

**New South Wales**



ANNO TRICESIMO TERTIO

**ELIZABETHÆ II REGINÆ**

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Act No. 153, 1984.

An Act to repeal certain Acts and amend certain other Acts in various respects and for the purpose of effecting statute law revision; and to make certain savings and validate certain matters. [Assented to, 10th December, 1984.]

*Statute Law (Miscellaneous Amendments) 1984*

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

**Short title.**

1. This Act may be cited as the "Statute Law (Miscellaneous Amendments) Act, 1984".

**Commencement.**

2. (1) Except as provided by this section, this Act shall commence on the date of assent to this Act.

(2) Schedules 14 and 15, and section 5 in its application to those Schedules, shall commence on such day or days as may be appointed by the Governor in respect thereof and as may be notified by proclamation published in the Gazette.

(3) So much of Schedule 16 as relates to the Totalizator (Off-course Betting) Act, 1964, and section 5 in its application thereto, shall, if the date of assent to this Act is earlier than the day appointed and notified under section 2 (2) of the Tourism Commission Act, 1984, commence on the day so appointed and notified.

**Schedules.**

3. This Act contains the following Schedules:—

SCHEDULE 1.—REPEALS.

SCHEDULE 2.—AMENDMENTS TO THE BAPTIST CHURCHES OF NEW SOUTH WALES PROPERTY TRUST ACT, 1984.

SCHEDULE 3.—AMENDMENT TO THE CO-OPERATION ACT, 1923.

SCHEDULE 4.—AMENDMENTS TO THE CREDIT LEGISLATION.

SCHEDULE 5.—AMENDMENTS TO THE EDUCATION COMMISSION ACT, 1980.

SCHEDULE 6.—AMENDMENT TO THE FORESTRY ACT, 1916.

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- SCHEDULE 7.—AMENDMENTS TO THE INTERPRETATION ACT, 1897.
- SCHEDULE 8.—AMENDMENTS TO THE JUSTICES ACT, 1902.
- SCHEDULE 9.—AMENDMENT TO THE LIE DETECTORS ACT, 1983.
- SCHEDULE 10.—AMENDMENT TO THE OPTOMETRISTS ACT, 1930.
- SCHEDULE 11.—AMENDMENTS TO THE PUBLIC SERVICE ACT, 1979.
- SCHEDULE 12.—AMENDMENTS TO THE REGISTERED CLUBS ACT,  
1976.
- SCHEDULE 13.—AMENDMENTS TO THE REPRINTS ACT, 1972.
- SCHEDULE 14.—AMENDMENT TO THE SIR MOSES MONTEFIORE  
JEWISH HOME ACT, 1927.
- SCHEDULE 15.—AMENDMENTS TO THE UNITARIAN CHURCH ACT,  
1927.
- SCHEDULE 16.—AMENDMENTS TO OTHER ACTS BY WAY OF STATUTE  
LAW REVISION.
- SCHEDULE 17.—SAVINGS AND OTHER PROVISIONS.

**Repeals.**

4. Each Act specified in Schedule 1 is, to the extent indicated therein, repealed.

**Amendments.**

5. Each Act specified in Schedules 2–16 is amended in the manner set forth in those Schedules.

**Savings and other provisions.**

6. Schedule 17 has effect.

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## SCHEDULE 1.

(Sec. 4.)

## REPEALS.

- Workmen's Compensation (Silicosis) Amendment Act, 1936, No. 13—  
the whole Act.
- Industrial Arbitration (Amendment) Act, 1937, No. 9—section 13 (4).
- Valuation of Land (Amendment) Act, 1963, No. 53—the whole Act.
- Parliamentary Committees Enabling Act, 1969, No. 42—the whole  
Act.
- Parliamentary Committees Enabling Act, 1972, No. 36—the whole  
Act.
- Parliamentary Committees Enabling Act, 1975, No. 36—the whole  
Act.
- Parliamentary Committees Enabling Act, 1979, No. 85—the whole  
Act.
- Parliamentary Committees Enabling Act, 1980, No. 87—the whole  
Act.
- Parliamentary Committees Enabling Act, 1981, No. 58—the whole  
Act.
- Parliamentary Committees Enabling Act, 1982, No. 60—the whole  
Act.
- Parliamentary Committees Enabling Act, 1983, No. 65—the whole  
Act.
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## SCHEDULE 2.

(Sec. 5.)

## AMENDMENTS TO THE BAPTIST CHURCHES OF NEW SOUTH WALES PROPERTY TRUST ACT, 1984.

## (1) (a) Section 42 (1), (2)—

Omit “by a majority of the personal votes of not less than three quarters” wherever occurring, insert instead “at a meeting of the congregation by a majority of not less than three quarters of the personal votes of such”.

## (b) Section 42 (1), (2)—

Omit “who” wherever occurring, insert instead “as”.

## (c) Sections 42 (1), (2), 43 (1)—

Omit “cast at” wherever occurring, insert instead “and as are present and vote at the meeting, being”.

## (d) Section 42 (4) (a)—

Omit “and voting”.

## (2) (a) Section 43 (1)—

Omit “by a majority of the personal votes of not less than three quarters”, insert instead “at a meeting of the District Association by a majority of not less than three quarters of the personal votes of such”.

## (b) Section 43 (1), (2)—

Omit “and who” wherever occurring, insert instead “as”.

## (c) Section 43 (2)—

Omit “by a majority of the votes of not less than one half”, insert instead “at a meeting of the District Association by a majority of not less than one half of the personal votes of such”.

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SCHEDULE 2—*continued.*

AMENDMENTS TO THE BAPTIST CHURCHES OF NEW SOUTH WALES PROPERTY TRUST ACT, 1984—*continued.*

(d) Section 43 (2)—

Omit “personally present and voting at”, insert instead “as are present and vote at the meeting, being”.

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SCHEDULE 3.

(Sec. 5.)

AMENDMENT TO THE CO-OPERATION ACT, 1923.

Section 114 (3)—

Omit the subsection, insert instead:—

(3) The members other than the registrar shall be appointed by the Minister (a majority of them being representative of such different forms of co-operation as the Minister may deem proper), shall hold office for such period as the Minister may deem fit and may be removed from office by the Minister.

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SCHEDULE 4.

(Sec. 5.)

AMENDMENTS TO THE CREDIT LEGISLATION.

**Credit Act, 1984, No. 94—**

(1) Section 30 (2)—

Omit “goods”.

(2) Section 134—

After “void”, insert “, voidable”.

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SCHEDULE 4—*continued.*

AMENDMENTS TO THE CREDIT LEGISLATION—*continued.*

**Credit (Administration) Act, 1984, No. 95—**

- (1) Section 4, definition of “Chairman”—

After the definition of “body corporate”, insert:—

“Chairman” means the Chairman of the Tribunal and includes an acting Chairman of the Tribunal;

- (2) Section 7 (4)—

After “by reason of”, insert “subsection (1) of”.

**Credit (Finance Brokers) Act, 1984, No. 96—**

- (1) Section 4 (1), definitions of “commercial vehicle” and “farm machinery”—

Omit the definitions.

- (2) Section 4 (2) (a)—

At the end of section 4 (2) (a), insert “or”.

- (3) Section 4 (2) (b)—

Omit “or”.

- (4) Section 4 (2) (c)—

Omit the paragraph.

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SCHEDULE 5.

(Sec. 5.)

AMENDMENTS TO THE EDUCATION COMMISSION ACT, 1980.

(1) Sections 50 (5), 58 (5)—

After "subsection" wherever occurring, insert "(1)".

(2) Section 71A—

After section 71, insert:—

**Arrangements for use of certain staff.**

71A. (1) The Director-General of Education may, with the approval of the Director-General of Technical and Further Education and on such terms and conditions as may be arranged, make use of the services of an officer or temporary employee of the Technical and Further Education Teaching Service.

(2) The Director-General of Technical and Further Education may, with the approval of the Director-General of Education and on such terms and conditions as may be arranged, make use of the services of an officer or temporary employee of the Education Teaching Service.

(3) The Director-General of Education or the Director-General of Technical and Further Education may, with the approval of the appropriate Department Head within the meaning of the Public Service Act, 1979, of a government department or administrative office and on such terms and conditions as may be arranged, make use of the services of any staff of the department or office.

