



# **Australian Capital Territory (Self-Government) Regulations 1989**

**Statutory Rules No. 86, 1989**

made under the

*Australian Capital Territory (Self-Government) Act 1988*

## **Compilation No. 4**

**Compilation date:** 18 December 2014

**Includes amendments up to:** SLI No. 183, 2014

**Registered:** 2 January 2015

Prepared by the Office of Parliamentary Counsel, Canberra

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## About this compilation

### This compilation

This is a compilation of the *Australian Capital Territory (Self-Government) Regulations 1989* that shows the text of the law as amended and in force on 18 December 2014 (the *compilation date*).

This compilation was prepared on 17 December 2014.

The notes at the end of this compilation (the *endnotes*) include information about amending laws and the amendment history of provisions of the compiled law.

### Uncommenced amendments

The effect of uncommenced amendments is not shown in the text of the compiled law. Any uncommenced amendments affecting the law are accessible on ComLaw ([www.comlaw.gov.au](http://www.comlaw.gov.au)). The details of amendments made up to, but not commenced at, the compilation date are underlined in the endnotes. For more information on any uncommenced amendments, see the series page on ComLaw for the compiled law.

### Application, saving and transitional provisions for provisions and amendments

If the operation of a provision or amendment of the compiled law is affected by an application, saving or transitional provision that is not included in this compilation, details are included in the endnotes.

### Modifications

If the compiled law is modified by another law, the compiled law operates as modified but the modification does not amend the text of the law. Accordingly, this compilation does not show the text of the compiled law as modified. For more information on any modifications, see the series page on ComLaw for the compiled law.

### Self-repealing provisions

If a provision of the compiled law has been repealed in accordance with a provision of the law, details are included in the endnotes.

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## 1 Name of Regulations

These Regulations are the *Australian Capital Territory (Self-Government) Regulations 1989*.

## 2 Commencement

- (1) Subregulation 5(1) commences on the date of commencement of section 22 of the Act.
- (2) Subregulation 5(2) commences on 1 July 1990.
- (3) Subregulation 5(3) commences on 1 July 1992.

## 3 Interpretation

In these Regulations, unless the contrary intention appears:

*the Act* means the *Australian Capital Territory (Self-Government) Act 1988*.

### 3A Power of Assembly to make laws

- (3) Paragraph 23(1)(f) of the Act is omitted.
- (4) In paragraph 23(1)(g) of the Act:  
*omit*  
; or  
*insert*  
.
- (5) Paragraph 23(1)(h) of the Act is omitted.

### **3B Crown may be bound**

For the purposes of section 27 of the Act, where an enactment specified in the Schedule:

- (a) is expressed, in whole or part, to bind the Crown or to apply to any act, matter or thing affecting the Crown or the Commonwealth; or
  - (b) provides that any act, matter or thing done under the enactment binds the Crown;
- the Crown in right of the Commonwealth is bound accordingly.

### **3C Crown bound by *Water Resources Act 2007* (ACT)**

- (1) For the purposes of section 27 of the Act, the *Water Resources Act 2007* (ACT) binds the Crown in right of the Commonwealth.
- (2) However, nothing in the *Water Resources Act 2007* (ACT) makes the Crown liable to be prosecuted for an offence.

### **4 Certain laws not to become enactments**

Part 1 of Schedule 3 to the Act is amended by inserting the following laws in their appropriate alphabetical position (determined on a letter-by-letter basis):

*“Canberra Institute of the Arts Ordinance 1988*

*Classification of Publications Ordinance 1983*

*Evidence Ordinance 1971*

*National Land Ordinance 1989*

*National Memorials Ordinance 1928*

*Police Pensions Ordinance 1958*

*Reserved Laws (Administration) Ordinance 1989*

*Reserved Laws (Interpretation) Ordinance 1989*

*Unlawful Assemblies Ordinance 1937*".

## **5 General powers of Executive**

- (1) The following matter is added to Schedule 4 to the Act:  
"Law and Order".
- (2) The following matters are added to Schedule 4 to the Act:  
"Legal practitioners  
"Magistrates Court and Coroners Court".
- (3) The following matter is added to Schedule 4 to the Act:  
"Courts (other than the Magistrates Court and Coroners Court)".
- (4) The following matter is added to Schedule 4 to the Act:  
"The formation of corporations, corporate regulation and the regulation of financial products and services".

## **6 Laws and provisions other than those that shall become enactments**

Part 1 of Schedule 5 to the Act is amended by inserting the following laws in their appropriate alphabetical position (determined on a letter-by-letter basis):

*"Canberra Institute of the Arts Ordinance 1988*

*Classification of Publications Ordinance 1983*

*National Land Ordinance 1989*

*National Memorials Ordinance 1928*

*Police Pensions Ordinance 1958*

*Reserved Laws (Administration) Ordinance 1989*

*Reserved Laws (Interpretation) Ordinance 1989*

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*Unlawful Assemblies Ordinance 1937*".



