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Electronic Transactions Regulations 2000

Statutory Rules 2000 No. 4

19

I, WILLIAM PATRICK DEANE, Governor-General of the Commonwealth of Australia, acting with the advice of the Federal Executive Council, make the following Regulations under the *Electronic Transactions Act 1999*.

Dated 8 MAR 2000 2000.

WILLIAM DEANE
Governor-General

By His Excellency's Command,

DARYL WILLIAMS
Attorney-General



Electronic Transactions Regulations 2000

Statutory Rules 2000 No. 1¹

19

made under the

Electronic Transactions Act 1999

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2000, 1

Electronic Transactions Regulations 2000

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1 Name of Regulations

These Regulations are the *Electronic Transactions Regulations 2000*.

2 Commencement

These Regulations commence on the commencement of the *Electronic Transactions Act 1999*.

3 Definition

In these Regulations:

Act means the *Electronic Transactions Act 1999*.

4 Laws of the Commonwealth

For the purposes of the definition of *law of the Commonwealth* in subsection 5 (2) of the Act, the laws of the Commonwealth set out in Schedule 1 are specified.

Schedule 1 Laws of the Commonwealth

(regulation 4)

1. *Aboriginal and Torres Strait Islander Commission Act 1989* (other than Divisions 4, 7 and 8 of Part 3, Division 5 of Part 3A, section 198 and Schedules 2A, 3 and 4)
2. *Aboriginal and Torres Strait Islander Heritage Protection Act 1984*, section 30
3. *Aboriginal Land Rights (Northern Territory) Act 1976*, sections 54C and 74A
4. *ACIS Administration Act 1999*
5. *Administrative Appeals Tribunal Act 1975*, section 69
6. *Aerospace Technologies of Australia Limited Sale Act 1994*
7. *Aged Care Act 1997*, sections 8-4, 8-5, 9-1, 9-2, 9-3, 10-2, 10-3, 10-4, 13-4, 14-5, 14-6, 14-8, 14-9, 15-3, 15-4, 15-5, 15-6, 15-7, 16-2, 16-3, 16-5, 16-7, 16-9, 17-2, 17-3, 17-5, 17-7, 18-2, 18-3, 18-5, 22-6, 23-4, 25-4, 25-5, 26-2, 28-5, 29-1, 31-2, 32-9, 33-2, 33-4, 34-2, 35-4, 38-4, 38-6, 42-5, 42-6, 42-8, 44-15, 44-20, 44-23, 44-29, 46-4, 57-7, 57-8, 57-15, 63-1, 66-1, 67-5, 68-6, 72-6, 72-7, 73-1, 76-3, 76-4, 76-5, 77-1, 77-2, 77-4, 80-1, 81-1, 81-2, 82-1, 82-2, 83-1, 83-2, 85-4 and 95-6
8. Principles under the *Aged Care Act 1997*:
 - (a) *Allocation Principles 1997*, sections 4.15, 4.17, 4.20 and 4.26
 - (b) *Certification Principles 1997*, sections 8.6, 8.12, 8.14 and 8.15
 - (c) *Committee Principles 1997*, sections 10.5, 10.9, 10.11, 10.13, 10.18, 10.29, 10.30, 10.34, 10.35, 10.38, 10.40, 10.41, 10.46, 10.47, 10.49, 10.51, 10.53B, 10.55, 10.59, 10.60, 10.61, 10.63, 10.65, 10.68, 10.71, 10.72, 10.73, 10.75, 10.77, 10.78, 10.79, 10.82, 10.92 and 10.98
 - (d) *Community Visitors Grant Principles 1997*, section 13.7
 - (e) *Extra Service Principles 1997*, sections 14.10 and 14.13
 - (f) *Flexible Care Subsidy Principles 1997*, section 15.14
 - (g) *Residential Care Subsidy Principles 1997*, sections 21.18, 21.23, 21.34 and 21.35
 - (h) *Sanctions Principles 1997*, sections 22.6, 22.7, 22.9, 22.12, 22.13 and 22.15
 - (i) *User Rights Principles 1997*, sections 23.35, 23.37, 23.40, 23.40B, 23.44, 23.83A and 23.89

