



New South Wales

# Statute Law (Miscellaneous Provisions) Bill (No 2) 2022

## Explanatory note

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

## Overview of Bill

The objects of this Bill are to—

- (a) make minor amendments to various Acts and instruments (Schedule 1), and
- (b) amend certain other Acts and instruments for the purpose of effecting statute law revision (Schedule 2), and
- (c) amend certain other Acts and instruments for the purpose of effecting statute law revision in relation to machinery of government changes arising from administrative changes orders (Schedule 3), and
- (d) repeal an Act and an instrument (Schedule 4), and
- (e) make other provisions of a consequential or ancillary nature (Schedule 5).

## 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.

## Schedule 1 Minor amendments

Schedules 1.1, 1.13, 1.17, 1.20[11] and [12], 1.30, 1.34 and 1.35[3] and [4] amend the *Animal Research Act 1985*, the *Exhibited Animals Protection Act 1986*, the *Food Act 2003*, the *Hemp Industry Act 2008*, the *Poppy Industry Act 2016*, the *Rural Assistance Act 1989* and the *Stock*

*Medicines Act 1989* to enable notices to be served on persons by electronic transmission, including by email and other digital means.

**Schedule 1.2[1] and [2]** amend the *Associations Incorporation Act 2009* to clarify that an application for the voluntary cancellation of an association's registration under that Act may be made only if the application is approved by a special resolution of the association. **Schedule 1.2[3]** makes a consequential amendment to that Act.

**Schedule 1.3[1]** amends the *Biosecurity Act 2015* to adopt a defined term for consistency with other references to a manner approved, not required, by the Secretary of the Department of Regional NSW.

**Schedule 1.3[2]** amends the *Biosecurity Act 2015* to update the scientific and common names of an aquatic pest to reflect current taxonomy.

**Schedule 1.4** relocates a provision currently in the *City of Sydney Regulation 2016*, clause 4 in relation to the enrolment of non-residential electors on the roll of electors for the City of Sydney. The proposed amendment provides that, where a firm of partners is taken to be a corporation by operation of the *City of Sydney Act 1988*, section 16A, each partner of the firm is taken to be a director of the corporation and the managing partner or chief executive of the firm, however styled, is taken to be the company secretary of the corporation. The Regulation is repealed by the proposed Act, Schedule 4, as a result of the relocation of the provision.

**Schedules 1.5[1] and [4] and 1.6[1], [2] and [4]** remove obsolete references to certificates of title from the *Community Land Development Act 2021* and the *Community Land Management Act 2021*. The *Real Property Amendment (Certificates of Title) Act 2021* abolished the requirement for certificates of title in NSW.

**Schedule 1.5[2] and [3]** correct errors in the *Community Land Management Act 2021* in relation to the way in which a community association may vary or release interests in association property or a scheme parcel.

**Schedule 1.6[3]** makes it clear that the *Community Land Management Act 2021*, section 138(3) is intended to apply to a contravention of a by-law made under that Act, section 129, relating to occupancy limits.

**Schedule 1.7[1]** amends the *Companion Animals Act 1998* to enable the disclosure of the address, as well as the name, of the owner of a companion animal if a person seeks the information for the purpose of bringing legal proceedings against the owner for the animal's behaviour.

**Schedule 1.7[2]** amends the *Companion Animals Act 1998* to provide that the requirement for a permit to own a cat that is 4 months old or older and not desexed does not apply if the cat was registered before 1 July 2020. Currently, the requirement does not apply if the cat was registered before 1 July 2019.

**Schedule 1.8** amends the *Dams Safety Act 2015* to update the permitted ways of serving documents on individuals and bodies corporate under that Act by—

- (a) removing facsimile transmission as a way of serving documents, and
- (b) including email as a way of serving documents.

**Schedule 1.9[1]** enables a registered practitioner under the *Design and Building Practitioners Act 2020* to apply for the practitioner's registration to be varied. This is currently provided for in the *Design and Building Practitioners Regulation 2021*. **Schedule 1.10** amends the *Design and Building Practitioners Regulation 2021*, consequential to the amendment.

**Schedule 1.9[2]** amends the *Design and Building Practitioners Act 2020* to make it clear that the regulations may make provision, including different provision, about the same matters in relation to an application for variation of registration as in relation to an application for registration. The amendment also provides that the Secretary of the Department of Customer Service may specify the period for which the registration of an additional class remains in force.

**Schedule 1.11[1]** amends the *Duties Act 1997* to update an obsolete reference to the *National Health Act 1953* of the Commonwealth, Part V to refer to the *Aged Care Act 1997* of the Commonwealth, Chapter 3A instead, which deals with aged care accommodation fees that may attract duty as a premium for a lease.

**Schedule 1.11[2]** amends the *Duties Act 1997* to make clear that duty is payable by a person granted the right under a call option to require another person to sell land in New South Wales, being a transaction that results in a change in beneficial ownership of dutiable property.

**Schedule 1.11[3]** requires the register of insurers registered under the *Duties Act 1997*, Chapter 8, Part 3 to be made publicly available on the website of Revenue NSW instead of being available for inspection at the Chief Commissioner's principal office, which is no longer open to the public.

**Schedule 1.12** amends the *Electricity Supply Act 1995* to correct terminology.

**Schedules 1.14[1], [7] and [9] and 1.15** omit redundant matter, relating to noxious fish and noxious marine vegetation, from the *Fisheries Management Act 1994* and the *Fisheries Management (Aquaculture) Regulation 2017*. The *Biosecurity Act 2015* now deals with noxious fish and noxious marine vegetation.

**Schedule 1.14[2] and [3]** provide that, in regulations and other instruments made under the *Fisheries Management Act 1994*, a scientific description of a fish species is not limited by, and prevails over, a reference to the common name of the species. **Schedule 1.16** amends the *Fisheries Management (General) Regulation 2019* consequent to these amendments.

**Schedule 1.14[4]** provides that under the *Fisheries Management Act 1994*, possession of a photo of an official receipt for payment of a recreational fishing fee, including a photo on a smartphone or other mobile device, is sufficient compliance with the requirement that a fisher have the official receipt in the fisher's immediate possession when taking fish.

**Schedule 1.14[5]** removes words from the *Fisheries Management Act 1994* that may incorrectly imply that forfeited shares in share management fisheries cease to have effect.

**Schedule 1.14[6]** omits a redundant provision from the *Fisheries Management Act 1994*.

**Schedule 1.14[8]** provides for the register of aquaculture permits kept under the *Fisheries Management Act 1994* to be made available on the website of the Department.

**Schedule 1.14[10] and [11]** require the publication in the Gazette of instruments notifying a delegation of functions of the Minister for Agriculture and Secretary of the Department of Regional NSW under the *Fisheries Management Act 1994*, sections 227 and 228.

**Schedule 1.14[12]** updates public consultation procedures in relation to certain matters under the *Fisheries Management Act 1994* to replace physical exhibition at the Head Office of the Department of Regional NSW and at its regional offices, with publication on the Department of Regional NSW's website.

**Schedule 1.18** amends the *Game and Feral Animal Control Act 2002* to correct the scientific name for the native game bird Grey Teal.

**Schedule 1.19[1] and [2]** relocate Schedule 1, clause 16 of the *Health Records and Information Privacy Act 2002* to form part of Schedule 1, clauses 10 and 11. These amendments provide that the restrictions on health information used or disclosed in an emergency are located in the same Health Privacy Principles to which the restrictions apply. **Schedule 1.19[3]** omits the relocated clause.

**Schedule 1.20[1], [2] and [8]** update references from inspectors to authorised officers in the *Hemp Industry Act 2008*.

**Schedules 1.20[3]–[7] and 1.21** amend the *Hemp Industry Act 2008* and the *Hemp Industry Regulation 2016* to update terms to refer to cancelling a licence instead of revoking a licence.

**Schedule 1.20[9] and [10]** replace references in the *Hemp Industry Act 2008*, section 28 to an “authorised officer” with “issuing officer” to make it clear that, for the section, the officer referred to has the same authority as an authorised officer under the *Law Enforcement (Powers and Responsibilities) Act 2002*.

**Schedule 1.20[13]** amends the definition of *authorised officer* for the *Hemp Industry Act 2008*, section 45 to include a police officer and remove an outdated reference to “inspector”. The amendment inserts a note to make it clear the definition in section 45 expands the existing definition of *authorised officer* for the Act.

**Schedule 1.22** omits a reference in the *Local Government Act 1993* to a repealed provision and updates the provision to refer to information that councils are required to make publicly available under the *Government Information (Public Access) Act 2009*.

**Schedule 1.23** amends the *Local Land Services Act 2013* to enable a document to be served on Local Land Services by electronic transmission.

**Schedule 1.24** requires a request for a partial cancellation of an authority under the *Mining Act 1992* to include a description of the land that will continue to be subject to the authority, rather than the land to which the cancellation relates.

**Schedule 1.25[1] and [2]** correct cross-references in the *Mining and Petroleum Legislation Amendment Act 2022*.

**Schedule 1.25[3], [6] and [7]** correct paragraph numbering in the *Mining and Petroleum Legislation Amendment Act 2022*.

**Schedule 1.25[4] and [5]** correct terminology used in proposed clause 190(2) to ensure the provision reflects the terminology used in the Act, proposed section 396(1), to which the proposed clause relates. Proposed section 396 is inserted by *Mining and Petroleum Legislation Amendment Act 2022*.

**Schedule 1.25[8]–[11]** correct terminology to ensure that the provision reflects the terminology used in the *Petroleum (Onshore) Act 1991*, proposed Part 14, Division 2, to which the provisions relate. Proposed Part 14, Division 2 is inserted by the *Mining and Petroleum Legislation Amendment Act 2022*.

**Schedule 1.26[1]** changes the membership of the Board of the Natural Resources Access Regulator constituted under the *Natural Resources Access Regulator Act 2017* from 3 members to at least 3, but not more than 5, members.

**Schedule 1.26[2]** modifies the quorum for a meeting of the Board from all members to 3 members under the *Natural Resources Access Regulator Act 2017*.

**Schedule 1.27[1]** makes it clear regulations may be made under the *Passenger Transport Act 1990* in relation to driver authority cards issued to persons authorised to drive public passenger vehicles.

**Schedule 1.27[2]** omits a redundant regulation-making power relating to the wearing of badges by drivers of public passenger vehicles from the *Passenger Transport Act 1990*.

**Schedule 1.28[1]** updates the reference to a repealed regulation in the *Payroll Tax Act 2007*.

**Schedule 1.28[2]** updates a reference in the *Payroll Tax Act 2007* to the number of days after the end of a financial year within which a payroll tax return must be lodged. The amendment is consequential to the amendment of a cross-referenced provision.

**Schedule 1.29** amends the *Plantations and Reafforestation Act 1999* to enable notices to be given or served to persons by electronic transmission.

**Schedule 1.31** amends the *Property and Stock Agents Act 2002* to correct an incorrect cross-reference and make it clear that the Secretary of the Department of Customer Service may

suspend a licence or certificate of registration until an audit required under that Act, section 111 is carried out and the report of the audit is provided to the Secretary.

**Schedule 1.32** amends the *Public Holidays Act 2010* to update the public holiday commonly known as the Queen's Birthday to the King's Birthday following the death of Her Late Majesty Queen Elizabeth II.

**Schedule 1.33[1]** updates the definition of **GVM (gross vehicle mass)** in the *Road Transport Act 2013*. This amendment is consequential to the commencement of the *Road Vehicle Standards Act 2018* of the Commonwealth. **Schedule 1.33[2] and [4]** make consequential amendments.

**Schedule 1.33[3]** updates terminology in the *Road Transport Act 2013*, definition of **vehicle identifier**, to refer to an identification plate, or as stated on the RAV for the vehicle, following legislative changes to vehicle terminology made under Commonwealth legislation.

**Schedule 1.35[1]** omits a redundant provision from the *Stock Medicines Act 1989*. The provision provides for the Secretary of the Department of Regional NSW to cancel the registration of a registered stock medicine on the recommendation of the Stock Medicines Board. However, registered stock medicines are now regulated by a national uniform legislative scheme and the Stock Medicines Board has been dissolved.

