

[Act 1996 No 60]



New South Wales

Commonwealth Powers (Family Law—Children) Amendment Bill 1996

Explanatory note

This explanatory note relates to this Bill as introduced into Parliament.

Overview of Bill

The object of this Bill is to amend the *Commonwealth Powers (Family Law—Children) Act 1986*:

- (a) to refer to the Commonwealth Parliament the matter of the determination of a child's parentage for the purposes of the law of the Commonwealth, and
 - (b) to refer to the Commonwealth Parliament certain matters relating to maintenance that are presently excluded from the reference of maintenance matters in section 3 (1) of the Act, and
 - (c) to ensure that certain matters relating to the custody, guardianship, care and control of children that would otherwise not be referred to the Commonwealth Parliament by the Act are referred if there is written consent from the Minister administering a provision set out in Schedule 1 to the Act or, in certain cases, his or her delegate, and
 - (d) to require references in the Act to a provision specified in Schedule 1 to be read as a reference to the provision as amended from time to time or, if the provision is replaced, to the provision which replaces it, and
 - (e) to make other minor consequential amendments.
-

Outline of provisions

Clause 1 sets out the name (also called the short title) of the proposed Act.

Clause 2 provides for the commencement of the proposed Act on a day or days to be appointed by proclamation.

Clause 3 is a formal provision giving effect to the amendments to the *Commonwealth Powers (Family Law—Children) Act 1986* set out in Schedule 1.

Schedule 1 makes the amendments described above.