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9. *Aged Care (Consequential Provisions) Act 1997*, subsections 8 (3), 11 (2), 11 (3), 14 (2), 14 (3), 19 (2) and 28 (2) and section 43
 10. *AIDC Sale Act 1997*
 11. *Aircraft Noise Levy Act 1995*, subsections 6 (1), (3) and (4)
 12. *Aircraft Noise Levy Collection Act 1995*, section 7
 13. *Air Force Act 1923*
 14. *Air Force Regulations 1927*
 15. *Airports (Transitional) Act 1996*
 16. *A New Tax System (Commonwealth-State Financial Arrangements) Act 1999*
 17. *A New Tax System (Commonwealth-State Financial Arrangements — Consequential Provisions) Act 1999*
 18. *ANL Guarantee Act 1994*
 19. *Antarctic Marine Living Resources Conservation Act 1981*
 20. Antarctic Marine Living Resources Conservation Regulations
 21. Antarctic Seals Conservation Regulations
 22. *Antarctic Treaty (Environment Protection) Act 1980*
 23. Antarctic Treaty (Environment Protection) (Waste Management) Regulations
 24. Appropriation Acts: any act that appropriates the Consolidated Revenue Fund, including a Supply Act
 25. *Approved Defence Projects Protection Act 1947*
 26. *Army and Air Force Canteen Service Regulations 1959*
 27. *Asian Development Bank Act 1966*
 28. *Asian Development Bank (Additional Subscription) Act 1972*
 29. *Asian Development Bank (Additional Subscription) Act 1977*
 30. *Asian Development Bank (Additional Subscription) Act 1995*
 31. *Auditor-General Act 1997*
 32. *Australian Antarctic Territory Act 1954*
 33. *Australian Capital Territory (Planning and Land Management) Act 1988*, section 27
 34. *Australian Heritage Commission Act 1975*
 35. *Australian Meat and Live-Stock Industry Act 1997*

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36. Australian Military Forces Relief Trust Fund Regulations
 37. Australian Military Regulations
 38. *Australian National Training Authority Act 1992*
 39. *Australian Prudential Regulation Authority Act 1998*
 40. *Authorised Deposit-taking Institutions Supervisory Levy Imposition Act 1998*
 41. *Authorised Non-operating Holding Companies Supervisory Levy Imposition Act 1998*
 42. *Ballast Water Research and Development Funding Levy Act 1998*
 43. *Ballast Water Research and Development Funding Levy Collection Act 1998*
 44. *Banking Act 1959*
 45. *Bank Integration Act 1991*
 46. *Bounty (Ships) Act 1989*, subsection 17 (2), paragraph 17 (6) (b), subsections 17 (7), 17 (8), 23 (1) and 23 (4)
 47. *CFM Sale Act 1996*
 48. *Charter of Budget Honesty Act 1998*
 49. *Cockatoo and Schnapper Islands Act 1949*
 50. *Commonwealth and State Housing Agreement (Service Personnel) Act 1990*
 51. *Commonwealth Authorities and Companies Act 1997*
 52. *Commonwealth Bank Sale Act 1995*
 53. *Commonwealth Banks Act 1959*
 54. *Commonwealth Borrowing Levy Act 1987*
 55. *Commonwealth Borrowing Levy Collection Act 1987*
 56. *Commonwealth Funds Management Limited Act 1990*
 57. *Commonwealth Grants Commission Act 1973*
 58. *Commonwealth Places (Mirror Taxes) Act 1998*
 59. *Commonwealth Places Windfall Tax (Collection) Act 1998*
 60. *Commonwealth Places Windfall Tax (Imposition) Act 1998*
 61. *Commonwealth Serum Laboratories Act 1961*
 62. *Commonwealth Services Delivery Agency Act 1997*
 63. *Commonwealth Vehicles (Registration and Exemption from Taxation) Act 1997*

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64. *Control of Naval Waters Act 1918*
 65. Control of Naval Waters Regulations
 66. *Crimes (Torture) Act 1988*
 67. *CSL Sale Act 1993*
 68. *Currency Act 1965*
 69. *Defence Act 1903* (other than Division 2 of Part IIIA, sections 61, 61A, 61B, 61C, 118A, 118B and 124)
 70. *Defence (Areas Control) Regulations 1989*
 71. Defence (Certification of Deaths) Regulations
 72. *Defence (Parliamentary Candidates) Act 1969*
 73. Defence (Parliamentary Candidates) Regulations
 74. Defence (Prohibited Wharves and Buildings) Regulations
 75. Defence (Prohibited Words and Letters) Regulations
 76. Defence (Public Areas) By-laws
 77. *Defence (Special Undertakings) Act 1952*
 78. *Defence Force Discipline Act 1982*
 79. Defence Force Discipline (Consequences of Punishment) Rules
 80. *Defence Force Discipline Regulations 1985*
 81. *Defence Force Discipline Rules 1985*
 82. *Defence Force (Home Loans Assistance) Act 1990*
 83. Defence Force (Home Loans Assistance) Regulations
 84. *Defence Force Regulations 1952*
 85. *Defence Force Retirement and Death Benefits Act 1973*
 86. Defence Force Retirement and Death Benefits (Annual Rates of Pay) Regulations
 87. *Defence Force Retirement and Death Benefits (Pension Increases) Act 1974*
 88. *Defence Force Retirement and Death Benefits (Pension Increases) Act 1976*
 89. Defence Force Retirement and Death Benefits Regulations
 90. *Defence Forces Retirement Benefits Act 1948*
 91. *Defence Forces Retirement Benefits Fund (Distribution of Surplus to Pensioners) Act 1976*
 92. *Defence Forces Retirement Benefits (Pension Increases) Act 1961*