**Schedule 1.35[2]** amends the *Stock Medicines Act 1989* to provide that an authorised officer under the *Biosecurity Act 2015* is an authorised officer, with the authority to issue penalty notices, under the *Stock Medicines Act 1989*.

**Schedule 1.36** clarifies that a person who has possession of uncollected goods under the *Uncollected Goods Act 1995* may, if the goods are sold, recover costs associated with transporting the goods for storage or sale.

**Schedule 1.37** amends the *Veterinary Practice Act 2003* to enable notices to be served on persons, and certain documents to be served on the Veterinary Practitioners Board, by electronic transmission, including by email and other digital means.

**Schedule 1.38[1]** ensures that the *Interpretation Act 1987*, section 36(1), which provides that a period of time dating from a given day is to be calculated exclusive of that day, does not apply to the duration of management plans under the *Water Management Act 2000*, section 43.

**Schedule 1.38[2]** provides that a Ministerial review of a management plan under the *Water Management Act 2000*, other than provisions dealing with water sharing, must be conducted in the 5 years before the plan's expiry, rather than within the fifth year after the plan was made. The amendment does not affect the requirement for the Natural Resources Commission to audit a management plan within the first 5 years of the plan.

**Schedule 1.38[3]** amends the *Water Management Act 2000* to provide that the power of the Minister for Lands and Water to amend the share component of a specific purpose access licence, because the share component is no longer necessary, does not extend to a power to grant a new access licence. **Schedule 1.38[6]** makes a consequential amendment.

**Schedule 1.38[4]** enables certain prescribed decisions made by the Minister for Lands and Water relating to bore driller licensing under the *Water Management Act 2000* to be appealed to the Land and Environment Court.

**Schedule 1.38[5]** inserts a regulation-making power allowing regulations under the *Water Management Act 2000* to provide for the regulation of river traffic on the Murray River and the management of locks, weirs and other works located on or along the Murray River to continue the effect of a repealed provision.

## **Schedule 2 Amendments by way of statute law revision— miscellaneous amendments**

**Schedule 2.1** amends the *Bathurst Regional Local Environmental Plan 2014* to correct a grammatical error.

**Schedule 2.2** amends the *Building and Development Certifiers Act 2018* to update references to a repealed regulation.

**Schedule 2.3** amends the *Casino Control Act 1992* to correct numbering errors.

**Schedule 2.4** amends the *Cemeteries and Crematoria Act 2013* to omit a redundant definition.

**Schedule 2.5** amends the *Centennial Park and Moore Park Trust Act 1983* to omit a redundant definition.

**Schedule 2.6** amends the *Child Protection (Working with Children) Act 2012* to correct a cross-reference.

**Schedule 2.7** amends the *Children's Guardian Act 2019* to update references from a single register to registers, consequential to the *Children's Guardian Amendment Act 2022* commencing.

**Schedule 2.8** amends the *Contract Cleaning Industry (Portable Long Service Leave Scheme) Act 2010* to update terminology as a consequence of amendments made to the *Corporations Act 2001* of the Commonwealth by the *Insolvency Law Reform Act 2016* of the Commonwealth.

**Schedule 2.9** amends the *Conveyancers Licensing Act 2003* to update terminology as a consequence of amendments made to the *Corporations Act 2001* of the Commonwealth by the *Insolvency Law Reform Act 2016* of the Commonwealth.

**Schedule 2.10** amends the *Credit (Commonwealth Powers) Act 2010* to update the name of an Office.

**Schedule 2.11** amends the *Dams Safety Regulation 2019* to correct numbering errors.

**Schedule 2.12** amends the *Design and Building Practitioners Act 2020* to correct a cross-reference.

**Schedule 2.13** amends the *Destination NSW Act 2011* to insert a missing word.

**Schedule 2.14** amends the *Disability Inclusion Act 2014* to correct a cross-reference.

**Schedule 2.15[1]** amends the *Duties Act 1997* to update a cross-reference. **Schedule 2.15[2]** amends the *Duties Act 1997* to correct a spelling error.

**Schedule 2.16** amends the *Electric Vehicles (Revenue Arrangements) Act 2021* to correct word placement.

**Schedule 2.17** amends the *Electricity Supply Act 1995* to omit a redundant word.

**Schedule 2.18[1]** amends the *Environmental Planning and Assessment Act 1979* to correct a cross-reference.

**Schedule 2.18[2]** amends the *Environmental Planning and Assessment Act 1979* to correct a cross-reference following the repeal of the *Mine Subsidence Compensation Act 1961*.

**Schedule 2.19** amends the *Fisheries Management Act 1994* to correct cross-references following the relocation of provisions of the *Environmental Planning and Assessment Act 1979* to the *Fisheries Management Act 1994*, Schedule 1AA.

**Schedule 2.20** amends the *Greater Sydney Parklands Trust Act 2022* to correct a typographical error.

**Schedule 2.21** amends the *Home Building Act 1989* to update terminology as a consequence of amendments made to the *Corporations Act 2001* of the Commonwealth by the *Insolvency Law Reform Act 2016* of the Commonwealth.

**Schedule 2.22[1]** amends the *Industrial Relations Advisory Council Act 2010* to update the name of an Office.

**Schedule 2.22[2]** omits a provision of the *Industrial Relations Advisory Council Act 2010* consequent on administrative changes which created duplicative references to the Secretary of the Department of Premier and Cabinet.

**Schedule 2.23** amends the *Infrastructure NSW Act 2011* to insert a missing word.

**Schedule 2.24** amends the *Land Tax Act 1956* to correct a cross-reference.

**Schedule 2.25** amends the *Land Tax Management Act 1956* to correct a cross-reference.

**Schedule 2.26** amends the *Local Government Amendment Act 2021* to correct a typographical error.

**Schedule 2.27** amends the *Local Land Services Act 2013* to insert a missing word.

**Schedule 2.28** amends the *Long Service Leave (Metalliferous Mining Industry) Regulation 2021* to omit a redundant word.

**Schedule 2.29** amends the *Long Service Leave Regulation 2021* to omit a redundant word.

**Schedule 2.30** amends the *Mining Regulation 2016* to correct a cross-reference.

**Schedule 2.31** amends the *Pawnbrokers and Second-hand Dealers Act 1996* to clarify the operation of the section by relocating a requirement prescribed by the regulations to the Act.

**Schedule 2.32** amends the *Pawnbrokers and Second-hand Dealers Regulation 2021* to omit a redundant provision.

**Schedule 2.33** amends the *Photo Card Act 2005* to omit a redundant section.

**Schedule 2.34** amends the *Plantations and Reafforestation (Code) Regulation 2001* to update the name of an Office.

**Schedule 2.35** amends the *Property and Stock Agents Act 2002* to update terminology as a consequence of amendments made to the *Corporations Act 2001* of the Commonwealth by the *Insolvency Law Reform Act 2016* of the Commonwealth.

**Schedule 2.36** amends the *Protection of the Environment Operations (General) Regulation 2022* to correct a spelling error.

**Schedule 2.37** amends the *Public Interest Disclosures Act 1994* to update the name of an Office.

**Schedule 2.38[1] and [2]** amends the *Public Spaces (Unattended Property) Act 2021* to correct word placement.

**Schedule 2.38[3]** corrects terminology in the *Public Spaces (Unattended Property) Act 2021*.

**Schedule 2.39** amends the *Retail Trading Act 2008* to omit a redundant section.

**Schedule 2.40** amends the *Retirement Villages Act 1999* to update terminology as a consequence of amendments made to the *Corporations Act 2001* of the Commonwealth by the *Insolvency Law Reform Act 2016* of the Commonwealth.

**Schedule 2.41** amends the *Road Transport (Vehicle Registration) Regulation 2017* to remove unnecessary punctuation.

**Schedule 2.42** amends the *Rural Fires Regulation 2022* to omit redundant matter. The sections referred to have been repealed.

**Schedule 2.43** amends the *Statutory and Other Offices Remuneration Act 1975* to update the name of an Office.

**Schedule 2.44** amends the *Strata Schemes Management Act 2015* to omit a redundant savings provision inserted by the *Strata Schemes Management Amendment (Sustainability Infrastructure) Act 2021*. The provision referred to in the clause does not exist.

**Schedule 2.45** amends the *Subordinate Legislation Act 1989* to correct terminology.

**Schedule 2.46** amends the *Sydney Olympic Park Authority Act 2001* to correct a cross-reference.

**Schedule 2.47** amends the *Transport Administration Act 1988* to insert a missing word.

**Schedule 2.48** amends the *Warringah Local Environmental Plan 2011* to correct the ordering of paragraphs.

**Schedule 2.49** amends the *Water Management Act 2000* to update the name of a Commission, consequent on changes made by the *Environmental Planning and Assessment Amendment Act 2017*.

**Schedule 2.50** amends the *Water Sharing Plan for the Hunter Unregulated and Alluvial Water Sources 2022* to correct numbering errors.

### **Schedule 3 Amendments by way of statute law revision— amendments relating to machinery of government changes**

**Schedule 3** amends each of the Acts and instruments mentioned in the Schedule for the purpose of effecting statute law revision in relation to machinery of government changes consequent on recent administrative changes.

### **Schedule 4 Repeals**

**Schedule 4** repeals the *Stock Medicines Amendment Act 2004* No 89 and the *City of Sydney Regulation 2016*. The *City of Sydney Regulation 2016* is redundant due to the relocation of the only provision of that regulation by the amendment in Schedule 1.

### **Schedule 5 General savings, transitional and other provisions**

**Schedule 5** contains savings, transitional and other provisions of general effect. The purpose of each provision set out in Schedule 5 is as follows—

- (a) proposed section 1 ensures that an amendment made by the proposed Act to a repealing or amending provision of an Act or instrument will, if the repealing or amending provision commences before the amendment made by the proposed Act, be taken to have commenced on the date the repealing or amending provision commences,
- (b) proposed section 2 ensures the amendment or repeal of a provision will not, unless expressly provided, vitiate an act done or decision made under the provision as in force before the amendment or repeal,
- (c) proposed section 3 ensures that, unless expressly provided, an instrument that is in force and made under a provision of an Act that is amended or substituted by the proposed Act will be taken to have been made under the Act as amended,
- (d) proposed section 4 has the effect of enabling the Governor, by proclamation, to revoke the repeal of an Act or instrument, or a provision of an Act or instrument, by the proposed Act. The Act or instrument, or provision, the subject of the revocation of repeal is taken not to be, and never to have been, repealed,
- (e) proposed section 5 enables the making of regulations of a savings or transitional nature relating to incidental matters arising out of the proposed Act.



New South Wales

# Statute Law (Miscellaneous Provisions) Bill (No 2) 2022

## Contents

---

		Page
	1 Name of Act	2
	2 Commencement	2
<b>Schedule 1</b>	<b>Minor amendments</b>	<b>3</b>
<b>Schedule 2</b>	<b>Amendments by way of statute law revision—miscellaneous amendments</b>	<b>15</b>
<b>Schedule 3</b>	<b>Amendments by way of statute law revision—amendments relating to machinery of government changes</b>	<b>23</b>
<b>Schedule 4</b>	<b>Repeals</b>	<b>36</b>
<b>Schedule 5</b>	<b>General savings, transitional and other provisions</b>	<b>37</b>



New South Wales

# Statute Law (Miscellaneous Provisions) Bill (No 2) 2022

No , 2022

---

## A Bill for

An Act to repeal an Act and instrument and to amend certain other Acts and instruments in various respects and for the purpose of effecting statute law revision; and to make certain savings.

---

**The Legislature of New South Wales enacts—**

1

**1 Name of Act**

2

This Act is the *Statute Law (Miscellaneous Provisions) Bill (No 2) 2022*.

3

**2 Commencement**

4

This Act commences on 13 January 2023.