(4) The services of a person may not be made use of under subsection (3) for—

(a) a continuous period in excess of 12 months; or

(b) 2 or more periods that together are in excess of 12 months in any period of 2 years,

except with the concurrence of the Commission and the Public Service Board.

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SCHEDULE 6.

(Sec. 5.)

AMENDMENT TO THE FORESTRY ACT, 1916.

Section 13 (3)—

Omit "\$50,000", insert instead "\$150,000".

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## SCHEDULE 7.

(Sec. 5.)

## AMENDMENTS TO THE INTERPRETATION ACT, 1897.

## (1) Section 21 (m)–(o)—

At the end of section 21, insert:—

- (m) The words “Local Court” shall mean a Local Court established under the Local Courts Act, 1982.
- (n) The words “District Court” shall mean the District Court of New South Wales.
- (o) The words “Supreme Court” shall mean the Supreme Court of New South Wales.

## (2) Section 36A—

After section 36, insert:—

**References to “commencement”.**

36A. Where an Act or instrument made under an Act provides for the commencement at the same time of all its provisions, with specified exceptions, a reference in any Act or instrument made under an Act to the commencement of the firstmentioned Act or instrument shall, except in so far as the context or subject-matter otherwise indicates or requires, be construed as a reference to the commencement of its provisions, with those specified exceptions.

## (3) Section 45—

After section 44, insert:—

**Effect of alterations in penalties.**

45. (1) Where an Act or instrument made under an Act increases the penalty or maximum penalty for an offence, the penalty or maximum penalty as increased applies only to offences committed after the commencement of the provision of the Act or instrument increasing the penalty or maximum penalty.

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SCHEDULE 7—*continued.*

AMENDMENTS TO THE INTERPRETATION ACT, 1897—*continued.*

(2) Where an Act or instrument made under an Act reduces the penalty or maximum penalty for an offence, the penalty or maximum penalty as reduced extends to offences committed before the commencement of the provision of the Act or instrument reducing the penalty or maximum penalty, but the reduction does not affect any penalty imposed before that commencement.

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SCHEDULE 8.

(Sec. 5.)

AMENDMENTS TO THE JUSTICES ACT, 1902.

- (1) Section 48B (1) (c)—  
Omit “; and”, insert instead “; or”.
- (2) (a) Section 63 (2A) (b)—  
Omit “or”.
- (b) Section 63 (2A) (c), (d)—  
At the end of section 63 (2A) (c), insert:—  
; or  
(d) of a pastures protection board under the Pastures Protection Act, 1934.
- (3) (a) Section 75B (1) (b)—  
Omit “or”.
- (b) Section 75B (1) (c), (d)—  
At the end of section 75B (1) (c), insert:—  
; or  
(d) of a pastures protection board under the Pastures Protection Act, 1934.

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SCHEDULE 8—*continued.*

AMENDMENTS TO THE JUSTICES ACT, 1902—*continued.*

- (4) Section 104B (7) (a)—  
Omit “or” where lastly occurring.
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SCHEDULE 9.

(Sec. 5.)

AMENDMENT TO THE LIE DETECTORS ACT, 1983.

Section 4, definition of “prohibited purpose”—

From paragraph (f), omit “or imprisonment”, insert instead  
“, imprisonment or penal servitude”.

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SCHEDULE 10.

(Sec. 5.)

AMENDMENT TO THE OPTOMETRISTS ACT, 1930.

Section 13 (2)—

Omit “The fee so prescribed shall not be less than one dollar nor  
more than four dollars.”.

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SCHEDULE 11.

(Sec. 5.)

AMENDMENTS TO THE PUBLIC SERVICE ACT, 1979.

- (1) Section 24 (6)—  
Omit “the appointment of”.

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SCHEDULE 11—*continued.*

AMENDMENTS TO THE PUBLIC SERVICE ACT, 1979—*continued.*

(2) Section 80 (2)—

After “1980” where firstly occurring, insert a comma.

(3) Section 112A—

After section 112, insert:—

**Arrangements for the use of certain staff.**

112A. (1) The appropriate Department Head may, with the approval of the appropriate Director-General within the meaning of the Education Commission Act, 1980, and on such terms and conditions as may be arranged, make use of the services of any person employed under that Act.

(2) The services of a person may not be made use of under subsection (1) for—

(a) a continuous period in excess of 12 months; or

(b) 2 or more periods that together are in excess of 12 months in any period of 2 years,

except with the concurrence of the Board and the Education Commission of New South Wales.

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SCHEDULE 12.

(Sec. 5.)

AMENDMENTS TO THE REGISTERED CLUBS ACT, 1976.

(1) Section 3—

Omit the section.

(2) Section 17 (2)—

Omit “section (9) (1) (a) or (b) of the Liquor Act, 1982”, insert instead “section 9 (1) (a) or (b) of the Liquor Act, 1982”.

*Statute Law (Miscellaneous Amendments) 1984*SCHEDULE 12—*continued.*AMENDMENTS TO THE REGISTERED CLUBS ACT, 1976—*continued.*

- (3) (a) Section 26 (3) (b)—  
Omit the comma appearing before “notice”.
- (b) Section 26 (3) (b)—  
After “application;”, insert “and”.
- (4) Section 50 (1) (b)—  
Omit “or”.
- (5) Section 63 (f)—  
Omit “the licensing”, insert instead “licensing”.
- (6) Section 67—  
At the end of the section, insert:—  
Penalty (subsection (6)): \$200.

## SCHEDULE 13.

(Sec. 5.)

## AMENDMENTS TO THE REPRINTS ACT, 1972.

- (1) Section 9B—  
After section 9A, insert:—

**Amendment of Acts: tabular matter and arrangement provisions.**

9B. (1) The Attorney General may, by order published in the Gazette, make such amendments to an Act, except so much thereof as is an excluded law, as—

- (a) will result in the omission from the Act of matter in columns or tabular form and the insertion of the matter in another form;  
and

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SCHEDULE 13—*continued.*

AMENDMENTS TO THE REPRINTS ACTS, 1972—*continued.*

- (b) are incidental to or consequential on the omission or insertion or both.

(2) The Attorney General may, by order published in the Gazette, make such amendments to an Act, except so much thereof as is an excluded law, as—

- (a) will result in the omission of provisions listing the Parts, Divisions, Schedules or other parts of the Act; and  
(b) are incidental to or consequential on the omission.

(2) (a) Section 10 (1)—

Omit “or 9A”, insert instead “, 9A or 9B”.

(b) Section 10 (3)—

After section 10 (2), insert:—

(3) Orders under sections 9A and 9B, whether applying to the same or different enactments, may be contained in the same instrument or in different instruments.

(3) Section 13—

Omit “and 7”, insert instead “, 7 and 9B”.

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SCHEDULE 14.

(Sec. 5.)

AMENDMENT TO THE SIR MOSES MONTEFIORE JEWISH HOME  
ACT, 1927.

Section 20—

Omit “from the first day of January to the thirty-first day of December of the preceding year”, insert instead “for the period of 12 months ending on 30th June next preceding the Annual General Meeting”.

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SCHEDULE 15.

(Sec. 5.)

AMENDMENTS TO THE UNITARIAN CHURCH ACT, 1927.

(1) (a) Section 2 (a)—

Omit “of one hundred pounds or less in value or moneys amounting to one hundred pounds or less”, insert instead “(including moneys) up to a total value for each such bequest, legacy, gift, donation or other voluntary disposition, of \$200 or such other sum as is determined from time to time by a resolution of the congregation duly passed by a general meeting of the congregation and approved by the Minister of the Crown for the time being administering the Charitable Collections Act, 1934”.

(b) Section 2 (f)—

Omit “registered under any Act”, insert instead “within the meaning of any law”.

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SCHEDULE 15—*continued.*

AMENDMENTS TO THE UNITARIAN CHURCH ACT, 1927—*continued.*

(2) Section 3—

Omit the section, insert instead:—

**Membership of the congregation.**

3. (1) The following persons shall be members of the congregation:—

- (a) every person who was a member of the congregation at the commencement of Schedule 15 to the Statute Law (Miscellaneous Amendments) Act, 1984; and
- (b) every person over the age of 18 years who is admitted as a member of the congregation in accordance with the rules after that commencement.