## **Schedule—Enactments binding the Crown in right of the Commonwealth**

(regulation 3B)

*Adoption of Children Ordinance 1965*

*Air Pollution Ordinance 1984*

Arbitration Act 1902, of New South Wales, in its application to the Territory

*City Area Leases Ordinance 1936*

*Commercial Arbitration Ordinance 1986*

*Credit Ordinance 1985*

*Dangerous Goods Ordinance 1984*

*Dividing Fences Ordinance 1981*

*Dog Control Ordinance 1975*

*Electricity and Water Ordinance 1988*

*Law Reform (Miscellaneous Provisions) Ordinance 1955*

*Limitation Ordinance 1985*

*Machinery Ordinance 1949*

*Motor Traffic Ordinance 1936*

*Nature Conservation Ordinance 1980*

*Noise Control Ordinance 1988*

*Radiation Ordinance 1983*

*Sale of Goods (Vienna Convention) Ordinance 1987*

*Scaffolding and Lifts Ordinance 1957*

*Water Pollution Ordinance 1984*

*Weights and Measures Ordinance 1929.*

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*Australian Capital Territory (Self-Government) Regulations 1989*

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Compilation No. 4

Compilation date: 18/12/14

Registered: 2/1/15

## Endnotes

Endnote 1—About the endnotes

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## Endnotes

### Endnote 1—About the endnotes

The endnotes provide information about this compilation and the compiled law.

The following endnotes are included in every compilation:

Endnote 1—About the endnotes

Endnote 2—Abbreviation key

Endnote 3—Legislation history

Endnote 4—Amendment history

Endnotes about misdescribed amendments and other matters are included in a compilation only as necessary.

### Abbreviation key—Endnote 2

The abbreviation key sets out abbreviations that may be used in the endnotes.

### Legislation history and amendment history—Endnotes 3 and 4

Amending laws are annotated in the legislation history and amendment history.

The legislation history in endnote 3 provides information about each law that has amended (or will amend) the compiled law. The information includes commencement details for amending laws and details of any application, saving or transitional provisions that are not included in this compilation.

The amendment history in endnote 4 provides information about amendments at the provision (generally section or equivalent) level. It also includes information about any provision of the compiled law that has been repealed in accordance with a provision of the law.

### Misdescribed amendments

A misdescribed amendment is an amendment that does not accurately describe the amendment to be made. If, despite the misdescription, the amendment can be given effect as intended, the amendment is incorporated into the compiled law and the abbreviation “(md)” added to the details of the amendment included in the amendment history.

If a misdescribed amendment cannot be given effect as intended, the amendment is set out in the endnotes.

**Endnote 2—Abbreviation key**

A = Act	orig = original
ad = added or inserted	par = paragraph(s)/subparagraph(s) /sub-subparagraph(s)
am = amended	pres = present
amdt = amendment	prev = previous
c = clause(s)	(prev...) = previously
C[x] = Compilation No. x	Pt = Part(s)
Ch = Chapter(s)	r = regulation(s)/rule(s)
def = definition(s)	Reg = Regulation/Regulations
Dict = Dictionary	reloc = relocated
disallowed = disallowed by Parliament	renum = renumbered
Div = Division(s)	rep = repealed
exp = expires/expired or ceases/ceased to have effect	rs = repealed and substituted
F = Federal Register of Legislative Instruments	s = section(s)/subsection(s)
gaz = gazette	Sch = Schedule(s)
LI = Legislative Instrument	Sdiv = Subdivision(s)
LIA = <i>Legislative Instruments Act 2003</i>	SLI = Select Legislative Instrument
(md) = misdescribed amendment	SR = Statutory Rules
mod = modified/modification	Sub-Ch = Sub-Chapter(s)
No. = Number(s)	SubPt = Subpart(s)
o = order(s)	<u>underlining</u> = whole or part not commenced or to be commenced
Ord = Ordinance	

## Endnotes

### Endnote 3—Legislation history

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### Endnote 3—Legislation history

Number and year	FRLI registration or gazettal	Commencement	Application, saving and transitional provisions
1989 No. 86	10 May 1989	r. 5 (1): 11 May 1989 (r. 2 (1) and <i>Gazette</i> 1989, No. S164) r. 5 (2): 1 July 1990 r. 5 (3): 1 July 1992 Remainder: 10 May 1989	
1989 No. 87	10 May 1989	r. 3 (2): 1 July 1990 Remainder: 10 May 1989	—
1990 No. 153	25 June 1990	1 July 1990	—
1990 No. 401	10 Dec 1990	10 Dec 1990	—
1990 No. 405	17 Dec 1990	17 Dec 1990	—
1997 No. 267	24 Sept 1997	24 Sept 1997	—
2006 No. 39	17 Feb 2006 (F2006L00453)	18 Feb 2006	—
183, 2014	2 Dec 2014 (F2014L01620)	18 Dec 2014 (s 2)	—

## Endnote 4—Amendment history

## Endnote 4—Amendment history

<b>Provision affected</b>	<b>How affected</b>
r 1 .....	rs 2006 No. 39
r 3A.....	ad 1989 No. 87
	am 1989 No. 87; 1990 No. 401; 1997 No. 267; 2006 No. 39
r 3B.....	ad 1989 No. 87
r 3C.....	ad No 183, 2014
r 5 .....	am 2006 No. 39
r 6 .....	ad 1990 No. 405
<b>Schedule</b>	
Schedule .....	ad 1989 No. 87
	am 1990 No. 153