5

<b>Schedule 1</b>	<b>Minor amendments</b>	1
<b>1.1</b>	<b>Animal Research Act 1985 No 123</b>	2
	<b>Section 61 Service of notices</b>	3
	Omit section 61(c). Insert instead—	4
	(c) by electronic transmission to an address or location specified by the person for the service of notices of that kind.	5 6
<b>1.2</b>	<b>Associations Incorporation Act 2009 No 7</b>	7
<b>[1]</b>	<b>Section 72 Application for cancellation</b>	8
	Insert after section 72(1)—	9
	(1A) The association must pass a special resolution approving the application before applying to the Secretary.	10 11
<b>[2]</b>	<b>Section 72(2)</b>	12
	Omit the subsection. Insert instead—	13
	(2) The application must—	14
	(a) be in the approved form, and	15
	(b) include a copy of the special resolution.	16
<b>[3]</b>	<b>Section 72(3)</b>	17
	Omit “subsection (2)”. Insert instead “subsection (2)(a)”.	18
<b>1.3</b>	<b>Biosecurity Act 2015 No 24</b>	19
<b>[1]</b>	<b>Section 313 Claims</b>	20
	Omit “a manner required by the Secretary” from section 313(b).	21
	Insert instead “an approved manner”.	22
<b>[2]</b>	<b>Schedule 2 Prohibited matter</b>	23
	Omit the matter relating to <i>Tilapia</i> spp. (all species except <i>T. buttikoferi</i> ) from Part 1.	24
	Insert in alphabetical order under the heading “Pest Marine and Freshwater Finfish”—	25
	<i>Coptodon</i> spp. (all species)	Guinean tilapia/Redbreast tilapia/Redbelly tilapia
	<i>Pelmatolapia</i> spp. (all species)	Black mangrove cichlid/Spotted tilapia
	<i>Tilapia</i> spp. (all species)	Banded tilapia
<b>1.4</b>	<b>City of Sydney Act 1988 No 48</b>	26
	<b>Section 16A Partnerships</b>	27
	Insert after section 16A(2)—	28
	(3) For a firm taken to be a corporation under subsection (2)—	29
	(a) each partner of the firm is taken to be a director of the corporation, and	30

(b)	the managing partner or chief executive of the firm, however styled, is taken to be the company secretary of the corporation.	1 2
<b>1.5</b>	<b>Community Land Development Act 2021 No 6</b>	3
[1]	<b>Sections 25(3)(a) and (b), 26(2)(a) and (b), 69(5)(b) and 110(4) and (5)</b> Omit the provisions.	4 5
[2]	<b>Section 30 Association may grant or accept relevant interest</b> Omit “burdens” from section 30(1)(c). Insert instead “benefits”.	6 7
[3]	<b>Section 30(2)(b)</b> Omit “benefits”. Insert instead “burdens”.	8 9
[4]	<b>Section 103 Application of Act to electronic plans and documents</b> Omit “certificate of title or” from section 103(6), definition of <i>document</i> .	10 11
<b>1.6</b>	<b>Community Land Management Act 2021 No 7</b>	12
[1]	<b>Section 14 Documents and records to be provided to association at first AGM</b> Omit “certificates (other than certificates of title for lots)” from section 14(1)(a). Insert instead “certificates,”.	13 14 15
[2]	<b>Section 14(1)(c)</b> Omit “the certificate of title for the association property,”.	16 17
[3]	<b>Section 138 Civil penalty for breach of by-laws</b> Insert “made under section 129” after “by-law” in section 138(3).	18 19
[4]	<b>Sections 172(f) and 205(1)(b) and (2)</b> Omit the provisions.	20 21
<b>1.7</b>	<b>Companion Animals Act 1998 No 87</b>	22
[1]	<b>Section 89 Confidentiality of certain information</b> Insert “or address” after “name” in section 89(7).	23 24
[2]	<b>Schedule 3 Savings and transitional provisions</b> Omit “the commencement of the section” from clause 9(1). Insert instead “1 July 2020”.	25 26
<b>1.8</b>	<b>Dams Safety Act 2015 No 26</b>	27
[1]	<b>Section 51 Service of documents</b> Omit section 51(1)(a)(iii). Insert instead—	28 29
	(iii) sending the document by email to an email address specified by the person for the service of documents, or	30 31
[2]	<b>Section 51(1)(b)(ii)</b> Omit the subparagraph. Insert instead—	32 33

(ii)	sending the document by email to an email address specified by the body corporate for the service of documents.	1 2
<b>1.9</b>	<b>Design and Building Practitioners Act 2020 No 7</b>	3
<b>[1]</b>	<b>Section 52 Variation, suspension or cancellation of registration generally</b>	4
	Insert “varied,” before “cancelled” in section 52(1)(g).	5
<b>[2]</b>	<b>Section 52A</b>	6
	Insert after section 52—	7
<b>52A</b>	<b>Variation of registration</b>	8
(1)	Division 1 applies to an application by a registered practitioner to vary the practitioner’s registration in the same way it applies to an application for the grant of registration.	9 10 11
	<b>Note—</b> For applications for a cancellation or suspension of registration—see section 62.	12 13
(2)	The regulations may make provision, including different provision, about the same matters in relation to an application to vary registration as in relation to an application for the grant of registration.	14 15 16
	<b>Example—</b> A fee to be paid for an application to vary registration that is different from the fee to be paid for an application for the grant of registration.	17 18
(3)	If a variation of registration results in a registered practitioner being registered in an additional class, the registration in the additional class remains in force for the period specified by the Secretary in the notice by which the registration is varied, unless sooner cancelled.	19 20 21 22
<b>1.10</b>	<b>Design and Building Practitioners Regulation 2021</b>	23
<b>[1]</b>	<b>Clause 43, heading</b>	24
	Omit “variation, suspension or cancellation”. Insert instead “suspension”.	25
<b>[2]</b>	<b>Clause 43(1) and (1A)</b>	26
	Omit the subclauses.	27
<b>1.11</b>	<b>Duties Act 1997 No 123</b>	28
<b>[1]</b>	<b>Section 65 Exemptions from duty</b>	29
	Omit “Part V of the <i>National Health Act 1953</i> of the Commonwealth” from section 65(16)(c).	30 31
	Insert instead “the <i>Aged Care Act 1997</i> of the Commonwealth, Chapter 3A”.	32
<b>[2]</b>	<b>Section 108 Person liable to pay call option assignment duty</b>	33
	Omit “No duty is payable at this point” from the note.	34
	Insert instead “A must pay duty on the dutiable value of the option, as determined under Chapter 2”.	35 36
<b>[3]</b>	<b>Section 252 Register of insurers</b>	37
	Omit section 252(2). Insert instead—	38
(2)	The register must be made publicly available on the website of Revenue NSW.	39

<b>1.12 Electricity Supply Act 1995 No 94</b>	1
<b>Schedule 4A Energy security safeguard schemes</b>	2
Omit “authorised officer” wherever occurring in clauses 71B(4) and (6) and 136C(4) and (6).	3 4
Insert instead “compliance officer”.	5
<b>1.13 Exhibited Animals Protection Act 1986 No 123</b>	6
<b>Section 51 Service of notices</b>	7
Omit section 51(c). Insert instead—	8
(c) by electronic transmission to an address or location specified by the person for the service of notices of that kind, or	9 10
<b>1.14 Fisheries Management Act 1994 No 38</b>	11
<b>[1] Section 4 Definitions</b>	12
Omit section 4(1), definitions of <i>noxious fish</i> and <i>noxious marine vegetation</i> .	13
<b>[2] Section 4(4)</b>	14
Insert “, or in a regulation or another instrument made under this Act,” after “reference in this Act”.	15 16
<b>[3] Section 4(4)</b>	17
Insert “, the regulation or the instrument” after “fish in this Act”.	18
<b>[4] Section 34A Definitions</b>	19
Omit paragraphs (a) and (b) of the definition of <i>official receipt</i> .	20
Insert instead—	21
(a) if the fishing fee was paid in person—	22
(i) the hard copy receipt, or a copy of the receipt, issued as evidence of payment, or	23 24
(ii) a photo, including a photo on a smartphone or other mobile device, of the receipt that clearly displays the information on the receipt, or	25 26 27
(b) if the fishing fee was paid over the telephone or by electronic means—	28
(i) the receipt number issued as evidence of payment, or	29
(ii) a photo, including a photo on a smartphone or other mobile device, of the receipt that clearly displays the information on the receipt, or	30 31 32
<b>[5] Section 95 Cancellation or forfeiture of shares to be noted in Share Register</b>	33
Omit “, forfeited or otherwise ceases to have effect” from section 95(1).	34
Insert instead “or forfeited”.	35
<b>[6] Section 125 Definition of “relevant authority”</b>	36
Omit section 125(d).	37

<b>[7] Section 152 Conditions of permits</b>	1
Omit “the destruction of noxious fish and” from section 152(2)(d).	2
<b>[8] Section 154 Register of permits</b>	3
Omit “providing a computer print-out or providing access to a computer terminal that can be used to view the register” in section 154(6).	4 5
Insert instead “making the register, or that part kept by computer, available on the website of the Department”.	6 7
<b>[9] Section 160 Power to cancel or suspend a permit after a hearing</b>	8
Omit section 160(1)(c).	9
<b>[10] Section 227 Delegation by Minister</b>	10
Insert after section 227(2)—	11
(3) A delegation under this section must be notified by publication of the instrument of delegation in the Gazette.	12 13
<b>[11] Section 228 Delegation by Secretary</b>	14
Insert after section 228(2)—	15
(2A) A delegation or subdelegation under this section must be notified by publication of the instrument of delegation or subdelegation in the Gazette.	16 17
<b>[12] Section 284 Public consultation procedure</b>	18
Omit section 284(2). Insert instead—	19
(2) In order to give the public an opportunity to make submissions on a matter in subsection (1), the person or body to whom the requirement applies must—	20 21
(a) publish the following on the Department’s website—	22
(i) the matter that is subject to consultation,	23
(ii) the date by which submissions must be made, and	24
(b) allow a period of not less than 30 days for public comment.	25
(2A) A person or body may take other steps the person or body considers reasonable to bring a matter in subsection (1) to the attention of the following persons or class of persons—	26 27 28
(a) members of the public generally,	29
(b) if the matter relates to a particular area only—members of the public in or near the area.	30 31
<b>1.15 Fisheries Management (Aquaculture) Regulation 2017</b>	32
<b>[1] Clause 19 Payment obligation</b>	33
Omit “Act, or” from clause 19(b). Insert instead “Act.”	34
<b>[2] Clause 19(c)</b>	35
Omit the subclause.	36
<b>[3] Clause 61 Information to be specified on containers of shellfish and other aquaculture products for sale</b>	37 38
Omit “and noxious fish” from clause 61(1).	39

<b>1.16 Fisheries Management (General) Regulation 2019</b>	1
<b>Clause 4 Definitions of fish species</b>	2
Omit clause 4(2), including the note.	3
<b>1.17 Food Act 2003 No 43</b>	4
<b>Section 137 Service of documents</b>	5
Omit section 137(1)(e). Insert instead—	6
(e) by electronic transmission to an address or location specified by the person for the service of documents of that kind,	7 8
<b>1.18 Game and Feral Animal Control Act 2002 No 64</b>	9
<b>Schedule 3 Game animals</b>	10
Omit “Grey Teal ( <i>Anas gibberifrons</i> )” from Part 1A.	11
Insert instead “Grey Teal ( <i>Anas gracilis</i> )”.	12
<b>1.19 Health Records and Information Privacy Act 2002 No 71</b>	13
<b>[1] Schedule 1 Health Privacy Principles</b>	14
Insert after clause 10(4)—	15
(4A) If health information is used under subclause (1)(b1), the organisation—	16
(a) must not hold the information for longer than 18 months, unless extenuating circumstances apply or consent has been obtained, and	17 18
(b) if the organisation is a law enforcement agency—must not use the information for the purpose of prosecuting an offence.	19 20
<b>[2] Schedule 1, clause 11(5A)</b>	21
Insert after clause 11(5)—	22
(5A) If health information is disclosed under subclause (1)(b1), the organisation—	23
(a) must not hold the information for longer than 18 months, unless extenuating circumstances apply or consent has been obtained, and	24 25
(b) if the organisation is a law enforcement agency—must not use the information for the purpose of prosecuting an offence.	26 27
<b>[3] Schedule 1, clause 16</b>	28
Omit the clause.	29
<b>1.20 Hemp Industry Act 2008 No 58</b>	30
<b>[1] Section 3 Definitions</b>	31
Insert in alphabetical order in section 3(1)—	32
<i>authorised officer</i> means a person appointed by the Secretary under section 18.	33 34
<b>[2] Section 3(1), definition of “inspector”</b>	35
Omit the definition.	36