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93. *Defence Forces Retirement Benefits (Pension Increases) Act 1967*
 94. *Defence Forces Retirement Benefits (Pension Increases) Act 1971*
 95. *Defence Forces Retirement Benefits (Pension Increases) Act 1973*
 96. *Defence Forces Retirement Benefits Regulations*
 97. *Defence Forces Special Retirement Benefits Act 1960*
 98. *Defence Housing Authority Act 1987*
 99. *Disability Discrimination Act 1992, sections 105, 105B and 105F*
 100. *Domestic Meat Premises Charge Act 1993*
 101. *European Bank for Reconstruction and Development Act 1990*
 102. *Export Control Act 1982*
 103. *Export Inspection and Meat Charges Collection Act 1985*
 104. *Export Inspection (Establishment Registration Charges) Act 1985*
 105. *Export Inspection (Quantity Charge) Act 1985*
 106. *Export Inspection (Service Charge) Act 1985*
 107. *Export Market Development Grants Act 1997*
 108. *Family Law Act 1975, Part II*
 109. *Federal Proceedings (Costs) Act 1981, section 16*
 110. *Financial Agreement Act 1994*
 111. *Financial Agreement Validation Act 1929*
 112. *Financial Agreements (Commonwealth Liability) Act 1932*
 113. *Financial Corporations Act 1974*
 114. *Financial Corporations (Transfer of Assets and Liabilities) Act 1993*
 115. *Financial Institutions Supervisory Levies Collection Act 1998*
 116. *Financial Management and Accountability Act 1997*
 117. *Financial Sector Reform (Amendments and Transitional Provisions) Act 1999*
 118. *Financial Sector (Shareholdings) Act 1998*
 119. *Financial Sector (Transfers of Business) Act 1999*
 120. *Franchise Fees Windfall Tax (Collection) Act 1997*
 121. *Franchise Fees Windfall Tax (Imposition) Act 1997*

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122. *Freedom of Information Act 1982*, sections 9, 15, 16, 18, 20, 26, 26A, 27 and 27A, subsection 28 (1), sections 29, 30A, 49, 50, 51A, 51C, 51D, 54, 56, 58A, 66 and 93
 123. *General Insurance Supervisory Levy Imposition Act 1998*
 124. *Geneva Conventions Act 1957*
 125. *Genocide Convention Act 1949*
 126. *Great Barrier Reef Marine Park Regulations 1983*, subregulations 10 (1), 18 (1), 33 (1) and 42 (1)
 127. *Hazardous Waste (Regulation of Exports and Imports) Act 1989*
 128. *Hazardous Waste (Regulation of Exports and Imports) (Decision IV/9) Regulations 1999*
 129. *Hazardous Waste (Regulation of Exports and Imports) (Fees) Regulations 1990*
 130. *Hazardous Waste (Regulation of Exports and Imports) (OECD Decision) Regulations 1996*
 131. *Hazardous Waste (Regulation of Exports and Imports) Regulations*
 132. *Hazardous Waste (Regulation of Exports and Imports) (Waigani Convention) Regulations 1999*
 133. *Heard Island and McDonald Islands Act 1953*
 134. *Hearing Services Administration Act 1997* (other than sections 26, 29 and 31)
 135. *Housing Loans Insurance Corporation (Transfer of Assets and Abolition) Act 1996*
 136. *Imported Food Control Act 1992*
 137. *Industry, Research and Development Act 1986*, subsections 28 (1), 33 (3) and 34A (4), sections 35 and 39EC, subsections 39F (1), 39HC (2), 39HG (3), 39JD (2), 39JE (3) and 39JF (3), section 39P and subsection 39PB (2)
 138. *Insurance Acquisitions and Takeovers Act 1991*
 139. *International Air Services Commission Act 1992*
 140. *Judicial and Statutory Officers (Remuneration and Allowances) Act 1984*
 141. *Judiciary Act 1903*, subsection 69 (3)
 142. *Jurisdiction of Courts (Cross-Vesting) Act 1987*, subsection 6 (7)
 143. *Lands Acquisition Act 1989*
 144. *Lands Acquisition (Defence) Act 1968*

