Interpretation Act 1901*”, substitute “legislative instrument”.

329 Subsection 150(1)

Omit “(1) The Minister may make a written”, substitute “The Minister may, by legislative instrument, make a”.

330 Subsection 150(2)

Repeal the subsection.

331 Subsection 154(2)

Omit “disallowable instrument for the purposes of section 46A of the *Acts Interpretation Act 1901*”, substitute “legislative instrument”.

332 Subsection 155(1)

Omit “determine in writing”, substitute “, by legislative instrument, determine”.

333 Subsection 155(2)

Repeal the subsection.

334 Subsections 157(2) and 158H(2)

Omit “disallowable instrument for the purposes of section 46A of the *Acts Interpretation Act 1901*”, substitute “legislative instrument”.

Telecommunications (Numbering Charges) Act 1997

335 Subsections 13(2), 15(3), 20(2) and 22(3)

Omit “disallowable instrument for the purposes of section 46A of the *Acts Interpretation Act 1901*”, substitute “legislative instrument”.

Venture Capital Act 2002

336 Subsections 11-5(2) and 15-5(2)

Omit “disallowable instrument for the purposes of section 46A of the *Acts Interpretation Act 1901*”, substitute “legislative instrument”.

337 Subsection 25-5(4)

After “may”, insert “, by legislative instrument,”.

338 Subsection 25-5(7)

Repeal the subsection.

339 Subsection 25-10(4)

After “may”, insert “, by legislative instrument,”.

340 Subsection 25-10(7)

Repeal the subsection.

341 Subsection 25-15(4)

After “may”, insert “, by legislative instrument,”.

342 Subsection 25-15(7)

Repeal the subsection.

343 Saving—existing instruments

To avoid doubt, the amendments made by this Part do not affect the validity of an instrument made before the commencement of this Part.

Note: The purpose of those amendments is to update the text of Acts that still refer to an instrument being a disallowable instrument for the purposes of section 46A of the *Acts Interpretation Act 1901*, or that still provide for an instrument to be disallowed under Part XII of that Act, to reflect the legal position that the instrument is already a legislative instrument under paragraph 6(d) of the *Legislative Instruments Act 2003*.

Schedule 4—Repeal of obsolete provisions

Part 1—Spent repeals and amendments

Aboriginal Land Grant (Jervis Bay Territory) Act 1986

1 Part VII

Repeal the Part.

Child Support (Assessment) Act 1989

2 Parts 10 to 13

Repeal the Parts.

Crimes (Currency) Act 1981

3 Part IV

Repeal the Part.

Defence Force (Home Loans Assistance) Act 1990

4 Schedule 2

Repeal the Schedule.

Farm Household Support Act 1992

5 Part 11

Repeal the Part.

6 Schedule

Repeal the Schedule.

Higher Education Funding Act 1988

7 Divisions 6 to 8 of Part 4.4 of Chapter 4

Repeal the Divisions.

8 Divisions 1 to 3 of Part 4.5 of Chapter 4

Repeal the Divisions.

9 Division 5 of Part 4.5 of Chapter 4

Repeal the Division.

10 Sections 121 to 124

Repeal the sections.

***Horticulture Marketing and Research and Development
Services (Repeals and Consequential Provisions)
Act 2000***

11 Section 3

Omit:

The *Australian Horticultural Corporation Act 1987* and the *Horticultural Research and Development Corporation Act 1987* are repealed once the assets, liabilities and staff of the bodies established by those Acts have been transferred to the new industry services body (see Schedule 1 to this Act).

substitute:

The *Australian Horticultural Corporation Act 1987* and the *Horticultural Research and Development Corporation Act 1987* are repealed once the assets, liabilities and staff of the bodies established by those Acts have been transferred to the new industry services body.

12 Section 7

Repeal the section.

13 Schedules 1 to 4

Repeal the Schedules.

Housing Assistance Act 1978

14 Parts V and VI

Repeal the Parts.

Imported Food Control Act 1992

15 Part 5

Repeal the Part.

Industry Research and Development Act 1986

16 Part VI

Repeal the Part.

Patents Act 1990

17 Sections 229 and 230

Repeal the sections.

18 Schedule 2

Repeal the Schedule.

Pig Industry Act 2001

19 Section 3

Repeal the section.

20 Schedule 1

Repeal the Schedule.

Postal and Telecommunications Commissions (Transitional Provisions) Act 1975

21 Section 4

Repeal the section.

22 Subsection 38(1)

Repeal the subsection.

23 Schedule 1

Repeal the Schedule.

24 Schedule 2

Repeal the Schedule.

***Primary Industries and Energy Research and Development
Act 1989***

25 Subsections 156(1) and (2)

Repeal the subsections.

26 Section 157

Repeal the section.

27 Schedules 1 and 2

Repeal the Schedules.

Regional Forest Agreements Act 2002

28 Section 12

Repeal the section.

29 Schedule 1

Repeal the Schedule.

***Rural Industries Research (Transitional Provisions and
Consequential Amendments) Act 1985***

30 Sections 11 and 12

Repeal the sections.

31 Schedules 2 and 3

Repeal the Schedules.

Wool International Privatisation Act 1999

32 Section 3

Repeal the section.

33 Subsection 7(1) (definition of *conversion time*)

Omit “time when Schedule 2 commences”, substitute “beginning of 1 July 1999”.

34 Schedules 1 and 2

Repeal the Schedules.

Wool Services Privatisation Act 2000

35 Schedule 1 (heading)

Repeal the heading, substitute:

Schedule 1—Transitional and savings

36 Part 1 of Schedule 1

Repeal the Part.

Part 2—Spent provisions

Aboriginal Land Rights (Northern Territory) Act 1976

37 Subsections 70(2BA), (2BB), (2BC) and (2BD)

Repeal the subsections.

Crimes Act 1914

38 Division 12 of Part ID

Repeal the Division.

Postal and Telecommunications Commissions (Transitional Provisions) Act 1975

39 Section 38 (heading)

Repeal the heading, substitute:

38 Directions given by Registrar in Bankruptcy

40 Subsection 38(2)

Repeal the subsection.

41 Subsection 38(3)

Omit “(3)”.

42 Subsection 38(4)

Repeal the subsection.

43 Schedule 3

Repeal the Schedule.

Telecommunications Act 1997

44 Paragraph 6(1)(c) of Schedule 3

Omit “purposes; or”, substitute “purposes.”.

45 Paragraph 6(1)(d) of Schedule 3

Repeal the paragraph.

46 Subclause 6(8) of Schedule 3

Omit “(1)(a), (c) and (d)”, substitute “(1)(a) and (c)”.

47 Clause 49 of Schedule 3

Repeal the clause.

Schedule 5—Repeal of obsolete Acts

Air Passenger Ticket Levy (Collection) Act 2001

1 The whole of the Act

Repeal the Act.

Air Passenger Ticket Levy (Imposition) Act 2001

2 The whole of the Act

Repeal the Act.

*[Minister's second reading speech made in—
House of Representatives on 20 March 2013
Senate on 17 June 2013]*

(70/13)