<b>[3] Sections 11, 15(2)(a), 16(1) and (3) and 36(2)</b>	1
Omit “revoked” wherever occurring. Insert instead “cancelled”.	2
<b>[4] Sections 15(1) and 16(4)</b>	3
Omit “revoking” wherever occurring. Insert instead “cancelling”.	4
<b>[5] Section 16, heading</b>	5
Omit “Revocation”. Insert instead “Cancellation”.	6
<b>[6] Section 16(3)</b>	7
Omit “revocation”. Insert instead “cancellation”.	8
<b>[7] Sections 16(2) and 38(c)</b>	9
Omit “revoke” wherever occurring. Insert instead “cancel”.	10
<b>[8] Sections 17–21, 23, 25–33, 40(1)(d) and 45(6), definition of “authorised officer”</b>	11
Omit “inspector”, “inspector’s” and “inspectors” wherever occurring.	12
Insert instead “authorised officer”, “authorised officer’s” and “authorised officers”, respectively.	13
	14
<b>[9] Section 28 Search warrants</b>	15
Omit “authorised officer” from section 28(1) and (2). Insert instead “issuing officer”.	16
<b>[10] Section 28(4)</b>	17
Omit the definition of <i>authorised officer</i> . Insert instead—	18
<i>issuing officer</i> means an authorised officer within the meaning of the <i>Law Enforcement (Powers and Responsibilities) Act 2002</i> .	19
	20
<b>[11] Section 42 Service of documents</b>	21
Omit section 42(1)(a)(iii). Insert instead—	22
(iii) electronic transmission to an address or location specified by the person for the service of documents of that kind, or	23
	24
<b>[12] Section 42(1)(b)(ii)</b>	25
Omit the subparagraph. Insert instead—	26
(ii) electronic transmission to an address or location specified by the body corporate for the service of documents of that kind.	27
	28
<b>[13] Section 45 Penalty notices</b>	29
Omit section 45(6), definition of <i>authorised officer</i> . Insert instead—	30
<i>authorised officer</i> includes a police officer.	31
<b>Note</b> — An authorised officer is also defined in section 3 to mean a person appointed by the Secretary under section 18.	32
	33
<b>1.21 Hemp Industry Regulation 2016</b>	34
<b>[1] Clauses 8, heading and 11(4)</b>	35
Omit “revocation” wherever occurring. Insert instead “cancellation”.	36

<b>[2] Clauses 8 and 11(4)</b>	1
Omit “revoked” wherever occurring. Insert instead “cancelled”.	2
<b>1.22 Local Government Act 1993 No 30</b>	3
<b>Section 664 Disclosure and misuse of information</b>	4
Omit section 664(1B)(d). Insert instead—	5
(d) an agenda, resolution or recommendation of a meeting that is open access information under the <i>Government Information (Public Access) Act 2009</i> , Part 3.	6 7 8
<b>1.23 Local Land Services Act 2013 No 51</b>	9
<b>Section 209 Service of documents</b>	10
Omit section 209(1). Insert instead—	11
(1) A document may be served on Local Land Services by—	12
(a) leaving it at, or sending it by post to, an office of Local Land Services, or	13 14
(b) sending it by electronic transmission to an address or location specified by Local Land Services for the service of documents of that kind.	15 16
<b>1.24 Mining Act 1992 No 29</b>	17
<b>Section 125 Grounds of cancellation of authorities</b>	18
Omit “cancelled” from section 125(2). Insert instead “retained”.	19
<b>1.25 Mining and Petroleum Legislation Amendment Act 2022 No 21</b>	20
<b>[1] Schedule 1 Amendment of Mining Act 1992 No 29</b>	21
Omit “section 261BC(7)(b)” from Schedule 1[99], proposed section 261BB(2)(b). Insert instead “section 261BC(7)(a)”.	22 23
<b>[2] Schedule 1[104], proposed section 261BF(2)(b)</b>	24
Omit “section 261BC(7)(b)”. Insert instead “section 261BC(7)(a)”.	25
<b>[3] Schedule 1[123], proposed section 292Y(3)</b>	26
Renumber the paragraphs in Schedule 1[123], proposed section 292Y(3) as (a)–(h).	27
<b>[4] Schedule 1[178], proposed Schedule 6, clause 190(2)</b>	28
Omit “refuse”. Insert instead “reject”.	29
<b>[5] Schedule 1[178], proposed Schedule 6, clause 190(2)</b>	30
Omit “refusal”. Insert instead “rejection”.	31
<b>[6] Schedule 2 Amendment of Petroleum (Onshore) Act 1991 No 84</b>	32
Renumber the paragraphs in Schedule 2[30], proposed section 67(3) as (a) and (b).	33
<b>[7] Schedule 2[85], proposed section 138(1)(g2)</b>	34
Renumber the subparagraphs as (i) and (ii).	35

<b>[8] Schedule 2[86], proposed section 146(1)</b>	1
Omit “refused”. Insert instead “rejected”.	2
<b>[9] Schedule 2[86], proposed section 146(1)(d)</b>	3
Omit “refusal”. Insert instead “rejection”.	4
<b>[10] Schedule 2[91], proposed Schedule 1, clause 78(2)</b>	5
Omit “refuse”. Insert instead “reject”.	6
<b>[11] Schedule 2[91], proposed Schedule 1, clause 78(2)</b>	7
Omit “refusal”. Insert instead “rejection”.	8
<b>1.26 Natural Resources Access Regulator Act 2017 No 64</b>	9
<b>[1] Section 5 Board of Regulator</b>	10
Omit “3 members” from section 5(2).	11
Insert instead “at least 3, but not more than 5, members”.	12
<b>[2] Schedule 1 Members and procedure of Board</b>	13
Omit “all of the” from clause 12. Insert instead “3”.	14
<b>1.27 Passenger Transport Act 1990 No 39</b>	15
<b>[1] Section 63 Regulations</b>	16
Insert after section 63(2)(g)(iv)—	17
(v) matters relating to the issue of driver authority cards to persons authorised to drive public passenger vehicles, including information to be displayed on the cards and the form and display of the cards, and	18 19 20 21
<b>[2] Section 63(2)(m)</b>	22
Omit the paragraph.	23
<b>1.28 Payroll Tax Act 2007 No 21</b>	24
<b>[1] Section 23 Value of shares and options</b>	25
Omit “ <i>Income Tax Assessment Regulations 1997</i> ” from the note to section 23.	26
Insert instead “ <i>Income Tax Assessment (1997 Act) Regulations 2021</i> ”.	27
<b>[2] Schedule 2 NSW specific provisions</b>	28
Omit “21 days” from clause 21(1). Insert instead “28 days”.	29
<b>1.29 Plantations and Reafforestation Act 1999 No 97</b>	30
<b>Section 69 Service of notices</b>	31
Insert at the end of section 69(c)—	32
, or	33
(d) by electronic transmission to an address or location specified by the person for the service of notices of that kind.	34 35

<b>1.30 Poppy Industry Act 2016 No 37</b>	1
<b>Section 43 Service of documents</b>	2
Omit section 43(1)(e). Insert instead—	3
(e) by electronic transmission to an address or location specified by the person for the service of documents of that kind,	4 5
<b>1.31 Property and Stock Agents Act 2002 No 66</b>	6
<b>Section 196 Power to suspend licence or certificate of registration when show cause notice served</b>	7 8
Omit section 196(3)(a). Insert instead—	9
(a) the suspension relates to a failure to comply with section 111(1)—in which case the suspension may be imposed until—	10 11
(i) the relevant records and documents are caused to be audited as required by the subsection, and	12 13
(ii) the auditor appointed to make the audit provides a copy of the report on the audit to the Secretary in accordance with section 116(1), or	14 15 16
<b>1.32 Public Holidays Act 2010 No 115</b>	17
<b>Section 4 Standard public holidays</b>	18
Omit “ <i>Queen’s</i> ” from section 4(h). Insert instead “ <i>King’s</i> ”.	19
<b>1.33 Road Transport Act 2013 No 18</b>	20
<b>[1] Section 4 Definitions</b>	21
Omit section 4(1), definition <i>GVM (gross vehicle mass)</i> , paragraphs (a) and (b).	22
Insert instead—	23
(a) as stated on the RAV for the vehicle, or	24
(b) if the GVM is not stated on the RAV—as stated by the vehicle’s manufacturer on an identification plate on the vehicle, or	25 26
(c) if the GVM is not stated on the RAV or on the vehicle’s identification plate, or if there is a specification on an identification plate on the vehicle but the specification is not appropriate because the vehicle has been modified—as certified by Transport for NSW.	27 28 29 30
<b>[2] Section 4(1)</b>	31
Insert in alphabetical order—	32
<i>identification plate</i> means a plate authorised to be placed on a vehicle, or taken to have been placed on a vehicle, under the <i>Motor Vehicle Standards Act 1989</i> of the Commonwealth as in force immediately before its repeal.	33 34 35
<i>RAV</i> means the Register of Approved Vehicles kept under the <i>Road Vehicle Standards Act 2018</i> of the Commonwealth, section 14(1).	36 37
<b>[3] Section 82 Definitions</b>	38
Omit “compliance plate” from section 82, definition of <i>vehicle identifier</i> , paragraph (a).	39
Insert instead “identification plate, or as stated on the RAV for the vehicle.”.	40

<b>[4] Schedule 2 Registration charges for heavy vehicles</b>	1
Omit the definitions of <i>identification plate</i> and <i>RAV</i> from Schedule 2, clause 1.	2
<b>1.34 Rural Assistance Act 1989 No 97</b>	3
<b>Section 51 Service of documents</b>	4
Insert after section 51(2)—	5
(2A) A document, including a notice, may also be served on the Authority or another person by electronic transmission to an address or location specified by the Authority or person for the service of documents of that kind.	6 7 8
<b>1.35 Stock Medicines Act 1989 No 182</b>	9
<b>[1] Section 43 Offences relating to advertising</b>	10
Omit section 43(3).	11
<b>[2] Section 60A Penalty notices</b>	12
Omit section 60A(6). Insert instead—	13
(6) In this section— <i>authorised officer</i> means an authorised officer under the <i>Biosecurity Act 2015</i> .	14 15
<b>[3] Section 62 Service of notices</b>	16
Omit section 62(a)(iii). Insert instead—	17
(iii) by electronic transmission to an address or location specified by the person for the service of notices or orders of that kind, or	18 19
<b>[4] Section 62(b)(ii)</b>	20
Omit the subparagraph. Insert instead—	21
(ii) by electronic transmission to an address or location specified by the body corporate for the service of notices or orders of that kind.	22 23 24
<b>1.36 Uncollected Goods Act 1995 No 68</b>	25
<b>Section 28 Relevant charges due to receiver</b>	26
Insert “carriage,” after “any” in section 28(1)(b).	27
<b>1.37 Veterinary Practice Act 2003 No 87</b>	28
<b>[1] Section 94 How notice is to be given</b>	29
Omit section 94(1)(b). Insert instead—	30
(b) by electronic transmission to an address or location specified by the person for the service of notices of that kind, or	31 32
<b>[2] Section 95 Service of documents on Board</b>	33
Omit section 95(1)(b). Insert instead—	34
(b) by electronic transmission to an address or location specified by the Board for the service of documents of that kind, or	35 36

<b>1.38 Water Management Act 2000 No 92</b>	1
<b>[1] Section 43 Duration of management plans</b>	2
Omit “from” wherever occurring in section 43(1). Insert instead “commencing on”.	3
<b>[2] Section 43(2)</b>	4
Omit “Within the fifth year after it was made”.	5
Insert instead “In the 5 years before its expiry”.	6
<b>[3] Section 68A Amendment of share or extraction components of access licences and other actions by Minister</b>	7
Omit “The Minister may, in such a case, grant a new access licence specifying the share component to which the specific purpose access licence no longer applies.” from section 68A(1C).	8 9 10 11
<b>[4] Section 368 Appeals to Land and Environment Court</b>	12
Insert before section 368(1)(o)—	13
(n1) a decision in relation to a bore driller’s licence, being a decision prescribed by the regulations for the purposes of this paragraph,	14 15
<b>Examples—</b> The following kinds of decisions may be prescribed—	16
(a) decisions to refuse to grant a bore driller’s licence,	17
(b) decisions to grant a bore driller’s licence subject to a condition,	18
(c) decisions to vary a condition of a bore driller’s licence,	19
(d) decisions to suspend or cancel a bore driller’s licence.	20
<b>[5] Section 400 Regulations</b>	21
Insert at the end of section 400(1)(e)—	22
, and	23
(f) the regulation of vessels and works on or along the Murray River, including the following—	24 25
(i) the regulation and control of vessels at or near locks, weirs and other works,	26 27
(ii) the management and control of works.	28
<b>[6] Dictionary</b>	29
Omit “, the grant of an access licence” from the definition of <i>Ministerial action</i> , paragraph (d1).	30 31