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145. *Lands Acquisition (Northern Territory Pastoral Leases) Act 1981*
 146. *Lands Acquisition (Repeal and Consequential Provisions) Act 1989*
 147. *Loan Act 1977*
 148. *Loan Act 1983*
 149. *Loan Act 1984*
 150. *Loan Act 1985*
 151. *Loan Act 1986*
 152. *Loan Act 1992*
 153. *Loan Act 1993*
 154. *Loan Act 1994*
 155. *Loan Act 1995*
 156. *Loan Act 1996*
 157. *Loan (Temporary Revenue Deficits) Act 1953, section 3*
 158. *Loan (War Service Land Settlement) Act 1970*
 159. *Loan (War Service Land Settlement) Act 1971*
 160. *Loan (War Service Land Settlement) Act 1972*
 161. *Loan (War Service Land Settlement) Act 1975*
 162. *Loan (War Service Land Settlement) Act 1977*
 163. *Marriage Act 1961*
 164. *Meat Export Charge Act 1984*
 165. *Meat Export Charge Collection Act 1984*
 166. *Meat Inspection Act 1983*
 167. *Meat Inspection Arrangements Act 1964*
 168. *Members of Parliament (Staff) Act 1984*
 169. *Military Superannuation and Benefits Act 1991*
 170. *Ministers of State Act 1952*
 171. *Mint Employees Act 1964*
 172. *Multilateral Investment Guarantee Agency Act 1997*
 173. *National Crime Authority Act 1984, section 27*
 174. *National Health and Medical Research Council Act 1992*
 175. *National Health and Medical Research Council Regulations*

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176. *Native Title Act 1993*, sections 183 and 209
 177. *Naval Defence Act 1910*
 178. *Naval Forces Regulations 1935*
 179. *Navigation Act 1912*, sections 269F, 269G, 269H, 269J and 269K
 180. Navigation (Marine Casualty) Regulations, regulation 29
 181. Navigation (Ship Reporting) Regulations, regulations 5, 6 and 7
 182. Navy (Canteens) Regulations
 183. *Northern Territory (Commonwealth Lands) Act 1980*
 184. *Papua New Guinea Loan (Asian Development Bank) Act 1972*
 185. *Papua New Guinea Loan (Asian Development Bank) Act 1973*
 186. *Papua New Guinea Loan Guarantee Act 1973*
 187. *Papua New Guinea Loans Guarantee Act 1973*
 188. *Papua New Guinea Loans Guarantee Act 1974*
 189. *Papua New Guinea Loans Guarantee Act 1975*
 190. *Papua New Guinea (Staffing Assistance) Act 1973*
 191. *Papua New Guinea (Staffing Assistance) Termination Act 1976*
 192. *Parliamentary Allowances Act 1952*
 193. *Parliamentary Entitlements Act 1990*
 194. *Parliamentary Precincts Act 1988*
 195. *Payment Systems and Netting Act 1998*
 196. *Payment Systems (Regulation) Act 1998*
 197. *Privacy Act 1988*, section 63
 198. *Private Health Insurance Incentives Act 1997*
 199. *Private Health Insurance Incentives Act 1998*
 200. *Proceeds of Crime Act 1987*, section 102
 201. *Productivity Commission Act 1998*
 202. *Public Accounts and Audit Committee Act 1951*
 203. *Public Works Committee Act 1969*
 204. *Qantas Sale Act 1992* (other than Part 3, and sections 14, 16 and 17)
 205. *Quarantine Act 1908*
 206. *Quarantine (Validation of Fees) Act 1985*