(2) Notwithstanding subsection (1), the congregation may at any time by special resolution expel any member from the congregation.

(3) (a) Section 5—

Omit “A copy of such register shall once in every year be delivered to the Under Secretary for the Department of the Chief Secretary of the State of New South Wales.”.

(b) Section 5—

Omit “and shall pay to the officer or such other person as aforesaid such fee not exceeding one pound as shall be prescribed by the rules, or if not prescribed, the fee of ten shillings and sixpence.”.

(c) Section 5—

Omit “except that an appeal therefrom shall lie to the Under Secretary for the Department of the Chief Secretary of the State of New South Wales who is hereby authorised to entertain any



SCHEDULE 15—*continued.*AMENDMENTS TO THE UNITARIAN CHURCH ACT, 1927—*continued.*

such appeal to be held in such manner and subject to such conditions as the Under Secretary shall think fit, and upon such appeal the said Under Secretary, whose decision shall be final, may confirm, amend, or reverse the decision of the committee”.

## (4) (a) Section 6—

After “fifteen members of the congregation”, insert “or one-fifth of the number of members of the congregation included in the register referred to in section 5, whichever is the lesser,”.

## (b) Section 6—

Omit “No person who has been a member of the congregation for less than two years shall be entitled to vote on the election or appointment of a Trustee.”.

## (5) Section 12 (c)—

Omit “, but no such use or hiring shall be for a longer period than seven days”.

## (6) Section 14 (c)—

Omit “two thousand pounds”, insert instead “one-quarter of the current market value of the property so mortgaged, charged or encumbered (as determined by a person whose business it is to make valuations of the particular class of property of which a valuation is required)”.

## (7) Section 21 (b)—

Omit “twenty-five persons”, insert instead “25 members of the congregation or, where the number of members of the congregation included in the register referred to in section 5 is less than 50, 15 members of the congregation”.

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## SCHEDULE 16.

(Sec. 5.)

## AMENDMENTS TO OTHER ACTS BY WAY OF STATUTE LAW REVISION.

**Anglican Church of Australia Act, 1976, No. 21—**

## (1) Schedule 1—

Omit "Church of England Constitution Act, 1961", insert instead "Church of England in Australia Constitution Act, 1961".

## (2) Schedule 2, Column 1—

Omit "Church of England Constitution Act, 1961", insert instead "Church of England in Australia Constitution Act, 1961".

**Anglican Church of Australia Constitutions (Amendment) Act, 1976, No. 12—**

## Schedule 1 (19)—

Omit "of" where firstly occurring, insert instead "by".

**Anti-Discrimination Act, 1977, No. 48—**

## Section 49B (4)—

Omit "a related corporation within the meaning of the Companies Act, 1961", insert instead "deemed to be a related corporation within the meaning of the Companies (New South Wales) Code".

**Attachment of Wages Limitation Act, 1957, No. 28—**

## (1) Section 2—

Omit the section.

## (2) Section 8 (2)—

Omit the subsection.

## (3) Section 9 (2)—

Omit the subsection.

**Bail Act, 1978, No. 161—**

## Section 51 (5) (b) (ii)—

After "1973", insert a comma.

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SCHEDULE 16—*continued.*

AMENDMENTS TO OTHER ACTS BY WAY OF STATUTE LAW REVISION—*continued.*

**Balranald Irrigation Act, 1902, No. 78—**

Section 16 (1)—

Omit "Trust", insert instead "Commission".

**Broken Hill Water and Sewerage Act, 1938, No. 20—**

(1) Section 83B (3) (b)—

Omit "was in.", insert instead "was, in".

(2) Section 87A (1), definition of "eligible pensioner"—

From paragraph (b) (v), omit "where", insert instead "whose".

**Business Franchise Licences (Tobacco) Act, 1975, No. 63—**

Section 3A (5)—

Omit "whom" where secondly occurring, insert instead "who".

**Closer Settlement and Returned Soldiers Settlement (Amendment) Act, 1927, No. 14—**

(1) Section 2 (5A)—

Omit "Farmers' Relief Act, 1932", insert instead "Rural Assistance Act, 1932".

(2) Section 2 (13)—

Omit "furnish", insert instead "furnishes".

**Coal Mines Regulation Act, 1982, No. 67—**

Section 54 (1) (b)—

Omit "the manager", insert instead "where the manager".

**Coastal Protection Act, 1979, No. 13—**

Section 48 (1)—

Omit "of any", insert instead "or any".

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SCHEDULE 16—*continued.*

AMENDMENTS TO OTHER ACTS BY WAY OF STATUTE LAW REVISION—*continued.*

**Commercial Agents and Private Inquiry Agents Act, 1963, No. 4—**

(1) Section 13 (2)—

Omit “of this Act” wherever occurring.

(2) Section 13 (2)—

Omit “subsection (2) of the said section 11”, insert instead “section 11 (2)”.

**Commercial Law (Miscellaneous Provisions) Act, 1975, No. 105—**

Schedule 1, matter relating to section 19 (2) of the Lay-by Sales Act, 1943—

After “stipendiary” where firstly occurring, insert “magistrate”.

**Community Welfare Act, 1982, No. 76—**

Section 257 (6) (b)—

Omit “exceding”, insert instead “exceeding”.

**Constitution Act, 1902, No. 32—**

Section 12—

Omit “Oaths’ Act 1900”, insert instead “Oaths Act, 1900”.

**Construction Safety Act, 1912, No. 38—**

Section 3 (1), definition of “Amusement device”—

From paragraph (a) (ii), omit “that”.

**Consumer Protection (Amendment) Act, 1978, No. 60—**

Schedule 4 (2)—

Omit “Section 39A (1)”, insert instead “Section 39A”.

**Conveyancing (Amendment) Act, 1972, No. 17—**

Section 2 (b)—

After “ ‘instruments’ ”, insert “wherever occurring”.

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SCHEDULE 16—*continued.*AMENDMENTS TO OTHER ACTS BY WAY OF STATUTE LAW REVISION—*continued.***Conveyancing (Real Property Computer Register) Amendment Act, 1979, No. 171—**

## Schedule 1 (1) (c)—

Omit “any certificate”, insert instead “any qualified certificate”.

**Conveyancing (Receivers) Amendment Act, 1978, No. 61—**

## Schedule 2 (2) (c)—

Omit “convenant”, insert instead “covenant”.

**Courts of Petty Sessions (Civil Claims) Act, 1970, No. 11—**

## (1) Section 2—

Omit the section.

## (2) Section 21H (2)—

Omit “section”, insert instead “subsection”.

## (3) (a) Section 84 (1A) (i)—

Omit “defence,”, insert instead “defence;”.

## (b) Section 84 (1A) (j)—

Omit “and”, insert instead “or”.

**Courts of Petty Sessions (Civil Claims) Amendment Act, 1983, No. 45—**

## Schedule 1 (4) (b)—

Omit “and”, insert instead “or”.

**Crimes Act, 1900, No. 40—**

## Section 78G—

Omit “78o”, insert instead “78Q”.

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SCHEDULE 16—*continued.*

AMENDMENTS TO OTHER ACTS BY WAY OF STATUTE LAW REVISION—*continued.*

**Crimes (Amendment) Act, 1980, No. 53—**

Schedule 2 (20) (a)—

After “case”, insert a comma.

**Crimes (Compensation) Amendment Act, 1979, No. 101—**

Schedule 1 (2) (b)—

After “‘aggrieved’”, insert “where firstly occurring”.

**Crown Lands (Amendment) Act, 1980, No. 4—**

Schedule 7 (8) (b)—

Omit “, the”, insert instead “the”.

**Crown Lands and Other Acts (Amendment) Act, 1970, No. 28—**

Section 2 (1) (d)—

Omit “section one hundred and seventy-three”, insert instead “Division 2 of Part VIII”.

**Dairy Industry Act, 1979, No. 208—**

(1) Section 7 (6) (a)—

Omit “fixed”, insert instead “affixed”.