<b>Schedule 2</b>	<b>Amendments by way of statute law revision— miscellaneous amendments</b>	1 2
<b>2.1</b>	<b>Bathurst Regional Local Environmental Plan 2014</b>	3
	<b>Schedule 5 Environmental heritage</b>	4
	Omit “Gorman’s Hill” wherever occurring. Insert instead “Gormans Hill”.	5
<b>2.2</b>	<b>Building and Development Certifiers Act 2018 No 63</b>	6
<b>[1]</b>	<b>Schedule 1 Savings, transitional and other provisions</b>	7
	Omit “that Regulation to which the recognition related” from clause 14(1).	8
	Insert instead “the <i>Environmental Planning and Assessment Regulation 2021</i> or the <i>Environmental Planning and Assessment (Development Certification and Fire Safety) Regulation 2021</i> that correspond to the provisions of the <i>Environmental Planning and Assessment Regulation 2000</i> to which the recognition related”.	9 10 11 12
<b>[2]</b>	<b>Schedule 1, clause 14(5)</b>	13
	Omit “ <i>Environmental Planning and Assessment Regulation 2000</i> ”.	14
	Insert instead “ <i>Environmental Planning and Assessment Regulation 2021</i> ”.	15
<b>2.3</b>	<b>Casino Control Act 1992 No 15</b>	16
<b>[1]</b>	<b>Section 136 NICC’s functions</b>	17
	Re-number section 136(1)(a)–(b) as paragraphs (a)–(c).	18
<b>[2]</b>	<b>Schedule 1 Constitution and procedure of NICC</b>	19
	Re-number clause 2(1)–(2) as subclauses (1)–(3).	20
<b>2.4</b>	<b>Cemeteries and Crematoria Act 2013 No 105</b>	21
	<b>Section 132 Powers of authorised officers</b>	22
	Omit section 132(6).	23
<b>2.5</b>	<b>Centennial Park and Moore Park Trust Act 1983 No 145</b>	24
	<b>Section 18B Liability of vehicle owner for certain offences</b>	25
	Omit section 18B(6), definition of <i>owner</i> .	26
<b>2.6</b>	<b>Child Protection (Working with Children) Act 2012 No 51</b>	27
	<b>Section 36A Information-sharing</b>	28
	Omit “section 36” from section 36A(4), definition of <i>interstate screening agency</i> .	29
	Insert instead “section 34”.	30
<b>2.7</b>	<b>Children’s Guardian Act 2019 No 25</b>	31
<b>[1]</b>	<b>Sections 85(2), 86(1) and (3) and 87(1)(a) and (5)</b>	32
	Omit “the register” wherever occurring. Insert instead “a register”.	33

<b>[2] Sections 86(2) and 88</b>	1
Omit “the register” wherever occurring.	2
Insert instead “the residential care workers register”.	3
<b>[3] Section 87, heading</b>	4
Omit “register”. Insert instead “registers”.	5
<b>[4] Section 87(4)</b>	6
Omit “included on the register”. Insert instead “included on a register”.	7
<b>[5] Section 88, heading</b>	8
Omit “register”. Insert instead “residential care workers register”.	9
<b>2.8 Contract Cleaning Industry (Portable Long Service Leave Scheme) Act 2010 No 122</b>	10
	11
<b>Sections 38(1) and 70(1)(a)</b>	12
Omit “an externally-administered body corporate” wherever occurring.	13
Insert instead “a Chapter 5 body corporate”.	14
<b>2.9 Conveyancers Licensing Act 2003 No 3</b>	15
<b>[1] Section 10 Disqualified persons</b>	16
Omit “an externally-administered body corporate (within the meaning of the Corporations Act)” wherever occurring in section 10(2)(c) and (d)(i).	17
Insert instead “a Chapter 5 body corporate”.	18
<b>[2] Section 10(2)(d)(ii), (3B)(c) and (3C)</b>	20
Omit “an externally-administered body corporate” wherever occurring.	21
Insert instead “a Chapter 5 body corporate”.	22
<b>[3] Section 10(4)</b>	23
Insert in alphabetical order—	24
<i>Chapter 5 body corporate</i> has the same meaning as in the Corporations Act.	25
<b>2.10 Credit (Commonwealth Powers) Act 2010 No 6</b>	26
<b>[1] Schedule 3 Savings, transitional and other provisions</b>	27
Omit “Director-General” wherever occurring in clause 10(1). Insert instead “Secretary”.	28
<b>[2] Schedule 3, clause 10(1)</b>	29
Omit “Director-General’s”. Insert instead “Secretary’s”.	30
<b>2.11 Dams Safety Regulation 2019</b>	31
<b>[1] Clause 20 Safety review</b>	32
Insert “(a)” before “has not been involved” in clause 20(6B), definition of <i>independent competent person</i> .	33
	34

<b>[2] Clause 20(6B), definition of “independent competent person”</b>	1
Insert “(b)” before “is independent of each”.	2
<b>2.12 Design and Building Practitioners Act 2020 No 7</b>	3
<b>Section 17 Compliance declarations by registered building practitioners</b>	4
Omit “under subsection (1)” from section 17(6), definition of <i>required document</i> .	5
Insert instead “under this section”.	6
<b>2.13 Destination NSW Act 2011 No 21</b>	7
<b>Section 16 Acquisition of land</b>	8
Insert “for” before “an authorised work” in section 16(2).	9
<b>2.14 Disability Inclusion Act 2014 No 41</b>	10
<b>Section 6 Having regard to disability principles</b>	11
Omit “Part 5”. Insert instead “Part 4”.	12
<b>2.15 Duties Act 1997 No 123</b>	13
<b>[1] Section 104ZJA Certain development by Australian-based developers that are foreign persons</b>	14
Omit “section 109C of the <i>Environmental Planning and Assessment Act 1979</i> ” from section 104ZJA(1)(b).	15
Insert instead “the <i>Environmental Planning and Assessment Act 1979</i> , section 6.4”.	16
<b>[2] Section 107 Assignment of rights under call option dutiable as transfer</b>	17
Omit “exercisable” wherever occurring. Insert instead “exercisable”.	18
	19
	20
<b>2.16 Electric Vehicles (Revenue Arrangements) Act 2021 No 25</b>	21
<b>[1] Schedule 1 Dictionary</b>	22
Omit “means” from the definition of <i>motor vehicle</i> .	23
<b>[2] Schedule 1, definition of “motor vehicle”, paragraph (a)</b>	24
Insert “means” before “a motor vehicle”.	25
<b>2.17 Electricity Supply Act 1995 No 94</b>	26
<b>Schedule 4A Energy security safeguard schemes</b>	27
Omit “a a” from clause 78A(2)(b). Insert instead “a”.	28
<b>2.18 Environmental Planning and Assessment Act 1979 No 203</b>	29
<b>[1] Section 2.23 Community participation plans—preparation</b>	30
Omit “section 402 of the <i>Local Government Act 1993</i> ” from section 2.23(4).	31
Insert instead “the <i>Local Government Act 1993</i> , section 402A”.	32

<b>[2] Sections 4.42(1)(b) and 5.24(1)(b)</b>	1
Omit “section 15 of the <i>Mine Subsidence Compensation Act 1961</i> ” wherever occurring.	2
Insert instead “the <i>Coal Mine Subsidence Compensation Act 2017</i> , section 22”.	3
<b>2.19 Fisheries Management Act 1994 No 38</b>	4
<b>[1] Section 7D Purpose of fishery management strategy</b>	5
Omit “Section 115I of that Act” from the note to the section.	6
Insert instead “Schedule 1AA, clause 4”.	7
<b>[2] Section 7D, note</b>	8
Omit “that Division”. Insert instead “the Schedule”.	9
<b>2.20 Greater Sydney Parklands Trust Act 2022 No 9</b>	10
<b>Section 37 Establishment</b>	11
Omit “ <i>Special</i> ” from section 37(1)(a). Insert instead “( <i>Special</i> )”.	12
<b>2.21 Home Building Act 1989 No 147</b>	13
<b>[1] Sections 33B(1)(a)(xv)–(xvii) and 90(1), definition of “insolvent”, paragraph (b)</b>	14
Omit “an externally-administered body corporate” wherever occurring.	15
Insert instead “a Chapter 5 body corporate”.	16
<b>[2] Section 33B(1)(a)(xv)–(xvii)</b>	17
Omit “other than external administration” wherever occurring.	18
Insert instead “other than Chapter 5 body corporate”.	19
<b>[3] Schedule 1 Definitions and other interpretative provisions</b>	20
Omit the definition of <i>externally-administered body corporate</i> from clause 1(1).	21
Insert in alphabetical order—	22
<i>Chapter 5 body corporate</i> has the same meaning as in the <i>Corporations Act 2001</i> of the Commonwealth.	23
	24
<b>2.22 Industrial Relations Advisory Council Act 2010 No 76</b>	25
<b>[1] Section 6(1)(b) and Schedule 1, clause 7(2)(b)</b>	26
Omit “Director-General” wherever occurring. Insert instead “Secretary”.	27
<b>[2] Section 6(1)(c) and Schedule 1, clause 7(2)(c)</b>	28
Omit the paragraphs.	29
<b>2.23 Infrastructure NSW Act 2011 No 23</b>	30
<b>Section 34 Acquisition of land</b>	31
Insert “for” before “an authorised work” in section 34(2).	32

<b>2.24 Land Tax Act 1956 No 27</b>	1
<b>Section 5C Surcharge land tax—certain development by Australian-based developers that are foreign persons</b>	2
Omit “section 109C of the <i>Environmental Planning and Assessment Act 1979</i> ” from section 5C(1)(b).	3
Insert instead “the <i>Environmental Planning and Assessment Act 1979</i> , section 6.4”.	4
<b>2.25 Land Tax Management Act 1956 No 26</b>	5
<b>Section 10AA Exemption for land used for primary production</b>	6
Omit “section 33A(1) of the <i>Environmental Planning and Assessment Act 1979</i> ” from section 10AA(4)(b).	7
Insert instead “the <i>Environmental Planning and Assessment Act 1979</i> , section 3.20”.	8
<b>2.26 Local Government Amendment Act 2021 No 11</b>	9
<b>Schedule 1 Amendment of Local Government Act 1993 No 30</b>	10
Omit “rate the” from Schedule 1[30], proposed section 591(2). Insert instead “rate that”.	11
<b>2.27 Local Land Services Act 2013 No 51</b>	12
<b>Section 201 Acquisition of land</b>	13
Insert “for” before “an authorised work” in section 201(2).	14
<b>2.28 Long Service Leave (Metalliferous Mining Industry) Regulation 2021</b>	15
<b>Clause 4, heading</b>	16
Omit “annual”.	17
<b>2.29 Long Service Leave Regulation 2021</b>	18
<b>Clause 4, heading</b>	19
Omit “annual”.	20
<b>2.30 Mining Regulation 2016</b>	21
<b>Schedule 8A Standard conditions of mining leases</b>	22
Omit “clause 13” from clause 2(1). Insert instead “clause 12”.	23
<b>2.31 Pawnbrokers and Second-hand Dealers Act 1996 No 13</b>	24
<b>Section 27 Demerit points scheme</b>	25
Omit “an officer prescribed by the regulations” from section 27(6).	26
Insert instead “the Secretary”.	27
<b>2.32 Pawnbrokers and Second-hand Dealers Regulation 2021</b>	28
<b>Clause 40 Certification of number of demerit points</b>	29
Omit the clause.	30
	31
	32
	33