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207. *Racial Discrimination Act 1975*, sections 25ZB, 25ZCA and 25ZCE
 208. *Remuneration and Allowances Act 1990*
 209. *Remuneration and Allowances Alteration Act 1986*
 210. *Representation Act 1983*
 211. *Retirement Savings Account Providers Supervisory Levy Imposition Act 1998*
 212. *Retirement Savings Accounts Supervisory Levy Act 1997*
 213. *Royal Australian Air Force Veterans' Residences Act 1953*
 214. Royal Australian Air Force Veterans' Residences Regulations
 215. Royal Australian Air Force Welfare Trust Fund Regulations
 216. Royal Australian Navy Relief Trust Fund Regulations
 217. *Salaries Adjustment Act 1956*
 218. *Services Trust Funds Act 1947*
 219. *Sex Discrimination Act 1984*, sections 83, 83B and 83F
 220. *States Grants Act 1927*
 221. *States Grants (Capital Assistance) Act (No. 3) 1972*
 222. *States Grants (General Purposes) Act 1994*
 223. *States Grants (Paramedical Services) Act 1969*
 224. *Superannuation Act 1922*
 225. *Superannuation Act 1976*
 226. *Superannuation Act 1990*
 227. Superannuation (Additional Contributions) Regulations
 228. Superannuation (Additional Pension) Regulations
 229. Superannuation (Allocation of Previous Fund) Regulations
 230. *Superannuation Benefits (Supervisory Mechanisms) Act 1990*
 231. Superannuation (Cost of Administration) Regulations
 232. Superannuation (Cancellation of Elections) Regulations
 233. Superannuation (CSS) Approved Authority Declaration
 234. Superannuation (CSS) Approved Part-time Employees Regulations

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235. *Superannuation (CSS) Continuing Contributions for Benefits Regulations 1981*
236. Superannuation (CSS) Deferred Benefits Regulations
237. *Superannuation (CSS) Eligible Employees Regulations 1976*
238. Superannuation (CSS) Existing Invalidation Pensioners Regulations
239. Superannuation (CSS) Fees Regulations
240. Superannuation (CSS) Former Contributions for Units of Pension Regulations
241. Superannuation (CSS) Former Eligible Employees Regulations
242. Superannuation (CSS) Former Provident Account Contributors Regulations
243. Superannuation (CSS) (Involuntary Retirement) Regulations
244. Superannuation (CSS) Period of Contributory Service Regulations
245. Superannuation (CSS) Productivity Contribution (1995-96) Declaration
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252. Superannuation (CSS) Productivity Contribution Declaration No. 3
253. Superannuation (CSS) Productivity Contribution Declaration No. 4
254. Superannuation (CSS) Productivity Employee Exclusion Declaration
255. Superannuation (CSS) Productivity Employee Inclusion Declaration No. 1
256. Superannuation (CSS) Productivity Employee Inclusion Declaration No. 2
257. Superannuation (CSS) Retiring Age Regulations
258. *Superannuation (CSS) Salary Regulations 1978*
259. Superannuation (CSS) (SG Minimum Contribution) Determination No. 1
260. Superannuation (CSS) Transfer Arrangements Regulations
261. Superannuation (CSS) Unclaimed Money Regulations
262. *Superannuation (Distribution of Surplus) Act 1974*
263. Superannuation (Former HLIC Employees) Regulations

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- 264. Superannuation (Former Invalidation Pensioners) Regulations
 - 265. Superannuation (Interst) Regulations
 - 266. Superannuation (Leave of Absence without Pay) Regulations
 - 267. *Superannuation (Pension Increases) Act 1961*
 - 268. *Superannuation (Pension Increases) Act 1967*
 - 269. *Superannuation (Pension Increases) Act 1971*
 - 270. *Superannuation (Productivity Benefit) Act 1988*
 - 271. Superannuation (Statutory Offices) Regulations
 - 272. *Supply and Development Act 1939*
 - 273. Supply and Development Regulations
 - 274. *Surplus Revenue Act 1908*
 - 275. *Surplus Revenue Act 1910*
 - 276. *Territory Authorities (Financial Provisions) Act 1978*
 - 277. *Tobacco Advertising Prohibition Act 1992*
 - 278. *Trade Practices Act 1974*, section 170
 - 279. *Transferred Officers' Allowances Act 1948*
 - 280. *Treaty of Peace (Germany) Act 1919*
 - 281. Trust Deed made under the *Military Superannuation and Benefits Act 1991*
 - 282. Trust Deed made under the *Superannuation Act 1990*
 - 283. *War Crimes Act 1945*, section 19
 - 284. *War Gratuity Act 1945*
 - 285. *War Gratuity Appropriation Act 1948*
 - 286. *War Service Estates Act 1942*
 - 287. War Service Estates Regulations
 - 288. *Weapons of Mass Destruction (Prevention of Proliferation) Act 1995*
 - 289. Weapons of Mass Destruction Regulations
 - 290. *Western Australia (South-West Region Water Supplies) Agreement Act 1965*
 - 291. *Williamstown Dockyards Employees Act 1987*
 - 292. *Workplace Relations Act 1996*, section 342
 - 293. *World Heritage Properties Conservation Act 1983*
 - 294. World Heritage Properties Conservation Regulations

Note

1. Made by the Governor-General on *8 March*
in the *Commonwealth of Australia Gazette* on *15 March*
2000, and notified 2000.