(2) Schedule 5, clause 16—

After clause 15, insert:—

16. The amendments made by the provisions of Part II of the First Schedule to the Authority Act continue to have, and shall be deemed to have had, force and effect as if those provisions had not been repealed by this Act.

*Statute Law (Miscellaneous Amendments) 1984*SCHEDULE 16—*continued.*AMENDMENTS TO OTHER ACTS BY WAY OF STATUTE LAW REVISION—*continued.***Defamation (Amendment) Act, 1978, No. 79—**

## Section 3 (b)—

Omit “or a report”, insert instead “of a report”.

**Defamation (Community Welfare) Amendment Act, 1982, No. 82—**

## (1) Section 3—

Omit “17F”, insert instead “17G”.

## (2) Section 3—

Omit “17G”, insert instead “17H”.

**Dormant Funds Act, 1942, No. 25—**

## Section 13 (3) (c)—

Omit “Commission”, insert instead “Commissioner”.

**Election Funding Act, 1981, No. 78—**

## Section 4 (8)—

Omit “done, or”, insert instead “done by,”.

**Electricity Commission Act, 1950, No. 22—**

## Section 3 (1), definition of “Treasurer”—

Omit the definition.

**Electricity Development Act, 1945 (1946, No. 13)—**

## Section 37 (2A)—

Omit “(2A) A provision”, insert instead “(2B) A provision”.

**Environmental Planning and Assessment Act, 1979, No. 203—**

## Section 135 (2)—

Omit “abolition”, insert instead “abolition”.

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SCHEDULE 16—*continued.*

AMENDMENTS TO OTHER ACTS BY WAY OF STATUTE LAW REVISION—*continued.*

**Factories, Shops and Industries Act, 1962, No. 43—**

(1) Section 3 (1)—

Omit "Schedule One to this Act", insert instead "Schedule 1".

(2) (a) Section 9 (1)—

Omit "Scaffolding and Lifts" wherever occurring, insert instead "Construction Safety".

(b) Section 9 (1), definition of "Local government industry"—

Omit "Coal Mines Regulation Act, 1912", insert instead "Coal Mines Regulation Act, 1982".

(3) Section 104, definition of "Division"—

Omit the definition.

**Forestry (Amendment) Act, 1978, No. 101—**

Schedule 6 (1) (e)—

Omit "instead", insert instead "insert instead".

**Friendly Societies Dispensaries Enabling Act, 1945, No. 11—**

(1) Section 2 (2A)—

Omit "—1958".

(2) Section 2 (4)—

Omit "(7)", insert instead "(8)".

(3) Section 2 (4)—

Omit "—1940".



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SCHEDULE 16—*continued.*AMENDMENTS TO OTHER ACTS BY WAY OF STATUTE LAW REVISION—*continued.***Gas and Electricity Act, 1935, No. 42—**

## (1) Section 6 (1AA)—

Omit “section 6 (1)”, insert instead “subsection (1)”.

## (2) Section 17 (1)—

Omit “30th December”, insert instead “31st December”.

**Gas and Electricity (Amendment) Act, 1982, No. 72—**

## (1) Schedule 3 (3)—

Omit “Newcastle Gas Company Limited”, insert instead “The City of Newcastle Gas and Coke Company (Limited)”.

## (2) Schedule 4 (10) (a)—

Omit “or the City”, insert instead “or The City”.

**Government Railways Act, 1912, No. 30—**

## Section 15A—

Omit “bridges” wherever occurring, insert instead “bridge”.

**Health Commission and Other Acts (Amendment) Act, 1975, No. 8—**

## Sections 2 (4), 7—

Omit the subsection and section.

**Heritage Act, 1977, No. 136—**

## (1) Section 3—

Omit the section.

## (2) Schedule 2—

Omit the Schedule.

*Statute Law (Miscellaneous Amendments) 1984*

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SCHEDULE 16—*continued.*

AMENDMENTS TO OTHER ACTS BY WAY OF STATUTE LAW REVISION—*continued.*

**Horticultural Stock and Nurseries Act, 1969, No. 3—**

Section 13H (3) (b)—

After “in”, insert “a”.

**Housing Act, 1912, No. 7—**

(1) Sections 18 (1) (c), 18B (2) (b) (iii)—

Omit “fund” wherever occurring, insert instead “Account”.

(2) Schedule 1, clause 11 (2) (d)—

Omit “is”, insert instead “as”.

**Housing (Amendment) Act, 1982, No. 121—**

Schedule 2 (34) (b)—

Omit “(1)”, insert instead “(2)”.

**Hunter District Water, Sewerage and Drainage Act, 1938, No. 11—**

Section 104A (10)—

Omit “this Act”, insert instead “the Hunter District Water, Sewerage and Drainage (Payment of Rates) Amendment Act, 1971”.

**Hunter Valley Conservation Trust Act, 1950, No. 34—**

Section 44 (4) (a)—

Omit “contribution”, insert instead “conservation”.

**Hunter Valley Flood Mitigation Act, 1956, No. 10—**

Section 43 (3)—

Omit “Contracting”, insert instead “Constructing”.

*Statute Law (Miscellaneous Amendments) 1984*SCHEDULE 16—*continued.*AMENDMENTS TO OTHER ACTS BY WAY OF STATUTE LAW REVISION—*continued.***Industrial Arbitration (Amendment) Act, 1976, No. 38—**

## Schedule 1 (6)—

Omit “(4) of section 69”, insert instead “four of section sixty-nine of this Act”.

**Industrial Arbitration (Amendment) Act, 1979, No. 107—**

## (1) (a) Schedule 4 (12)—

Omit “, a committee”, insert instead “a committee”.

## (b) Schedule 4 (13) (d)—

Omit “a committee or”, insert instead “, a committee or”.

## (2) Schedule 7 (3) (a)—

Omit “industrial agreement,”, insert instead “, industrial agreement,”.

**Industrial Arbitration (Basic Wage) Amendment Act, 1967, No. 86—**

## Section 5 (4) (b)—

After “provisions”, insert “of section 61AB”.

**Infants’ Custody and Settlements Act, 1899, No. 39—**

## Section 16 (1)—

After “brought”, insert “by or on behalf of”.

**Land Aggregation Tax Management Act, 1971, No. 18—**

## (1) Section 3 (1), paragraph (a) of the definition of “de-restricted title land”—

Omit “unimproved”, insert instead “land”.

## (2) (a) Section 54 (2) (a)—

At the end of section 54 (2) (a), insert “and”.

## (b) Section 54 (2) (b) (ii)—

Omit “such section; and”, insert instead “of those sections.”.

*Statute Law (Miscellaneous Amendments) 1984*SCHEDULE 16—*continued.*AMENDMENTS TO OTHER ACTS BY WAY OF STATUTE LAW REVISION—*continued.*

- (c) Section 54 (2) (c)—  
Omit the paragraph.
- (d) Section 54 (4), definition of “deductible allowance”—
  - (i) At the end of paragraph (a), insert “and”.
  - (ii) Omit paragraph (b).
- (e) Section 54 (6) (a)—  
At the end of the paragraph, insert “and”.
- (f) Section 54 (6) (b) —  
Omit the paragraph.
- (g) Section 54 (7)—  
Omit “, the council”.
- (h) Section 54 (8) (b)—  
At the end of the paragraph, insert “and”.
- (i) Section 54 (8) (c)—  
Omit “and”.
- (j) Section 54 (8) (d)—  
Omit the paragraph.

**Land Development Contribution Management Act, 1970, No. 22—**

- (1) Section 33 (b) (ii)—  
Omit “may”.
- (2) Section 43 (2) (a)—  
Omit “as to”, insert instead “to as”.

**Land Tax Act, 1956, No. 27—**

- Section 3B—  
Omit “subsection 3 (a)”, insert instead “subsection (3) (a)”.

**Land Tax Management Act, 1956, No. 26—**

- (1) Section 54 (1B) (ba) (i), (1C) (c), (4A) (a), (ba)—  
Omit “an” wherever occurring, insert instead “the”.

