

Statute Law (Miscellaneous Provisions) Act (No 2) 2023 No 35

[2023-35]



New South Wales

Status Information

Currency of version

Current version for 31 October 2023 to date (accessed 18 July 2024 at 13:19)

Legislation on this site is usually updated within 3 working days after a change to the legislation.

Provisions in force

Some, but not all, of the provisions displayed in this version of the legislation have commenced.

Notes—

- **Note**

Amending Acts and amending provisions are subject to automatic repeal pursuant to sec 30C of the [Interpretation Act 1987 No 15](#) once the amendments have taken effect.

Authorisation

This version of the legislation is compiled and maintained in a database of legislation by the Parliamentary Counsel's Office and published on the NSW legislation website, and is certified as the form of that legislation that is correct under section 45C of the [Interpretation Act 1987](#).

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Contents

Long title	3
1 Name of Act	3
2 Commencement	3
Schedule 1 Minor amendments	3
Schedules 2-5 (Repealed)	4
Schedule 6 General savings, transitional and other provisions	4

Statute Law (Miscellaneous Provisions) Act (No 2) 2023 No 35



New South Wales

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

1 Name of Act

This Act is the *Statute Law (Miscellaneous Provisions) Act (No 2) 2023*.

2 Commencement

This Act commences, or is taken to have commenced, as follows—

- (a) for Schedule 1.19—on the day on which the *Scrap Metal Industry Amendment (Review) Act 2022*, Schedule 1[8] commences,
- (b) for Schedule 2.2—on the day on which the *Environmental Planning and Assessment Amendment (Housing and Productivity Contributions) Act 2023*, Schedule 1[8] commences,
- (c) otherwise—on the date of assent to this Act.

Schedule 1 Minor amendments

1.1-1.18

(Repealed)

1.19 *Scrap Metal Industry Act 2016 No 42*

Section 6 Registration of business

Omit “whether” from section 6(2)(d2). Insert instead “information confirming”.

1.20-1.22

(Repealed)

Schedules 2-5 (Repealed)

Schedule 6 General savings, transitional and other provisions

1 Effect of amendment of amending provisions

(1) An amendment made by this Act to an amending provision is, if the amending provision has commenced before the amendment, taken to have effect as from the commencement of the amending provision, whether or not the amending provision has been repealed.

(2) In this section—

amending provision means a provision of an Act or instrument that makes a direct amendment to an Act or instrument by—

- (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
- (b) the omission of matter contained in the amended Act or instrument and the insertion of matter instead of the omitted matter, or
- (c) the insertion into the amended Act or instrument of matter, not being matter inserted instead of matter omitted from the Act or instrument.

2 Revocation of repeal

The *Interpretation Act 1987*, section 29A applies to the repeal of Acts or instruments, or provisions of Acts or instruments, by this Act.

3 Regulations

- (1) The Governor may make regulations containing provisions of a savings or transitional nature consequent on the commencement of a provision of this Act.
- (2) A savings or transitional provision consequent on the commencement of a provision must not be made more than 2 years after the commencement.
- (3) A savings or transitional provision made consequent on the commencement of a provision is repealed 2 years after the commencement.
- (4) A savings or transitional provision made consequent on the commencement of a provision may take effect before the commencement but not before the date of assent to this Act.
- (5) A savings or transitional provision taking effect before its publication on the NSW legislation website does not—
 - (a) affect the rights of a person existing before the publication in a way prejudicial to

the person, or

(b) impose liabilities on a person for anything done or omitted to be done before the publication.

(6) In this section—

person does not include the State or an authority of the State.