<b>2.33 Photo Card Act 2005 No 20</b>	1
<b>Section 38 Amendment of Acts</b>	2
Omit the section.	3
<b>2.34 Plantations and Reafforestation (Code) Regulation 2001</b>	4
<b>[1] Appendix Plantations and Reafforestation Code</b>	5
Omit “Director-General” wherever occurring in clauses 11(1) and (2), 12(2) and (3), 22(2)(b), 25A(5), 26(3), 28A(1) and (2), 34(1)(b)(i), 41F(7), 47(2), 54, 55(1)(c) and 62(2).	6
Insert instead “Secretary”.	7
<b>[2] Appendix, Dictionary</b>	8
Omit the definition of <i>Director-General</i> .	9
<b>[3] Appendix, Dictionary</b>	10
Insert in alphabetical order—	11
<i>Secretary</i> means the Secretary of the Department.	12
<b>2.35 Property and Stock Agents Act 2002 No 66</b>	13
<b>[1] Section 16 Disqualified persons</b>	14
Omit “an externally-administered body corporate (within the meaning of the Corporations Act)” wherever occurring in section 16(1A)(c) and (d)(i).	15
Insert instead “a Chapter 5 body corporate”.	16
<b>[2] Section 16(1A)(d)(ii), (2B)(c) and (2C)</b>	17
Omit “an externally-administered body corporate” wherever occurring.	18
Insert instead “a Chapter 5 body corporate”.	19
<b>[3] Section 16(3)</b>	20
Insert after section 16(2D)—	21
(3) In this section—	22
<i>Chapter 5 body corporate</i> has the same meaning as in the Corporations Act.	23
<b>2.36 Protection of the Environment Operations (General) Regulation 2022</b>	24
<b>Section 146 Definitions</b>	25
Omit “perfluoroalkyl carbons” from the definition of <i>long-chain PFAS</i> , paragraph (a).	26
Insert instead “perfluoroalkyl carbons”.	27
<b>2.37 Public Interest Disclosures Act 1994 No 92</b>	28
<b>Section 6A Steering Committee</b>	29
Omit “Director-General” wherever occurring in section 6A. Insert instead “Secretary”.	30

<b>2.38 Public Spaces (Unattended Property) Act 2021 No 38</b>	1
<b>[1] Section 12 When authorised officers have “possession” of property</b>	2
Omit “has <i>possession</i> of property” from section 12(1).	3
<b>[2] Section 12(1)(a)</b>	4
Insert “has <i>possession</i> of property” before “as soon as”.	5
<b>[3] Section 18 Authorised officers may take possession of unattended animals</b>	6
Omit “items” from section 18(3)(b). Insert instead “animals”.	7
<b>2.39 Retail Trading Act 2008 No 49</b>	8
<b>Section 8B COVID-19 pandemic—supermarkets exempt from trading restrictions on certain public holidays in 2020</b>	9
Omit the section.	10
<b>2.40 Retirement Villages Act 1999 No 81</b>	11
<b>[1] Section 57 Certain persons not to be operators</b>	12
Omit “an externally-administered body corporate” wherever occurring in section 57(2)(b) and (3A).	13
Insert instead “a Chapter 5 body corporate”.	14
<b>[2] Section 57(4)</b>	15
Omit “ <i>externally-administered body corporate</i> ”.	16
Insert instead “ <i>Chapter 5 body corporate</i> ”.	17
<b>2.41 Road Transport (Vehicle Registration) Regulation 2017</b>	18
<b>[1] Clause 74 Notification of decisions by TfNSW</b>	19
Omit “2021” from clause 74(2)(b). Insert instead “2021”.	20
<b>[2] Clause 96 Service of notices under Part</b>	21
Omit “2021” from clause 96, note. Insert instead “2021”.	22
<b>[3] Clause 141 Application of Road Transport (General) Regulation 2021, Part 4 and clause 163</b>	23
Omit “2021” from clause 141(1). Insert instead “2021”.	24
<b>2.42 Rural Fires Regulation 2022</b>	25
<b>Schedule 2 Penalty notice offences</b>	26
Omit the matter relating to sections 108(3), 116(5), 117C(4), 117D(1) and 117E(4).	27
<b>2.43 Statutory and Other Offices Remuneration Act 1975 (1976 No 4)</b>	28
<b>Section 7 Assessors</b>	29
Omit “Director-General” from section 7(1)(a). Insert instead “Secretary”.	30

<b>2.44 Strata Schemes Management Act 2015 No 50</b>	1
<b>Schedule 3 Savings, transitional and other provisions</b>	2
Omit clause 18.	3
<b>2.45 Subordinate Legislation Act 1989 No 146</b>	4
<b>Section 11 Governor may postpone repeal by order</b>	5
Omit “regulations” from section 11(6). Insert instead “statutory rules”.	6
<b>2.46 Sydney Olympic Park Authority Act 2001 No 57</b>	7
<b>Section 25 Powers of enforcement</b>	8
Omit “Part 6 of the <i>Environmental Planning and Assessment Act 1979</i> ”.	9
Insert instead “the <i>Environmental Planning and Assessment Act 1979</i> , Part 9”.	10
<b>2.47 Transport Administration Act 1988 No 109</b>	11
<b>Sections 12(3), 35F(3), 36E(3) and 37E(3)</b>	12
Insert “for” before “an authorised work” wherever occurring.	13
<b>2.48 Warringah Local Environmental Plan 2011</b>	14
<b>Clause 4.6 Exceptions to development standards</b>	15
Relocate clause 4.6(8)(d) after clause 4.6(8)(caa).	16
<b>2.49 Water Management Act 2000 No 92</b>	17
<b>Section 94</b>	18
Omit “Planning Assessment Commission” wherever occurring.	19
Insert instead “Independent Planning Commission of New South Wales”.	20
<b>2.50 Water Sharing Plan for the Hunter Unregulated and Alluvial Water Sources 2022</b>	21
<b>[1] Section 63 Metering conditions</b>	23
Renumber section 63(3)(i)–(iii) as paragraphs (a)–(c).	24
<b>[2] Section 68 Amendments</b>	25
Insert “(1)” before “This Plan may be amended as”.	26

<b>Schedule 3</b>	<b>Amendments by way of statute law revision— amendments relating to machinery of government changes</b>	1 2 3
<b>3.1</b>	<b>Associations Incorporation Act 2009 No 7</b>	4
	<b>Section 4 Definitions</b>	5
	Omit “Department of Finance, Services and Innovation” from section 4(1), definition of <i>Department</i> and definition of <i>Secretary</i> , paragraph (a).	6 7
	Insert instead “Department of Customer Service”.	8
<b>3.2</b>	<b>Betting and Racing Act 1998 No 114</b>	9
	<b>Sections 6(2)(d), 26G–26GB and 34(2)</b>	10
	Omit “Department of Customer Service” wherever occurring.	11
	Insert instead “Department of Enterprise, Investment and Trade”.	12
<b>3.3</b>	<b>Boarding Houses Act 2012 No 74</b>	13
<b>[1]</b>	<b>Sections 4(1), definition of “Commissioner”, 7(3), 15(2) and 27(2)</b>	14
	Omit “Department of Finance, Services and Innovation” wherever occurring.	15
	Insert instead “Department of Customer Service”.	16
<b>[2]</b>	<b>Sections 4(1), definition of “Secretary”, 35(2), 66(2), 85(2), 86(1)(b) and (3)(b) and 88</b>	17
	Omit “Department of Family and Community Services” wherever occurring.	18
	Insert instead “Department of Communities and Justice”.	19
<b>3.4</b>	<b>Boarding Houses Regulation 2013</b>	20
	<b>Clause 3 Definitions</b>	21
	Omit “Department of Family and Community Services” from clause 3(1), definition of <i>Department</i> .	22 23
	Insert instead “Department of Communities and Justice”.	24
<b>3.5</b>	<b>Building and Construction Industry Long Service Payments Act 1986 No 19</b>	25 26
	<b>Section 3 Definitions</b>	27
	Omit “Department of Finance, Services and Innovation” from section 3(1), definition of <i>Chief Executive Officer</i> .	28 29
	Insert instead “Department of Customer Service”.	30
<b>3.6</b>	<b>Building and Construction Industry Security of Payment Act 1999 No 46</b>	31 32
	<b>Sections 4(1), definition of “Secretary”, and 32C(1), definition of “authorised officer”, and (2)</b>	33 34
	Omit “Department of Finance, Services and Innovation” wherever occurring.	35

Insert instead “Department of Customer Service”.	1
<b>3.7 Building Products (Safety) Act 2017 No 69</b>	2
<b>Sections 3(1), definition of “Secretary”, and 75(1)(a)</b>	3
Omit “Department of Finance, Services and Innovation” wherever occurring.	4
Insert instead “Department of Customer Service”.	5
<b>3.8 Casino Control Act 1992 No 15</b>	6
<b>Section 3 Definitions</b>	7
Omit “Department of Customer Service” from section 3(1), definition of <i>Secretary</i> .	8
Insert instead “Department of Enterprise, Investment and Trade”.	9
<b>3.9 Casino Control Regulation 2019</b>	10
<b>Clause 3 Definitions</b>	11
Omit “Department of Customer Service” from section 3(1), definition of <i>Liquor &amp; Gaming NSW</i> and definition of <i>Secretary</i> .	12 13
Insert instead “Department of Enterprise, Investment and Trade”.	14
<b>3.10 Charitable Fundraising Act 1991 No 69</b>	15
<b>[1] Section 4 Definitions</b>	16
Omit “Department of Finance, Services and Innovation” from section 4(1), definition of <i>Department</i> .	17 18
Insert instead “Department of Customer Service”.	19
<b>[2] Section 4(1), definition “Secretary”</b>	20
Omit the definition. Insert instead—	21
<i>Secretary</i> means—	22
(a) the Commissioner for Fair Trading, Department of Customer Service, or	23 24
(b) if there is no person employed as Commissioner for Fair Trading—the Secretary of the Department.	25 26
<b>[3] Section 41T Exclusion of personal liability</b>	27
Omit “of the Department of Finance, Services and Innovation” from section 41T(1)(b).	28
<b>3.11 Coal Mine Subsidence Compensation Act 2017 No 37</b>	29
<b>Section 4 Definitions</b>	30
Omit “Department of Finance, Services and Innovation” from section 4(1), definition of <i>Department</i> .	31 32
Insert instead “Department of Customer Service”.	33

<b>3.12 Community Gaming Act 2018 No 60</b>	1
<b>Section 4 Definitions</b>	2
Omit “Department of Finance, Services and Innovation” from section 4(1), definition of <i>Department</i> , and definition of <i>Secretary</i> , paragraph (a).	3 4
Insert instead “Department of Customer Service”.	5
<b>3.13 Contract Cleaning Industry (Portable Long Service Leave Scheme) Act 2010 No 122</b>	6 7
<b>Section 3 Definitions</b>	8
Omit “Department of Finance, Services and Innovation” from section 3(1), definition of <i>Secretary</i> .	9 10
Insert instead “Department of Customer Service”.	11
<b>3.14 Conveyancers Licensing Act 2003 No 3</b>	12
<b>[1] Section 3 Definitions</b>	13
Omit “Department of Finance, Services and Innovation” from the definition of <i>Department</i> , and definition of <i>Secretary</i> , paragraph (a).	14 15
Insert instead “Department of Customer Service”.	16
<b>[2] Section 3, definition of “Secretary”, paragraph (b)</b>	17
Omit “of Finance, Services and Innovation”.	18
<b>3.15 Co-operative Housing and Starr-Bowkett Societies Act 1998 No 11</b>	19
<b>Sections 29(1), 43(14) and 47A</b>	20
Omit “Department of Finance, Services and Innovation” wherever occurring.	21
Insert instead “Department of Customer Service”.	22
<b>3.16 Co-operatives (Adoption of National Law) Act 2012 No 29</b>	23
<b>Section 3 Definitions</b>	24
Omit “Department of Finance, Services and Innovation” wherever occurring in section 3(2), definition of <i>Secretary</i> .	25 26
Insert instead “Department of Customer Service”.	27
<b>3.17 Credit (Commonwealth Powers) Act 2010 No 6</b>	28
<b>Schedule 3 Savings, transitional and other provisions</b>	29
Omit “Department of Finance and Services” from clause 10(1).	30
Insert instead “Department of Customer Service”.	31
<b>3.18 Dangerous Goods (Road and Rail Transport) Act 2008 No 95</b>	32
<b>Section 71 Delegation</b>	33
Omit “Department of Finance, Services and Innovation” from section 71(2).	34