*Statute Law (Miscellaneous Amendments) 1984*

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SCHEDULE 16—*continued.*

AMENDMENTS TO OTHER ACTS BY WAY OF STATUTE LAW REVISION—*continued.*

- (2) Section 54 (1B) (c)—  
Omit the paragraph.
- (3) Section 54 (1D), definition of “deductible allowance”—  
  - (a) At the end of paragraph (a), insert “and”.
  - (b) Omit paragraph (b).
- (4) Section 54 (4) (a)—  
At the end of the paragraph, insert “and”.
- (5) Section 54 (4) (b)—  
Omit the paragraph.
- (6) Section 54 (4A) (ba)—  
At the end of the paragraph, insert “and”.
- (7) Section 54 (4A) (c)—  
Omit “and”.
- (8) Section 54 (4A) (d)—  
Omit the paragraph.
- (9) Section 54 (6)—  
Omit “as amended by subsequent Acts, the Local Government Act, 1919, as amended by subsequent Acts,”.

**Landlord and Tenant (Amendment) Act, 1969, No. 76—**

- (1) Section 2 (a) (vii)—  
After “ ‘Rent Controller’ ”, insert “where firstly occurring”.
- (2) Section 2 (b) (i)—  
After “ ‘Rent Controller’ ”, insert “where firstly occurring”.

**Legal Services Commission Act, 1979, No. 78—**

- Section 10 (2) (h)—  
Omit “provisions”, insert instead “provision”.

*Statute Law (Miscellaneous Amendments) 1984*

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SCHEDULE 16—*continued.*

AMENDMENTS TO OTHER ACTS BY WAY OF STATUTE LAW REVISION—*continued.*

**Library Act, 1939, No. 40—**

Section 13 (4)—

Omit “council’s”, insert instead “local authority’s”.

**Limitation Act, 1969, No. 31—**

Section 29 (c)—

Omit the paragraph, insert instead:—

(c) no person is, after the date of the death of the deceased and before the date on which the action is brought, in possession—

(i) by virtue of the estate or interest claimed and under the assurance or intestacy; or

(ii) as personal representative of the deceased,  
the cause of action accrues on the date of the death of the deceased.

**Liquor Act, 1982, No. 147—**

(1) Section 68 (1) (e)—

Omit “or”.

(2) Section 68 (1) (f)—

At the end of the paragraph, insert “or”.

**Liquor (Repeals and Savings) Act, 1982, No. 148—**

(1) Schedule 2—

From item (1) (b) of the matter relating to the Conveyancing Act, 1919, omit “expire,”, insert instead “expire or”.

(2) Schedule 2—

After “court” in item (2) (e) of the matter relating to the Justices Act, 1902, insert “constituted”.

**Loan Fund Companies Act, 1976, No. 94—**

(1) Section 4 (2) (b), (c)—

After “includes” wherever occurring, insert “a reference to”.

*Statute Law (Miscellaneous Amendments) 1984*SCHEDULE 16—*continued.*AMENDMENTS TO OTHER ACTS BY WAY OF STATUTE LAW REVISION—*continued.*

- (2) Section 15 (7) (a)—  
Omit “and” where lastly occurring.
- (3) Section 19 (4)—  
After “which” where firstly occurring, insert “the”.
- (4) (a) Section 39 (1), (2)—  
Omit “Code, to” wherever occurring, insert instead “Code to”.
- (b) Section 39 (2) (e)—  
Omit “Code,”, insert instead “Code”.

**Local Courts Act, 1982, No. 164—**

- Section 15 (1)—  
Omit “commision”, insert instead “commission”.

**Local Government Act, 1919, No. 41—**

- (1) Section 13A (1) (a)—  
Omit “as” where thirdly occurring.
- (2) Section 19 (2)—  
Omit “decide”, insert instead “decides”.
- (3) Section 218PA (3)—  
Omit “Upon a”, insert instead “Upon”.

**Local Government and Other Authorities (Superannuation) Act, 1927, No. 35—**

- Section 3, definition of “Relieving allowance”—  
Omit the definition, re-insert the definition in appropriate alphabetical order.

**Local Government (Further Amendment) Act, 1935, No. 50—**

- Section 5 (1) (b)—  
Omit “(4)”, insert instead “(3A)”.

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**SCHEDULE 16—continued.**

**AMENDMENTS TO OTHER ACTS BY WAY OF STATUTE LAW REVISION—continued.**

**Local Government (Rating and Finance) Amendment Act, 1982, No. 178—**

Schedule 2 (3)—

Omit "125A", insert instead "126A".

**Main Roads Act, 1924, No. 24—**

(1) Section 2—

Omit the section.

(2) (a) Section 31F (1)—

Omit "the Road Maintenance (Contribution) Act, 1958, or".

(b) Section 31F (3)—

Omit the subsection.

**Marketing of Primary Products Act, 1983, No. 176—**

Section 3—

Omit the section.

**Medical Practitioners (Further Amendment) Act, 1983, No. 177—**

Section 2 (3)—

Omit ", 2 (2)–(5) and (7) (c)", insert instead "and 2 (2)–(5)".

**Mental Health Act, 1983, No. 178—**

Section 132 (c)—

Omit "or" where firstly occurring, insert instead "on".



*Statute Law (Miscellaneous Amendments) 1984*

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SCHEDULE 16—*continued.*

AMENDMENTS TO OTHER ACTS BY WAY OF STATUTE LAW REVISION—*continued.*

**Metropolitan Water, Sewerage, and Drainage Act, 1924, No. 50—**

(1) Section 3—

Omit the section.

(2) Part V, Division 5, heading—

Omit “*audit*”, insert instead “*annual report*”.

**Metropolitan Water, Sewerage, and Drainage (Amendment) Act, 1983, No. 83—**

Schedule 3 (5)—

Omit “‘Board,’”, insert instead “‘Board’,”.

**Mines Inspection Act, 1901, No. 75—**

Section 73 (2)—

Omit “whom”, insert instead “which”.

**Mining (Amendment) Act, 1983, No. 182—**

Schedule 1 (2) (g)—

After “‘this Act’”, insert “where firstly occurring”.

**Minors (Property and Contracts) Act, 1970, No. 60—**

First Schedule—

From the matter relating to section 57 of the Workers' Compensation Act, 1926, omit “those dependants”, insert instead “his benefit:”.

**Miscellaneous Acts (Coal Mines Regulation) Repeal and Amendment Act, 1982, No. 69—**

Schedule 2—

From the matter relating to the Surveyors Act, 1929, omit “1982”, insert instead “1982,”.

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SCHEDULE 16—*continued.*

AMENDMENTS TO OTHER ACTS BY WAY OF STATUTE LAW REVISION—*continued.*

**Miscellaneous Acts (Companies) Amendment Act, 1981, No. 123—**

(1) Schedule 8—

From item (3) of the matter relating to the Associated General Contractors Insurance Company Limited Act, 1980, omit "292", insert instead "292 (1)".

(2) Schedule 8—

From item (3) (a) of the matter relating to the Moneylending Act, 1941, omit "lender", insert instead "broker".

(3) Schedule 8—

From item (6) of the matter relating to the Pay-roll Tax Act, 1971, omit "1962", insert instead "1961".

**Miscellaneous Acts (Health Administration) Amendment Act, 1982, No. 138—**

(1) Schedule 1—

From item (3) of the matter relating to the Poisons Act, 1966, omit "5 (c)", insert instead "(5) (c)".

(2) Schedule 1—

From item (2) (a) of the matter relating to the Public Health (Amendment) Act, 1944, omit "'Board' where firstly occurring", insert instead "'board'".

(3) Schedule 1—

From item (5) (b) of the matter relating to the Public Hospitals Act, 1929, omit "11 (1) (b), (c)", insert instead "11 (1) (a), (b)".

(4) Schedule 1—

From item (4) of the matter relating to the Pure Food Act, 1908, omit "(4A)", insert instead "(4)".

**Miscellaneous Acts (Local Courts) Amendment Act, 1982, No. 168—**

(1) Section 2—

Omit the section, insert instead:—

**Commencement.**

2. (1) Sections 1 and 2 shall commence or be deemed to have commenced, as the case may require, on the date of assent to this Act.

