

**STATUTE LAW (MISCELLANEOUS PROVISIONS) BILL 1990\***

NEW SOUTH WALES



**EXPLANATORY NOTE**

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

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:
  - amendments to repealed Acts; or
  - amendments to other Acts that have been incorporated in a reprint under the Reprints Act 1972; or
  - spent or unnecessary provisions of a saving or transitional nature; or
  - validation provisions,(Schedule 3); and
- (d) to repeal certain Acts containing uncommenced provisions (Schedule 3); and
- (e) to repeal the Cattle Slaughtering and Diseased Animals and Meat Act 1902 and the Filled Milk Act 1960 and certain other obsolete Acts relating to public works (Schedule 3); and
- (f) to make other provisions of a consequential or ancillary nature (Schedule 4).

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**SCHEDULE 1 - MINOR AMENDMENTS**

Schedule 1 makes amendments to the following Acts:

Area Health Services Act 1986 No. 50  
Banks and Bank Holidays Act 1912 No. 43  
Bicentennial Park Trust Act 1987 No. 29

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\* Amended in committee - see table at end of volume.

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C. B. Alexander Foundation Incorporation Act 1969 No. 61  
Centenary Institute of Cancer Medicine and Cell Biology Act 1985 No. 192  
Centennial Park Trust Act 1983 No. 145  
Children (Criminal Proceedings) Act 1987 No. 55  
Chiropractic Act 1978 No. 132  
Clean Waters Act 1970 No. 78  
Coal and Oil Shale Mine Workers (Superannuation) Act 1941 No. 45  
Commons Management Act 1989 No. 13  
Compensation Court Act 1984 No. 89  
Co-operation Act 1923 (1924 No. 1)  
Credit Union Act 1969 No. 8  
Crown Lands Act 1989 No. 6  
Dams Safety Act 1978 No. 96  
Dental Technicians Registration Act 1975 No. 40  
District Court Act 1973 No. 9  
Dog Act 1966 No. 2  
Drug Offensive Act 1987 No. 119  
Environmental Planning and Assessment Act 1979 No. 203  
Exhibited Animals Protection Act 1986 No. 123  
Factories, Shops and Industries Act 1962 No. 43  
Fisheries and Oyster Farms Act 1935 No. 58  
Friendly Societies Act 1989 No. 232  
Garvan Institute of Medical Research Act 1984 No. 106  
Geographical Names Act 1966 No. 13  
Higher Education Act 1988 No. 12  
Hunter Water Board Act 1988 No. 119  
Institute of Rural Studies Act 1973 No. 54  
Justices Act 1902 No. 27  
Legal Profession Act 1987 No. 109  
Local Government Act 1919 No. 41  
Local Government and Other Authorities (Superannuation) Act 1927 No. 35  
Marketing of Primary Products Act 1983 No. 176  
Meat Industry Act 1978 No. 54  
Medical Practitioners Act 1938 No. 37  
Mental Health Act 1983 No. 178  
Miscellaneous Acts (Education and Public Instruction) Repeal and  
Amendment Act 1987 No. 63  
Miscellaneous Acts (Public Sector Executives Employment) Amendment Act  
1989 No. 105  
National Parks and Wildlife Act 1974 No. 80  
Necropolis Act 1901 (1902 No. 20)  
New South Wales Institute of Psychiatry Act 1964 No. 44  
New South Wales Retirement Benefits Act 1972 No. 70  
Nurses Registration Act 1953 No. 10  
Optical Dispensers Act 1963 No. 35  
Pathology Laboratories Accreditation Act 1981 No. 51  
Permanent Building Societies Act 1967 NO.18  
Pesticides and Allied Chemicals Act 1978 No. 57  
Pharmacy Act 1964 No. 48

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Physiotherapists Registration Act 1945 No. 9  
Podiatrists Act 1989 No. 23  
Police Regulation (Allegations of Misconduct) Act 1978 No. 84  
Poultry Meat Industry Act 1986 No. 101  
Prevention of Cruelty to Animals Act 1979 No. 200  
Private Irrigation Districts Act 1973 No. 47  
Public Authorities Superannuation Act 1985 No. 41  
Public Finance and Audit Act 1983 No. 152  
Public Hospitals Act 1929 No. 8  
Royal Botanic Gardens and Domain Trust Act 1980 No. 19  
Rural Lands Protection Act 1989 No. 197  
Rural Workers Accommodation Act 1969 No. 34  
Seamen's Act 1898 No. 46  
Soil Conservation Act 1938 No. 10  
State Authorities Superannuation Act 1987 No. 211  
Statutory and Other Offices Remuneration Act 1975 (1976 No. 4)  
Statutory and Other Offices Remuneration (Executives) Amendment Act 1989  
No. 104  
Stock (Chemical Residues) Act 1975 No. 26  
Stock Diseases Act 1923 No. 34  
Suitors' Fund Act 1951 No. 3  
Superannuation Act 1916 No. 28  
Surveyors Act 1929 No. 3  
Trade Measurement Administration Act 1989 No. 234  
Transport Administration Act 1988 No. 109  
Valuation of Land Act 1916 No. 2  
Veterinary Surgeons Act 1986 No. 55  
Victims Compensation Act 1987 No. 237  
Water Board Act 1987 No. 141  
Western Lands Act 1901 No. 70  
Wild Dog Destruction Act 1921 No. 17  
Wills, Probate and Administration Act 1898 No. 13  
Wollongong Sportsground Act 1986 No. 174  
Workers Compensation Act 1987 No. 70  
Workmen's Compensation (Broken Hill) Act 1920 No. 36  
Zoological Parks Board Act 1973 No. 34

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.

The expression "penalty unit" used in the explanatory note relating to an amendment to an Act set out in Schedule 1 has its basis in section 56 of the Interpretation Act 1987. At present, 1 penalty unit is equivalent to \$100.

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**SCHEDULE 2 - AMENDMENTS BY WAY OF STATUTE**

**Schedule 2** amends certain other Acts for the purpose of effecting statute law revision. A number of 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.

The Schedule also repeals the Cattle Slaughtering and Diseased Animals and Meat Act 1902 and the Filled Milk Act 1960 and a number of obsolete Acts relating to public works. The Cattle Slaughtering and Diseased Animals and Meat Act 1902 has been largely superseded by the Meat Industry Act 1978. The Filled Milk Act 1960 has never been commenced.

The other obsolete Acts to be repealed are:

- Camden Haven Harbour Works Act 1967
- Clarence Harbour Works Act 1950
- Coffs Harbour Boat-harbour Works Act 1972
- Cook's River Improvements Act 1946
- Country Towns Water Supply (Reduction of Debts) Act 1945
- Country Towns Water Supply, Sewerage and Drainage (Reduction of Debts) Act 1934
- Crown Lands (Removal of Restriction on Transfer) Act 1974
- Industrial Undertakings Purchasers' Prices Products Act 1937
- Land Acquisition for Industrial Purposes (Tomago) Act 1946
- Phillip Street, Sydney, Land Lease Act 1952
- Port Macquarie Entrance Improvement Works Act 1976
- Public Works (Liverpool Lands Disposal) Act 1960
- Public Works (Sale of Wickham Lands) Act 1940
- Science House (Grant) Act 1928
- Wagonga River Entrance Improvement Works Act 1972
- Wooli River Harbour Works Act 1967

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.

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

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