Insert instead “Department of Customer Service”.	1
<b>3.19 Destination NSW Act 2011 No 21</b>	2
<b>Section 7 Establishment of Board of Management</b>	3
Omit “Department of Industry” from section 7(2)(d).	4
Insert instead “Department of Enterprise, Investment and Trade”.	5
<b>3.20 Entertainment Industry Act 2013 No 73</b>	6
<b>Sections 4(1), definition of “Secretary”, 31(1), 36(a) and 41(1)</b>	7
Omit “Treasury” wherever occurring.	8
Insert instead “Department of Customer Service”.	9
<b>3.21 Explosives Regulation 2013</b>	10
<b>Clauses 6, 102(2), definition of “relevant authority”, paragraph (c) and note and 103(1), note</b>	11
Omit “Department of Planning and Environment” wherever occurring.	12
Insert instead “Department of Regional NSW”.	13
<b>3.22 Fair Trading Act 1987 No 68</b>	14
<b>[1] Section 4 Definitions</b>	15
Omit “Department of Finance, Services and Innovation” from section 4(1), definition of <i>Department</i> , and definition of <i>Secretary</i> , paragraph (a).	16
Insert instead “Department of Customer Service”.	17
<b>[2] Section 4(1), definition of “Secretary”, paragraph (b)</b>	18
Omit “of Finance, Services and Innovation”.	19
<b>3.23 Film and Television Industry Act 1988 No 18</b>	20
<b>Section 3 Definitions</b>	21
Omit “Department of Trade and Investment, Regional Infrastructure and Services” from section 3(1), definition of <i>Department</i> .	22
Insert instead “Department of Enterprise, Investment and Trade”.	23
<b>3.24 Food Act 2003 No 43</b>	24
<b>Section 110 Definitions</b>	25
Omit “Chief Executive of the Office of Environment and Heritage” from the definition of <i>relevant body</i> .	26
Insert instead “Secretary of the Department of Planning and Environment”.	27

<b>3.25 Funeral Funds Act 1979 No 106</b>	1
<b>[1] Section 4 Definitions</b>	2
Omit “Department of Finance, Services and Innovation” from section 4(1), definition of <i>Department</i> , and definition of <i>Secretary</i> , paragraph (a).	3
Insert instead “Department of Customer Service”.	4
<b>[2] Section 4(1), definition of “Secretary”, paragraph (b)</b>	5
Omit “of Finance, Services and Innovation”.	6
<b>3.26 Gaming and Liquor Administration Act 2007 No 91</b>	7
<b>Section 3 Definitions</b>	8
Omit “Department of Customer Service” from section 3(1), definition of <i>Department</i> .	9
Insert instead “Department of Enterprise, Investment and Trade”.	10
<b>3.27 Gaming and Liquor Administration Regulation 2016</b>	11
<b>[1] Schedule 1 Persons and bodies to whom information may be divulged</b>	12
Omit “Deputy Secretary, Liquor, Gaming and Racing Division, Department of Customer Service” from item 1.	13
Insert instead “Chief Executive Officer of Hospitality and Racing, Department of Enterprise, Investment and Trade”.	14
<b>[2] Schedule 1, item 1</b>	15
Omit “Liquor & Gaming NSW, Department of Customer Service”.	16
Insert instead “the Department of Enterprise, Investment and Trade”.	17
<b>3.28 Gaming Machines Act 2001 No 127</b>	18
<b>Sections 4(1), definition of “Secretary” and 48(5)</b>	19
Omit “Department of Customer Service” wherever occurring.	20
Insert instead “Department of Enterprise, Investment and Trade”.	21
<b>3.29 Gaming Machines Regulation 2019</b>	22
<b>Clause 3 Definitions</b>	23
Omit “Department of Customer Service” from clause 3(1), definition of <i>Liquor &amp; Gaming NSW</i> .	24
Insert instead “Department of Enterprise, Investment and Trade”.	25
<b>3.30 Gas and Electricity (Consumer Safety) Act 2017 No 15</b>	26
<b>[1] Section 4 Definitions</b>	27
Omit “Department of Finance, Services and Innovation” from section 4(1), definition of <i>Department</i> , and definition of <i>Secretary</i> , paragraph (a).	28
Insert instead “Department of Customer Service”.	29
	30
	31
	32
	33
	34

**[2] Section 38AC Metering safety management system requirements** 1  
 Omit “the Department of Planning, Industry and Environment” from section 38AC(6), 2  
 definition of *Code for Safe Meter Installation*. 3  
 Insert instead “Treasury”. 4

**[3] Section 44 Arrangements with other public authorities regarding certain investigable incidents** 5  
 Omit “Department of Planning, Industry and Environment” from section 44(5), definition 6  
 of *Energy Secretary*. 7  
 Insert instead “Treasury”. 8  
 9

**3.31 Gas and Electricity (Consumer Safety) Regulation 2018** 10

**Clause 34 Standards and requirements for electrical installation work** 11  
 Omit “by the Resources and Energy Division of the Department of Planning and 12  
 Environment” from the note to clause 34(3). 13  
 Insert instead “on the energy.nsw.gov.au website”. 14

**3.32 Government Information (Public Access) Regulation 2018** 15

**[1] Schedule 3 Agencies declared to be part of other agencies** 16  
 Insert in alphabetical order in the table— 17

Sydney Olympic Park Authority	Department of Planning and Environment
-------------------------------	--

**[2] Schedule 3, table** 18  
 Omit the Parent agency for each Subsidiary agency listed in Column 1 below. 19  
 Insert instead the Parent agency listed in Column 2. 20

Column 1	Column 2
Advisory committee established under the <i>Food Act 2003</i>	Department of Regional NSW
Advisory committee established under the <i>National Parks and Wildlife Act 1974</i>	Department of Planning and Environment
Advisory committee established under the <i>Protection of the Environment Administration Act 1991</i>	Department of Planning and Environment
Agricultural industry services committee constituted by the <i>Agricultural Industry Services Act 1998</i>	Department of Regional NSW
Agricultural Scientific Collections Trust	Department of Regional NSW
Animal Research Review Panel	Department of Regional NSW
Belgenny Farm Agricultural Heritage Centre Trust	Department of Regional NSW
Biodiversity Conservation Trust of New South Wales	Department of Planning and Environment

Column 1	Column 2
Border Fence Maintenance Board	Department of Regional NSW
Botany Cemetery Trust	Department of Planning and Environment
Cape Byron State Conservation Area Trust	Department of Planning and Environment
Committee of inquiry established under the <i>Energy and Utilities Administration Act 1987</i>	Department of Planning and Environment
Dumaresq-Barwon Border Rivers Commission	Department of Planning and Environment
Energy Corporation	Department of Planning and Environment
Environmental Trust	Department of Planning and Environment
Exhibited Animals Advisory Committee	Department of Regional NSW
Heritage Council of New South Wales	Department of Planning and Environment
Library Council of New South Wales	Department of Premier and Cabinet
Local Government Boundaries Commission	Department of Planning and Environment
Local Government Grants Commission	Department of Planning and Environment
Mining and Petroleum Competence Board	Department of Regional NSW
National Parks and Wildlife Advisory Council	Department of Planning and Environment
New South Wales Biological Control Authority	Department of Regional NSW
New South Wales Innovation and Productivity Council	Treasury
New South Wales Land and Housing Corporation	Department of Planning and Environment
New South Wales Rural Assistance Authority	Department of Regional NSW
NSW Coastal Council	Department of Planning and Environment
NSW Food Authority	Department of Regional NSW
NSW Skills Board	Department of Education
Parramatta Park Trust	Department of Planning and Environment
Review panel under the <i>Gas Supply Act 1996</i>	Department of Planning and Environment
Small Business Commissioner	Treasury
Trust established in respect of a common under the <i>Commons Management Act 1989</i>	Department of Planning and Environment
Trustees of the Farrer Memorial Research Scholarship Fund	Department of Regional NSW

### 3.33 Greyhound Racing Regulation 2019

#### Clause 24 Delegation by Minister

Omit “Department of Customer Service”.

Insert instead “Department of Enterprise, Investment and Trade”.

1  
2  
3  
4

<b>3.34 Heritage Regulation 2012</b>	1
<b>Clauses 8 and 22(4)</b>	2
Omit “Director-General of the Department of Premier and Cabinet (or a delegate of the Director-General)” wherever occurring.	3 4
Insert instead “Secretary of the Department of Planning and Environment or a delegate of the Secretary”.	5 6
<b>3.35 Holiday Parks (Long-term Casual Occupation) Act 2002 No 88</b>	7
<b>Section 3 Definitions</b>	8
Omit “Department of Finance, Services and Innovation” from section 3(1), definition of <i>Secretary</i> , paragraphs (a) and (b).	9 10
Insert instead “Department of Customer Service”.	11
<b>3.36 Home Building Act 1989 No 147</b>	12
<b>Sections 48D(1), 114(1), 119(b), 128(1)(a), 131(1) and Schedule 1, clause 1(1), definition of “Secretary”</b>	13 14
Omit “Department of Finance, Services and Innovation” wherever occurring.	15
Insert instead “Department of Customer Service”.	16
<b>3.37 Home Building Regulation 2014</b>	17
<b>Clause 59 Exemptions from insurance for certain community care work funded by State or Commonwealth government</b>	18 19
Omit “Department of Family and Community Services” from clause 59(1).	20
Insert instead “Department of Communities and Justice”.	21
<b>3.38 Innovation and Productivity Council Act 1996 No 77</b>	22
<b>Section 3 Definitions</b>	23
Omit “Department of Industry, Skills and Regional Development” from the definition of <i>Department</i> .	24 25
Insert instead “Department of Enterprise, Investment and Trade”.	26
<b>3.39 Liquor Act 2007 No 90</b>	27
<b>Sections 4(1), definition of “Secretary”, 116C(4) and 144F</b>	28
Omit “Department of Customer Service” wherever occurring.	29
Insert instead “Department of Enterprise, Investment and Trade”.	30
<b>3.40 Liquor Regulation 2018</b>	31
<b>[1] Clause 3 Definitions</b>	32
Omit “Department of Customer Service” from clause 3(1), definition of <i>Liquor &amp; Gaming NSW</i> .	33 34
Insert instead “Department of Enterprise, Investment and Trade”.	35

<b>[2] Clauses 53(4) and 55(c)</b>	1
Omit “, Department of Customer Service” wherever occurring.	2
<b>3.41 Long Service Corporation Act 2010 No 123</b>	3
<b>Section 3 Definitions</b>	4
Omit “Department of Finance, Services and Innovation” from section 3(1), definition of <i>Secretary</i> .	5 6
Insert instead “Department of Customer Service”.	7
<b>3.42 Mine and Petroleum Site Safety (Cost Recovery) Act 2005 No 116</b>	8
<b>Section 3 Definitions</b>	9
Omit “Department of Planning and Environment” from section 3(1), definition of <i>Department</i> .	10 11
Insert instead “Department of Regional NSW”.	12
<b>3.43 Motor Dealers and Repairers Regulation 2014</b>	13
<b>Clause 56 Penalty notice officers</b>	14
Omit “Office of Finance and Services” from clause 56(1)(a).	15
Insert instead “Department of Customer Service”.	16
<b>3.44 Motor Vehicle Sports (Public Safety) Act 1985 No 24</b>	17
<b>Sections 13(1)(a) and 16(2)(b)</b>	18
Omit “Department of Sport and Recreation” wherever occurring.	19
Insert instead “Department of Enterprise, Investment and Trade”.	20
<b>3.45 Music Festivals Act 2019 No 17</b>	21
<b>Section 19A Protection from personal liability</b>	22
Omit “Department of Customer Service” from section 19A(3), definition of <i>protected person</i> , paragraph (b).	23 24
Insert instead “Department of Enterprise, Investment and Trade”.	25
<b>3.46 National Parks and Wildlife Act 1974 No 80</b>	26
<b>[1] Section 5 Definitions</b>	27
Omit “Department of Planning, Industry and Environment” from section 5(1), definition of <i>Department</i> .	28 29
Insert instead “Department of Planning and Environment”.	30
<b>[2] Section 5(1), definition “DPC Secretary”</b>	31
Omit the definition.	32
<b>[3] Section 21 Delegation</b>	33
Omit “or the DPC Secretary” from section 21(3)(c)(viii).	34