*Statute Law (Miscellaneous Amendments) 1984*

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SCHEDULE 16—*continued.*AMENDMENTS TO OTHER ACTS BY WAY OF STATUTE LAW REVISION—*continued.*

(2) Except as provided by subsection (1), this Act shall commence or be deemed to have commenced, as the case may require, on the day appointed and notified under section 2 (2) of the Local Courts Act, 1982.

## (2) Schedule 1—

From item (6) of the matter relating to the Landlord and Tenant (Amendment) Act, 1948, omit "courts", insert instead "court".

## (3) Schedule 1—

Omit item (1) of the matter relating to the Registered Clubs Act, 1976.

**Miscellaneous Acts (Mental Health) Repeal and Amendment Act, 1983, No. 181—**

## Schedule 1, Column 1—

Omit "1961, No. 69", insert instead "1961, No. 12".

**Miscellaneous Acts (Motor Vehicles Taxation) Repeal and Amendment Act, 1980, No. 120—**

## Schedule 3 (7) (d)—

Omit "subsection", insert instead "subparagraph".

**Miscellaneous Acts (Planning) Repeal and Amendment Act, 1979, No. 205—**

## Schedule 2—

From the matter relating to the Housing Act, 1912, omit "as amended by subsequent Acts,".

**Miscellaneous Acts (Public Finance and Audit) Repeal and Amendment Act, 1983, No. 153—**

## (1) (a) Schedule 1—

Omit the matter relating to the Anzac Memorial (Building) Act, 1923.

## (b) Schedule 1, Column 1—

Omit "Motor Vehicles Repair", insert instead "Motor Vehicle Repairs".

*Statute Law (Miscellaneous Amendments) 1984*

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SCHEDULE 16—*continued.*

AMENDMENTS TO OTHER ACTS BY WAY OF STATUTE LAW REVISION—*continued.*

(2) Schedule 2—

Omit the matter relating to the Transport Employees Retirement Benefits Act, 1967.

**Miscellaneous Acts (State Bank) Repeal and Amendment Act, 1981, No. 90—**

(1) Schedule 1—

From item (2) of the matter relating to the Irrigation Act, 1912, omit "Com-misison", insert instead "Commission".

(2) Schedule 1—

From item (3) of the matter relating to the Irrigation Act, 1912, omit "as he", insert instead "has".

(3) Schedule 1—

In item (1) of the matter relating to the Closer Settlement Amendment (Con-version) Act, 1943, before "General", insert "the".

(4) Schedule 1—

From item (2) of the matter relating to the Closer Settlement Amendment (Con-version) Act, 1943, omit "or".

**Moree and District War Memorial Educational Centre Act, 1962, No. 15—**

Section 6 (1) (c)—

Omit "Moree Municipal Council", insert instead "Moree Plains Shire Council".

**Motor Dealers Act, 1974, No. 52—**

Schedule 1, item 8—

Omit "or such", insert instead "of such".

**Motor Vehicles (Third Party Insurance) Act, 1942, No. 15—**

(1) Section 4—

Omit the section.

*Statute Law (Miscellaneous Amendments) 1984*

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SCHEDULE 16—*continued.*

AMENDMENTS TO OTHER ACTS BY WAY OF STATUTE LAW REVISION—*continued.*

(2) Section 25 (1)—

Omit "the authorised insurer or the nominal defendant, as the case may be,"  
wherever occurring, insert instead "the Government Insurance Office".

**Motor Vehicles (Third Party Insurance) Amendment Act, 1984, No. 86—**

Schedule 5 (13)—

Omit "20 (2) (a)", insert instead "21 (2) (a)".

**National Parks and Wildlife Act, 1974, No. 80—**

Section 5 (2) (a)—

Omit "Local Government and".

**National Parks and Wildlife (Amendment) Act, 1983, No. 183—**

Schedule 6 (6)—

Omit ", 170".

**New South Wales State Conservatorium of Music Act, 1965, No. 5—**

Section 16 (1)—

Omit "12 (b)", insert instead "12 (1) (b)".

**Noxious Insects Act, 1934, No. 22—**

Section 10 (1)—

Omit "Part II", insert instead "Part III".

**Occupational Health and Safety Act, 1983, No. 20—**

Schedule 4 (4) (a)—

Omit "six", insert instead "6".

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SCHEDULE 16—*continued.*

AMENDMENTS TO OTHER ACTS BY WAY OF STATUTE LAW REVISION—*continued.*

**Ombudsman Act, 1974, No. 68—**

Section 34—

Omit “(2) Subsection (1) does not operate”, insert instead “(2A) Subsection (1) does not operate”.

**Permanent Building Societies Act, 1967, No. 18—**

Section 119 (3)—

Omit “the Schedule and the Schedule, as so amended, shall be the Schedule to this Act”, insert instead “Schedule 1”.

**Permanent Building Societies (Amendment) Act, 1974, No. 5—**

Section 8 (b) (i)—

After the matter to be omitted, insert “where secondly occurring”.

**Plumbers, Gasfitters and Drainers Act, 1979, No. 44—**

(1) (a) Section 46 (1) (b)—

Omit “and” where secondly occurring.

(b) Section 46 (1) (b1)—

After “Fund;”, insert “and”.

(2) Section 60 (3)—

Omit “so doing on the ground that it may”, insert instead “to doing so on the ground that it might”.

(3) Section 73 (1) (g)—

Omit “licenses”, insert instead “licences”.

**Police Offences Act, 1901, No. 5—**

Section 1—

Omit the section, insert instead:—

**Short title.**

1. This Act may be cited as the “Police Offences Act, 1901”.

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SCHEDULE 16—*continued.*AMENDMENTS TO OTHER ACTS BY WAY OF STATUTE LAW REVISION—*continued.***Police Regulation (Deputy Commissioners) Amendment Act, 1981, No. 120—**

## Schedule 1 (1)—

Omit the comma after "Senior Assistant Commissioner".

**Prevention of Cruelty to Animals Act, 1979, No. 200—**

## (1) Section 24 (c) (i)—

Omit "section", insert instead "subparagraph".

## (2) Schedule 1, matter relating to Act No. 35, 1953—

Omit "1955", insert instead "1953".

**Prices Regulation Act, 1948, No. 26—**

## (1) Section 3 (1), paragraph (b) of the definition of "inquiry"—

Omit "Section", insert instead "section".

## (2) Section 20 (1) (b)—

Omit "Commissioner" wherever occurring, insert instead "Commission".

## (3) Section 45 (1)—

Omit "he", insert instead "it".

**Prisons Act, 1952, No. 9—**

## Section 7B (3)—

Omit "subclause (2) (a) of this clause", insert instead "subsection (2) (a)".

**Private Irrigation Districts Act, 1973, No. 47—**

## Section 11 (2) (a)—

Omit "(b)", insert instead "(c)".

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SCHEDULE 16—*continued.*

AMENDMENTS TO OTHER ACTS BY WAY OF STATUTE LAW REVISION—*continued.*

**Prostitution Act, 1979, No. 71—**

Section 5 (2)—

Omit “or young person within the meaning of the Child Welfare Act, 1939”, insert instead “within the meaning of the Community Welfare Act, 1982”.

**Public Accountants Registration Act, 1945, No. 18—**

Section 28 (4)—

Omit “auditor of such company referred to in paragraph (a) of that subsection, or”.

**Public Finance and Audit Act, 1983, No. 152—**

Section 22 (2)—

Omit “in which”, insert instead “in respect of which”.

**Public Health Act, 1902, No. 30—**

(1) Section 3, definition of “Common lodging-house”—

Omit “publican’s license under the Liquor Act, 1912, as amended by subsequent Acts”, insert instead “hotelier’s licence under the Liquor Act, 1982”.

(2) Section 3, first definition of “House”—

Omit “1912, as amended by subsequent Acts”, insert instead “1982”.

**Public Health (Amendment) Act, 1944, No. 16—**

Section 13 (1) (o) (iii)—

After “‘regulating’”, insert “where firstly occurring”.

**Public Hospitals (Amendment) Act, 1976, No. 95—**

Schedule 3 (11) (a)—

After “‘appellant’”, insert “where firstly occurring”.



