



Qantas Sale Amendment Act 1994

No. 168 of 1994

An Act to amend the *Qantas Sale Act 1992* and the *Air Navigation Act 1920*

[Assented to 16 December 1994]

The Parliament of Australia enacts:

Short title

1. This Act may be cited as the *Qantas Sale Amendment Act 1994*.

Commencement

2.(1) Subject to this section, this Act commences on the day on which it receives the Royal Assent.

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(2) Items 7 and 18 of the Schedule commence immediately after the commencement of section 27 of the *Qantas Sale Act 1992*.

(3) Item 8 of the Schedule commences immediately after the commencement of section 45 of the *Qantas Sale Act 1992*.

(4) Item 9 of the Schedule commences immediately after the commencement of section 48 of the *Qantas Sale Act 1992*.

(5) Item 10 of the Schedule commences immediately after the commencement of Part 3 of the Schedule to the *Qantas Sale Act 1992*.

(6) Item 11 of the Schedule commences immediately after the commencement of Part 6 of the Schedule to the *Qantas Sale Act 1992*.

(7) Items 13, 14 and 15 of the Schedule commence immediately after the commencement of section 26 of the *Qantas Sale Act 1992*.

(8) Item 16 of the Schedule commences immediately after the commencement of section 32 of the *Qantas Sale Act 1992*.

(9) Items 19 and 20 of the Schedule commence immediately after the commencement of Part 5 of the Schedule to the *Qantas Sale Act 1992*.

Schedule

3. The Acts specified in the Schedule are amended as set out in the Schedule.

SCHEDULE

Section 3

PART 1—AMENDMENT OF THE QANTAS SALE ACT 1992

Division 1—Introduction of the Clearing House Electronic Subregister System

- 1. Paragraph 7(1)(a):**
Omit “, transfer”.
- 2. Paragraph 7(1)(b):**
Omit “, transfer”.
- 3. Subparagraph 7(1)(d)(iii):**
Add at the end “and”.
- 4. Subparagraph 7(1)(d)(iv):**
Omit the subparagraph.

Division 2—Change to the short title of the Commonwealth Employees’ Rehabilitation and Compensation Act 1988

- 5. Subsection 3(1) (definition of “CERC Act”):**
Omit the definition.
- 6. Subsection 3(1):**
Insert:
“‘SRC Act’ means the *Safety, Rehabilitation and Compensation Act 1988*”.
- 7. Section 27:**
Omit “CERC Act” (wherever occurring), substitute “SRC Act”.
- 8. Section 45:**
Omit “CERC Act” (wherever occurring), substitute “SRC Act”.
- 9. Section 48:**
Omit “CERC Act” (wherever occurring), substitute “SRC Act”.
- 10. Part 3 of the Schedule:**
Omit “*Commonwealth Employees’ Rehabilitation and Compensation Act 1988*”, substitute “*Safety, Rehabilitation and Compensation Act 1988*”.
- 11. Part 6 of the Schedule:**
Omit “*Commonwealth Employees’ Rehabilitation and Compensation Act 1988*”, substitute “*Safety, Rehabilitation and Compensation Act 1988*”.

SCHEDULE—continued

Division 3—Long service leave

12. Subsection 3(1) (definition of “Long Service Leave Act”):

Omit “section 26”, substitute “Part 5”.

13. Subsection 26(2):

Omit “subsection (3)”, substitute “subsection (3A)”.

14. Subsection 26(3):

Omit the subsection, substitute:

“(3) For the purposes of subsection (1), an employee’s long service leave credit is equal to the long service leave credit that the employee would have under the Long Service Leave Act for the period:

(a) beginning when the employee started his or her period of service; and

(b) ending immediately before the commencement of Part 5 of this Act;

if it were assumed that the employee had been retrenched immediately before the commencement of Part 5 of this Act.

“(3A) For the purposes of subsection (2), an employee’s long service leave credit is the employee’s long service leave credit worked out under subsection (3), reduced by any long service leave credit used under subsection (1).”.

15. Subsection 26(8):

Omit “may”, substitute “must”.

16. Paragraph 32(a):

Omit “(as in force immediately before the commencement of Part 5)”.

Division 4—Sunset clause

17. Subsection 2(6):

Omit “30 June 1995”, substitute “31 August 1995”.

Division 5—Technical corrections

18. Paragraph 27(1)(d):

Omit “employer”, substitute “employee”.

19. Part 5 of the Schedule (amendments of the *Civil Aviation Act 1988*):

Insert “,” before “other”.

20. Part 5 of the Schedule (amendments of the *Radiocommunications Act 1983*):

Omit the amendments.

SCHEDULE—continued

PART 2—AMENDMENT OF THE AIR NAVIGATION ACT 1920

- 21. Subsection 11A(4) (definition of “Australian international airline”):**
After “an international airline” insert “(other than Qantas)”.
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NOTES ABOUT SECTION HEADINGS

1. Upon the commencement of item 7 of the Schedule to this Act, the heading to section 27 of the *Qantas Sale Act 1992* is altered by omitting “**CERC Act**” and substituting “**SRC Act**”.
2. Upon the commencement of item 8 of the Schedule to this Act, the heading to section 45 of the *Qantas Sale Act 1992* is altered by omitting “**CERC Act**” and substituting “**SRC Act**”.
3. Upon the commencement of item 9 of the Schedule to this Act, the heading to section 48 of the *Qantas Sale Act 1992* is altered by omitting “**CERC Act**” and substituting “**SRC Act**”.

[*Minister’s second reading speech made in—*
Senate on 16 November 1994
House of Representatives on 6 December 1994]