<b>[4] Sections 85, heading and 90C(3)(b)</b>	1
Omit “DPC Secretary’s” wherever occurring. Insert instead “Secretary’s”.	2
<b>[5] Sections 85, 85A(1), 87, 88–90D, 90F–90I, 90K–90M, 90Q and 90R</b>	3
Omit “DPC Secretary” wherever occurring. Insert instead “Secretary”.	4
<b>3.47 National Parks and Wildlife Regulation 2019</b>	5
<b>[1] Clauses 59, 60, 62 and 83(1)</b>	6
Omit “DPC Secretary” wherever occurring. Insert instead “Secretary”.	7
<b>[2] Clause 60(4)(d)</b>	8
Omit “DPC Secretary’s”. Insert instead “Secretary’s”.	9
<b>3.48 Paintball Act 2018 No 44</b>	10
<b>[1] Section 3 Definitions</b>	11
Omit “Department of Finance, Services and Innovation” from section 3(1), definition of <i>Department</i> and definition of <i>Secretary</i> , paragraph (a).	12
Insert instead “Department of Customer Service”.	13
<b>[2] Section 3(1), definition of “Secretary”, paragraph (b)</b>	14
Omit “of Finance, Services and Innovation”.	15
<b>3.49 Partnership Act 1892 No 12</b>	16
<b>Section 49 Definitions</b>	17
Omit “Department of Finance, Services and Innovation” from the definition of <i>Registrar</i> , paragraphs (a) and (b).	18
Insert instead “Department of Customer Service”.	19
<b>3.50 Pawnbrokers and Second-hand Dealers Act 1996 No 13</b>	20
<b>Sections 3(1), definition of “Secretary” and 39A(a)</b>	21
Omit “Department of Finance, Services and Innovation” wherever occurring.	22
Insert instead “Department of Customer Service”.	23
<b>3.51 Plantations and Reafforestation Act 1999 No 97</b>	24
<b>[1] Section 4 Definitions</b>	25
Omit “Department of Planning, Industry and Environment” from section 4(1), definition of <i>Department</i> .	26
Insert instead “Department of Regional NSW”.	27
<b>[2] Section 15 Provisions relating to threatened species conservation</b>	28
Omit “Director-General of National Parks and Wildlife” wherever occurring in section 15(4)(a) and (5).	29
Insert instead “Secretary of the Department of Planning and Environment”.	30
	31
	32
	33
	34

<b>3.52 Plantations and Reafforestation (Code) Regulation 2001</b>	1
<b>Appendix, Dictionary</b>	2
Omit “Department of Land and Water Conservation” from the definition of <i>Department</i> .	3
Insert instead “Department of Regional NSW”.	4
<b>3.53 Plumbing and Drainage Act 2011 No 59</b>	5
<b>Section 3 Definitions</b>	6
Omit “Department of Finance, Services and Innovation” wherever occurring in section 3(1), definition of <i>plumbing regulator</i> .	7
Insert instead “Department of Customer Service”.	8
<b>3.54 Property and Stock Agents Act 2002 No 66</b>	10
<b>[1] Section 3 Definitions</b>	11
Omit “Department of Finance, Services and Innovation” from section 3(1), definition of <i>Department</i> , and definition of <i>Secretary</i> , paragraph (a).	12
Insert instead “Department of Customer Service”.	13
<b>[2] Section 3(1), definition of “Secretary”, paragraph (b)</b>	14
Omit “of Finance, Services and Innovation”.	15
<b>3.55 Public Lotteries Act 1996 No 86</b>	17
<b>Section 81 Delegation</b>	18
Omit “Department of Customer Service” from section 81(2).	19
Insert instead “Department of Enterprise, Investment and Trade”.	20
<b>3.56 Public Lotteries Regulation 2016</b>	21
<b>Clause 3 Definitions</b>	22
Omit “Department of Customer Service” from clause 3(1), definition of <i>Liquor &amp; Gaming NSW</i> , and definition of <i>Secretary</i> .	23
Insert instead “Department of Enterprise, Investment and Trade”.	24
<b>3.57 Registered Clubs Act 1976 No 31</b>	26
<b>Section 4 Definitions</b>	27
Omit “Department of Customer Service” from section 4(1), definition of <i>Secretary</i> .	28
Insert instead “Department of Enterprise, Investment and Trade”.	29
<b>3.58 Registered Clubs Regulation 2015</b>	30
<b>Clause 3(1), definition of “Department” and Schedule 2, clause 2(1), definition of “departmental Secretary”</b>	31
Omit “Department of Customer Service” wherever occurring.	32
Insert instead “Department of Enterprise, Investment and Trade”.	33

<b>3.59 Residential (Land Lease) Communities Act 2013 No 97</b>	1
<b>[1] Section 4 Definitions</b>	2
Omit “Department of Finance, Services and Innovation” wherever occurring in section 4(1), definition of <i>Commissioner</i> .	3 4
Insert instead “Department of Customer Service”.	5
<b>[2] Section 20 Evidential provisions concerning Register</b>	6
Omit “Department of Finance, Services and Innovation” from section 20(2).	7
Insert instead “Department of Customer Service”.	8
<b>3.60 Residential Tenancies Act 2010 No 42</b>	9
<b>[1] Sections 3(1), definition of “Department”, and 178(1)(a) and (2)</b>	10
Omit “Department of Finance, Services and Innovation” wherever occurring.	11
Insert instead “Department of Customer Service”.	12
<b>[2] Section 3(1), definition of “Secretary”</b>	13
Omit the definition. Insert instead—	14
<i>Secretary</i> means—	15
(a) the Commissioner for Fair Trading, Department of Customer Service, or	16 17
(b) if there is no person employed as Commissioner for Fair Trading—the Secretary of the Department.	18 19
<b>[3] Sections 160(2)(a), 164(4), 165(3), 171 and 178(1)(b)</b>	20
Omit “Department of Family and Community Services” wherever occurring.	21
Insert instead “Department of Communities and Justice”.	22
<b>3.61 Retail Leases Act 1994 No 46</b>	23
<b>Section 3 Definitions</b>	24
Omit “Treasury” from section 3(1), definition of <i>Department</i> .	25
Insert instead “Department of Customer Service”.	26
<b>3.62 Retail Trading Act 2008 No 49</b>	27
<b>Sections 3(1), definitions of “Departmental website” and “Secretary” and 20(a)</b>	28
Omit “Department of Finance, Services and Innovation” wherever occurring.	29
Insert instead “Department of Customer Service”.	30
<b>3.63 Retirement Villages Act 1999 No 81</b>	31
<b>Section 4 Definitions</b>	32
Omit “Department of Finance, Services and Innovation” wherever occurring in section 4(1), definition of <i>Secretary</i> .	33 34
Insert instead “Department of Customer Service”.	35

<b>3.64 Stock Medicines Act 1989 No 182</b>	1
<b>Schedule 2 Savings, transitional and other provisions</b>	2
Omit “Department of Industry, Skills and Regional Development” from clause 21(4).	3
Insert instead “Department of Regional NSW”.	4
<b>3.65 Strata Schemes Management Act 2015 No 50</b>	5
<b>[1] Section 4 Definitions</b>	6
Omit “Department of Finance, Services and Innovation” from section 4(1), definition of <i>Department</i> , and definition of <i>Secretary</i> , paragraph (a).	7
Insert instead “Department of Customer Service”.	8
<b>[2] Section 4(1), definition of “Secretary”, paragraph (b)</b>	9
Omit “of Finance, Services and Innovation”.	10
<b>3.66 Swimming Pools Act 1992 No 49</b>	11
<b>Sections 3(1), definition of “Secretary” and 27(1)(b)</b>	12
Omit “Department of Finance, Services and Innovation” wherever occurring.	13
Insert instead “Department of Customer Service”.	14
<b>3.67 Totalizator Act 1997 No 45</b>	15
<b>Section 115 Delegation</b>	16
Omit “Department of Customer Service” from section 115(2).	17
Insert instead “Department of Enterprise, Investment and Trade”.	18
<b>3.68 Tow Truck Industry Act 1998 No 111</b>	19
<b>Section 3 Definitions</b>	20
Omit “Department of Finance, Services and Innovation” from section 3(1), definition of <i>Department</i> .	21
Insert instead “Department of Customer Service”.	22
<b>3.69 Work Health and Safety Act 2011 No 10</b>	23
<b>[1] Section 4, definition of “member of staff”, paragraph (a) and Schedule 2, clause 1(1)(a) and (2)</b>	24
Omit “Department of Finance, Services and Innovation” wherever occurring.	25
Insert instead “Department of Customer Service”.	26
<b>[2] Section 4, definition of “member of staff”, paragraph (b)</b>	27
Omit “Department of Planning and Environment”.	28
Insert instead “Department of Regional NSW”.	29

## Schedule 4 Repeals

1

### Repeal of redundant Act and instrument

2

The following Act and instrument are repealed—

3

<b>Instrument</b>	<b>Provisions repealed</b>
<i>Stock Medicines Amendment Act 2004</i> No 89	Whole instrument
<i>City of Sydney Regulation 2016</i>	Whole instrument

---

<b>Schedule 5</b>	<b>General savings, transitional and other provisions</b>	1
		2
<b>1</b>	<b>Effect of amendment of amending provisions</b>	3
(1)	An amendment made by Schedule 1 to an amending provision contained in an Act or instrument is, if the amending provision has commenced before the Schedule 1 amendment, taken to have effect as from the commencement of the amending provision, whether or not the amending provision has been repealed.	4 5 6 7
(2)	In this section—	8
	<b>amending provision</b> means a provision of an Act or instrument that makes a direct amendment to an Act or instrument by—	9 10
(a)	the repeal or omission of matter contained in the amended Act or instrument without the insertion of matter instead of the repealed or omitted matter, or	11 12
(b)	the omission of matter contained in the amended Act or instrument and the insertion of matter instead of the omitted matter, or	13 14
(c)	the insertion into the amended Act or instrument of matter, not being matter inserted instead of matter omitted from the Act or instrument.	15 16
<b>2</b>	<b>Effect of amendment or repeal on acts done or decisions made</b>	17
	Unless expressly provided to the contrary, if this Act—	18
(a)	amends a provision of an Act or an instrument, or	19
(b)	repeals and re-enacts, with or without modification, a provision of an Act or an instrument,	20 21
	an act done or decision made under the provision amended or repealed has effect after the amendment or repeal as if it had been done or made under the provision as amended or repealed.	22 23 24
<b>3</b>	<b>Effect of amendment on instruments</b>	25
	Unless expressly provided to the contrary, an instrument made under an Act amended by this Act, that is in force immediately before the commencement of the amendment, is taken to have been made under the Act as amended.	26 27 28
<b>4</b>	<b>Revocation of repeal</b>	29
	The <i>Interpretation Act 1987</i> , section 29A applies to the repeal of Acts or instruments, or provisions of Acts or instruments, by this Act.	30 31
<b>5</b>	<b>Regulations</b>	32
(1)	The Governor may make regulations containing provisions of a savings or transitional nature consequent on the enactment of this Act.	33 34
(2)	The provisions may, if the regulations so provide, take effect from the date of assent to this Act or a later date.	35 36
(3)	To the extent to which the provisions take effect from a date that is earlier than the date of its publication on the NSW legislation website, the provision does not operate—	37 38 39
(a)	to affect, in a way prejudicial to a person, other than the State or an authority of the State, the rights of the person existing before the date of its publication, or	40 41 42

- |     |   |   |
|-----|---|---|
| (b) | to impose liabilities on a person, other than the State or an authority of the State, in respect of anything done or omitted to be done before the date of its publication. | 1 |
|     |   | 2 |
|     |   | 3 |