*Statute Law (Miscellaneous Amendments) 1984*SCHEDULE 16—*continued.*AMENDMENTS TO OTHER ACTS BY WAY OF STATUTE LAW REVISION—*continued.***Public Servant Housing Authority Act, 1975, No. 38—**

- (1) Section 4, definition of “public servant”—

After the definition of “Minister for Housing”, insert:—

“public servant” means a person employed under the Public Service Act, 1979, except a person employed in the Department of Youth and Community Services as a deputy superintendent (educational), educational officer or trained pre-school teacher;

- (2) Section 4, definition of “statutory body”—

Omit “Act;”, insert instead “Act.”.

- (3) Section 4, definition of “public servant” appearing after the definition of “statutory body”—

Omit the definition.

**Pure Food Act, 1908, No. 31—**

- Section 14 (2) (c)—

Omit “1962;”, insert instead “1962.”.

**Real Property Act, 1900, No. 25—**

- Section 39A (3)—

Omit “subsection 2 (b)”, insert instead “subsection (2) (b)”.

**Recreation Vehicles Act, 1983, No. 136—**

- Section 41—

Omit “effected”, insert instead “served”.

**Registered Clubs (Amendment) Act, 1978, No. 68—**

- (1) Schedule 1 (1) (c)—

Omit “subsection 4 (c)”, insert instead “subsection (4) (c)”.

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SCHEDULE 16—*continued.*AMENDMENTS TO OTHER ACTS BY WAY OF STATUTE LAW REVISION—*continued.*

## (2) Schedule 8 (9) (d)—

Omit “the paragraph”, insert instead “section 67 (3) (b)”.

**Registered Clubs (Liquor) Amendment Act, 1982, No. 149—**

## (1) Schedule 9, Table 1—

Before the matter relating to section 9 in the Column headed Sec., insert “7”.

## (2) Schedule 9, Table 1—

Omit “(3)” where lastly occurring.

## (3) Schedule 9, Table 1—

Omit “(4)” where lastly occurring.

## (4) Schedule 9, Table 1—

Omit the matter relating to section 48 and section 65.

## (5) Schedule 9, Table 2—

At the end of Table 2 in the Column headed Sec., insert “65”.

## (6) Schedule 9, Table 4—

After the matter relating to section 23 in the Column headed Subsec., insert “(10)”.

**Registered Clubs (Registration Fees) Amendment Act, 1982, No. 50—**

## Section 2—

Omit “1975”, insert instead “1976”.

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SCHEDULE 16—*continued.*

AMENDMENTS TO OTHER ACTS BY WAY OF STATUTE LAW REVISION—*continued.*

**Registration of Births, Deaths and Marriages Act, 1973, No. 87—**

- (1) Section 62—  
Omit “Column 1 of”.
- (2) Section 62—  
Omit “in Column 2 of Schedule 1”.

**Returned Soldiers Settlement Act, 1916, No. 21—**

- Section 4B (6A)—  
After “section 3 (2)”, insert “of the Closer Settlement (Amendment) Act, 1937,”.

**Rivers and Foreshores Improvement Act, 1948, No. 20—**

- Section 23A (6)—  
Omit “(1)”, insert instead “(1A)”.

**Sale of Goods Act, 1923, No. 1—**

- (1) Section 3 (1)—  
Omit “to this Act”.
- (2) Section 41 (2)—  
Omit “of this Act”.

**Seeds Act, 1982, No. 14—**

- (1) Section 20—  
Omit “and” where firstly occurring.
- (2) Section 33 (2)—  
Omit “(1)”.

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SCHEDULE 16—*continued.*

AMENDMENTS TO OTHER ACTS BY WAY OF STATUTE LAW REVISION—*continued.*

**Sir Moses Montefiore Jewish Home (Amendment) Act, 1969, No. 52—**

Section 2 (g)—

Omit “in each year”, insert instead “of each year”.

**Soil Conservation (Amendment) Act, 1978, No. 128—**

Schedule 4 (12) (a)—

Omit “22H (3)”, insert instead “Section 22H (3)”.

**Stamp Duties Act, 1920, No. 47—**

(1) (a) Section 12 (4) (a)—

Omit “or”.

(b) Section 12 (4) (b)—

After “license;”, insert “or”.

(2) Section 98i (2)—

Omit “that month”, insert instead “that period of 12 months or that month, as the case may require”.

**Stamp Duties (Administration) Amendment Act, 1983, No. 13—**

After Schedule 1 (6), insert:—

(6A) Section 124 (8)—

Before “Commissioner’s” wherever occurring, insert “Chief”.

**State Bank Act, 1981, No. 89—**

(1) Section 40 (4) (a) (ii)—

Omit “alloted”, insert instead “allotted”.

(2) Section 74 (1) (a)—

Omit “the director”, insert instead “directors”.

(3) Section 78 (1)—

Omit “the” where firstly occurring.

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SCHEDULE 16—*continued.*AMENDMENTS TO OTHER ACTS BY WAY OF STATUTE LAW REVISION—*continued.***State Coal Mines Act, 1912, No. 70—**

## Section 10 (2)—

Omit “by the Part”, insert instead “by Part”.

**Statutory and Other Offices Remuneration Act, 1975 (1976, No. 4)—**

## Schedule 2, Part 1—

Omit “Assesment”, insert instead “Assessment”.

**Stock (Chemical Residues) Act, 1975, No. 26—**

## (1) Section 3, definition of “Chief of the Division of Animal Industry”—

Omit the definition, insert instead:—

“Chief, Division of Animal Health” means the person for the time being holding office or acting as the Chief, Division of Animal Health, Department of Agriculture;

## (2) Section 14 (1) (a)—

Omit “Chief of the Division of Animal Industry”, insert instead “Chief, Division of Animal Health”.

## (3) Section 16 (5)—

Omit “Chief of the Division of Animal Industry”, insert instead “Chief, Division of Animal Health”.

**Strata Titles Act, 1973, No. 68—**

## (1) Section 54 (2)—

Omit “Code,”, insert instead “Code”.

## (2) Schedule 4, clause 8 (b)—

Omit “section 22”, insert instead “subsection”.

**Strata Titles (Real Property Computer Register) Amendment Act, 1979, No. 174—**

## Schedule 1 (5) (b)—

Omit “subsection”. insert instead “paragraph”.

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SCHEDULE 16—*continued.*

AMENDMENTS TO OTHER ACTS BY WAY OF STATUTE LAW REVISION—*continued.*

**Superannuation Act, 1916, No. 28—**

- (1) Section 10c (4)—  
After “to.”, insert “or”.
- (2) Heading after section 29—  
Omit the heading.
- (3) Section 75 (1) (f)—  
Omit “he”.

**Superannuation (Amendment) Act, 1977, No. 137—**

- Section 2 (9)—  
Omit “4”, insert instead “(4)”.

**Supreme Court Act, 1970, No. 52—**

- (1) Section 26 (1)—  
After “may,”, insert “by commission”.
- (2) Section 48 (1) (a), definition of “specified tribunal”—  
Omit “the Court”, insert instead “that Court”.
- (3) Section 76 (3)—  
Omit “Married Women’s Property Act, 1901”, insert instead “Married Persons (Property and Torts) Act, 1901”.
- (4) Section 101 (2) (f)—  
Omit “or” where secondly occurring, insert instead “on”.
- (5) (a) Third Schedule, paragraph (c)—  
Omit “section 467,”.  
(b) Third Schedule, paragraph (c)—  
Omit “section 563,”.

*Statute Law (Miscellaneous Amendments) 1984*

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SCHEDULE 16—*continued.*

AMENDMENTS TO OTHER ACTS BY WAY OF STATUTE LAW REVISION—*continued.*

**Supreme Court (Amendment) Act, 1972, No. 41—**

Section 5 (e) (ii), (v)—

After the matter to be omitted, insert “where firstly occurring”.

**Sydney Opera House Trust (Amendment) Act, 1973, No. 32—**

Section 3 (i) (v), (vi)—

Omit “28 (1) (vii)” wherever occurring, insert instead “28 (1) (a) (vii)”.

**Technical Education Trust Funds Act, 1967, No. 95—**

Section 5 (3)—

Omit “paragraph (b) of section 4”, insert instead “section 4 (1) (b)”.

