

Act 1992 No. 111

**STATUTE LAW (MISCELLANEOUS PROVISIONS) BILL
(No. 3) 1992***

NEW SOUTH WALES



EXPLANATORY NOTE

(This Explanatory Note relates to this Bill as introduced into Parliament)

The Statute Law (Penalties) Bill 1992 is cognate with this Bill.

The objects of this Bill are:

- (a) to make minor amendments to various Acts (Schedule 1); and
- (b) to amend certain other Acts for the purpose of effecting statute law revision (Schedule 2); and
- (c) to repeal certain Acts containing only the following:
 - amendments to repealed Acts
 - amendments to other Acts that have been incorporated in a reprint under the Reprints Act 1972
 - spent or unnecessary provisions of a saving or transitional nature
 - validation provisions(Schedule 3); and
- (d) to repeal certain Acts which are no longer of practical utility (Schedule 3); and
- (e) to make other provisions of a consequential or ancillary nature (Schedule 4)

Clauses 1–5 are machinery provisions specifying the short title of the proposed Act, providing for its commencement and giving effect to the Schedules to the Act containing amendments, repeals and savings, transitional and other provisions.

Clause 6 makes it clear that the explanatory notes contained in the Schedules do not form part of the proposed Act.

* Amended in committee—see table at end of volume.

SCHEDULE 1—MINOR AMENDMENTS

Schedule 1 makes amendments to the following Acts:

Area Health Services Act 1986 No. 50
 Catchment Management Act 1989 No. 235
 Chiropractors and Osteopaths Act 1991 No. 7
 Coal Industry Act 1946 No. 44
 Community Justice Centres Act 1983 No. 127
 Credit Act 1984 No. 94
 Credit (Administration) Act 1984 No. 95
 Crown Prosecutors Act 1986 No. 208
 Director of Public Prosecutions Act 1986 No. 207
 Electricity Act 1945 (1946 No. 13)
 Ethnic Affairs Commission Act 1979 No. 23
 Food Act 1989 No. 231
 Funeral Funds Act 1979 No. 106
 Grain Marketing Act 1991 No. 15
 Jury Act 1977 No. 18
 Land and Environment Court Act 1979 No. 204
 Meat Industry Act 1978 No. 54
 Mental Health Act 1990 No. 9
 Mining Act 1992 No. 29
 Motor Vehicle Repairs 1980 No. 71
 physiotherapists Registration Act 1945 No. 9
 Podiatrists Act 1989 No. 23
 Police Regulation (Superannuation) Act 1906 No. 28
 Psychologists Act 1989 No. 51
 Public Authorities (Financial Arrangements) Act 1987 No. 33
 Public Defenders Act 1969 No. 60
 Supreme Court Act 1970 No. 52
 University of Western Sydney Act 1988 No. 90
 Valuation of Land Act 1916 No. 2
 Valuers Registration Act 1975 No. 92
 Victims Compensation Act 1987 No. 237
 Vocational Education and Training Accreditation Act 1990 No. 120

The amendments to each Act are explained in detail in the explanatory note relating to the Act concerned set out in Schedule 1.

Where necessary, provisions of a saving or transitional nature relating to the amendment concerned have also been set out in Schedule 1.

SCHEDULE 2—AMENDMENTS BY WAY OF STATUTE LAW REVISION

Schedule 2 amends certain other Acts for the purpose of effecting statute law revision. A number of other amendments are made relating to formal drafting matters and minor corrections.

The amendments to each Act are explained in detail in the explanatory note relating to the Act Concerned set out in Schedule 2.

SCHEDULE 3—REPEALS

Schedule 3 repeals a number of Acts. Since the Statute Law (Miscellaneous Provisions) Act 1985, the number of Acts in force has been gradually reduced by repealing amending Acts once the amendments contained in the Acts have been incorporated in a reprint. The Schedule continues this process.

The Schedule also repeals amending Acts and Acts containing uncommenced provisions which are superfluous because the Principal Acts they amend or to which they relate have been repealed or amended in a way that would now make the provisions inappropriate.

The Schedule also repeals obsolete Acts dealing with incorporation of the New South Wales Division of the Australian Red Cross Society. These Acts are:

- Australian Red Cross Society New South Wales Division Incorporation Act 1929; and
- Australian Red Cross Society New South Wales Division Incorporation (Amendment) Act 1943.

The effect of the repeal of amending Acts is explained in detail in the explanatory note set out in Schedule 3.

SCHEDULE 4—GENERAL SAVINGS, TRANSITIONAL AND OTHER PROVISIONS

Schedule 4 contains savings, transitional and other provisions of a more general effect than those set out in Schedule 1 or 2.

The purpose of each provision is explained in detail in the explanatory note relating to the provision concerned set out in Schedule 4.