**Totalizator (Off-course Betting) Act, 1964, No. 1—**

Section 13B (3) (b)—

Omit the paragraph, insert instead:—

- (b) the Tourism Development Fund established under the Tourism Commission Act, 1984.

**Transport Act, 1930, No. 18—**

(1) Section 2—

Omit the section.

(2) (a) Section 202 (1) (b)—

Omit “subject to section 202A”.

(b) Section 202 (5)—

Omit the subsection.

(3) Section 223 (c)—

Omit “assault”, insert instead “assaults”.

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SCHEDULE 16—*continued.*

AMENDMENTS TO OTHER ACTS BY WAY OF STATUTE LAW REVISION—*continued.*

**Transport (Amendment) Act, 1983, No. 40—**

Schedule 1 (3)—

Omit “conditions”, insert instead “considerations”.

**Transport Authorities Act, 1980, No. 103—**

(1) Section 43 (1)—

Omit “part of”, insert instead “part”.

(2) Schedule 8, clause 10 (3)—

Omit “(3)–(5)”.

**Transport Employees Retirement Benefits Act, 1967, No. 96—**

(1) Section 23 (5)—

Omit “subsection”, insert instead “section”.

(2) Section 49 (3)—

Omit “subsection”, insert instead “subsections”.

**Transport (Motor Traffic) Amendment Act, 1983, No. 101—**

Section 2 (2)—

Omit “section 2 (2)”, insert instead “section 2 (4)”.

**Travel Agents Act, 1973, No. 71—**

Section 69 (b)—

Omit “license”, insert instead “licence”.

**Uniting Church in Australia Act, 1977, No. 47—**

Schedule 2, clause 11—

Omit “obediance”, insert instead “obedience”.



*Statute Law (Miscellaneous Amendments) 1984*

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SCHEDULE 16—*continued.*

AMENDMENTS TO OTHER ACTS BY WAY OF STATUTE LAW REVISION—*continued.*

**Venereal Diseases Act, 1918, No. 46—**

Section 9A (1)—

Omit "commissioner" wherever occurring, insert instead "Secretary of the Department of Health".

**Venereal Diseases (Amendment) Act, 1973, No. 14—**

Section 3 (o) (i)—

After the matter to be omitted, insert "where firstly occurring".

**Water Resources Commission Act, 1976, No. 34—**

(1) Schedule 6—

After the matter relating to sections 7–10 of the Hay Irrigation Act, 1902, in Column 2, insert:—

Sections 11, 12—

Omit the sections, insert instead:—

(2) Schedule 6—

From the matter relating to the State Pollution Control Commission Act, 1970, omit "18 (1) (g)", insert instead "18 (2) (g)".

**Wentworth Irrigation Act, 54 Vic. No. 7 (1890)—**

Section 17—

Omit "Trust", insert instead "Commission".

**Wild Dog Destruction (Amendment) Act, 1979, No. 143—**

Schedule 1 (1) (d)—

Omit "that it would", insert instead "than it would".

**Wills, Probate and Administration Act, 1898, No. 13—**

Section 61B (3)—

Omit "husband and wife", insert instead "husband or wife".

*Statute Law (Miscellaneous Amendments) 1984*

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SCHEDULE 16—*continued.*

AMENDMENTS TO OTHER ACTS BY WAY OF STATUTE LAW REVISION—*continued.*

**Workers' Compensation (Dust Diseases) Act, 1942, No. 14—**

Section 8 (1) (c)—

Omit the words appearing after "worker in such occupation," in paragraph (b) of section 8 (1) (c) (ii) and re-insert those words after "worker in such occupation," in paragraph (b) of section 8 (1) (c) (ii) so as to form part of paragraph (c) of section 8 (1).

**Workmen's Compensation (Broken Hill) Amendment Act, 1948, No. 5—**

Section 2 (1)—

Omit "Part II of the", insert instead "The".

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SCHEDULE 17.

(Sec. 6.)

SAVINGS AND OTHER PROVISIONS.

**Private Acts.**

1. A Private Act does not, by reason only of its being amended by this Act, become a Public Act.

**Validation of matters under Baptist Churches of New South Wales Property Trust Act, 1984.**

2. Any direction—

- (a) which was given on or after 14th September, 1984, by a congregation or District Association, within the meaning of the Baptist Churches of New South Wales Property Trust Act, 1984;
- (b) which purports to have been given, in accordance with the provisions of section 42 or 43 of that Act, for the purposes of that Act; and
- (c) which could have been given in accordance with those provisions only if that Act, as amended by this Act, had been in force when the direction was given.

is hereby validated.

*Statute Law (Miscellaneous Amendments) 1984*SCHEDULE 17—*continued.*SAVINGS AND OTHER PROVISIONS—*continued.***Validation of certain regulations under Optometrists Act, 1930.**

3. Any regulation purporting to have been made under the Optometrists Act, 1930, before the date of assent to this Act shall, if it was not validly made, be, on and from that date, deemed to have been validly made and to be as valid and effectual as it would have been if the amendment made by section 5 and Schedule 10 had been in force when it purported to be made.

**Transitional provisions relating to The Sir Moses Montefiore Jewish Home Act, 1927.**

4. (1) Expressions used in this clause have the same meanings as in The Sir Moses Montefiore Jewish Home Act, 1927.

(2) Notwithstanding section 20 of The Sir Moses Montefiore Jewish Home Act, 1927, as amended by this Act, at the first annual general meeting of the Body Corporate held after the commencement of Schedule 14, the Board of Management may lay before the members of the Body Corporate present at the meeting a statement of the income and expenditure for the period of 6 months or 18 months ending on 30th June next preceding the meeting, whichever it thinks appropriate.

**Validation of certain matters relating to Noxious Insects Act, 1934.**

5. Any act, matter or thing—

(a) which was done on or after 28th November, 1979, and before the amendment, by this Act, of the Noxious Insects Act, 1934, by the pastures protection boards specified by proclamation published in the Gazette under section 10 (1) of that Act; and

(b) which could lawfully have been done only if that Act, as amended by this Act, had been in force when the act, matter or thing was done.

is hereby validated.

**Repeal of certain Acts by Registration of Births, Deaths and Marriages Act, 1973.**

6. Each Act specified in Schedule 1 to the Registration of Births, Deaths and Marriages Act, 1973, is, to the extent specified opposite that Act in the Column headed "Extent of repeal", repealed and shall be deemed to have been so repealed on 1st January, 1974.

*Statute Law (Miscellaneous Amendments) 1984*

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SCHEDULE 17—*continued.*

SAVINGS AND OTHER PROVISIONS—*continued.*

**Effect of amendment of amending provisions.**

7. An amendment made by Schedule 16 to an amending provision (as defined by the Reprints Act, 1972) contained in an Act shall, if the amending provision has commenced before the date of assent to this Act, be deemed to have taken effect as from the commencement of the amending provision.

**References to bodies in certain Acts amended by this Act.**

8. (1) A reference in section 16 (1) of the Balranald Irrigation Act, 1902, or section 17 of the Wentworth Irrigation Act to the "Trust" shall, as from the coming into existence of the Water Resources Commission, be deemed to have been a reference to that Commission.

(2) A reference in section 20 (1) (b) of the Prices Regulation Act, 1948, to the "Commissioner" shall, as from the coming into existence of the Prices Commission, be deemed to have been a reference to that Commission.

**Regulations.**

9. (1) The Governor may make regulations containing other provisions of a savings or transitional nature consequent on the enactment of this Act.

(2) A provision made under subclause (1) may take effect as from the date of assent to this Act or a later date.

(3) To the extent to which a provision referred to in subclause (1) 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 a public authority), the rights of that person existing before the date of its publication therein; or
- (b) to impose liabilities on any person (other than the State or a public authority) in respect of anything done or omitted to be done before the date of its publication therein.

*Statute Law (Miscellaneous Amendments) 1984*

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SCHEDULE 17—*continued.*

SAVINGS AND OTHER PROVISIONS—*continued.*

(4) A provision made under subclause (1) shall, if the regulations expressly so provide, have effect notwithstanding the foregoing clauses of this Schedule.

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