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2001B00129

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# Safety, Rehabilitation and Compensation Act 1988 Amendment Regulations 2001 (No. / )<sup>1</sup>

Statutory Rules 2001 No. /<sup>2</sup>

70

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 *Public Employment (Consequential and Transitional) Amendment Act 1999*.

Dated            - 5 APR 2001            2001

**WILLIAM DEANE**  
Governor-General

By His Excellency's Command

DAVID KEMP  
Minister for Education, Training and Youth Affairs  
for the Prime Minister

**1 Name of Regulations**

These Regulations are the *Safety, Rehabilitation and Compensation Act 1988 Amendment Regulations 2001 (No. 1)*.

**2 Commencement**

These Regulations commence on gazettal.

**3 Amendment of *Safety, Rehabilitation and Compensation Act 1988***

Schedule 1 amends the *Safety, Rehabilitation and Compensation Act 1988*.

**Schedule 1 Amendments**

(regulation 3)

**[1] Subsection 4 (1), after definition of *employee***

*insert*

***Entity*** means:

- (a) an Agency, within the meaning of the *Public Service Act 1999*, that is not a Commonwealth authority; or
- (b) a Parliamentary Department within the meaning of the *Parliamentary Service Act 1999*; or
- (c) a person, body, organisation or group of persons prescribed for this paragraph.

**[2] Subsection 4 (1), after the second definition of *principal officer***

*insert*

***principal officer***, in relation to an Entity, means:

- (a) if the Entity is an Agency that is not a Commonwealth authority — the Agency Head within the meaning of the *Public Service Act 1999*; or
- (b) if the Entity is a Parliamentary Department — the Secretary of the Parliamentary Department within the meaning of the *Parliamentary Service Act 1999*; or
- (c) if the Entity is a person, body, organisation or group of persons prescribed for paragraph (c) of the definition of ***Entity*** — the person prescribed as the principal officer.

**[3] Subsection 4 (1), definition of *rehabilitation authority*, paragraph (c)**

*substitute*

- (c) if the employee is employed by an Entity or a Commonwealth authority, other than an exempt authority — the principal officer of the Entity or the Commonwealth authority in which the employee is employed.

**[4] Section 41A**

*omit*

the Secretary to a Department or the principal officer of a Commonwealth authority or of a licensed corporation

*insert*

the principal officer of an Entity, a Commonwealth authority or a licensed corporation

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**[5] Paragraph 54 (4) (b)**

*omit*

the Secretary of the Department, or the principal officer of the Commonwealth authority or licensed corporation,

*insert*

the principal officer of the Entity, Commonwealth authority or licensed corporation

**[6] Section 70A**

*omit*

the Secretary of a Department, the principal officer of a Commonwealth authority,

*insert*

the principal officer of an Entity or a Commonwealth authority,

**[7] Subsection 71 (1)**

*omit*

the Secretary of a Department or the principal officer of a Commonwealth authority or of a licensed corporation

*insert*

the principal officer of an Entity, a Commonwealth authority or a licensed corporation

**[8] Subsection 71 (1)**

*omit each mention of*

the Department

*insert*

the Entity

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**[9] Subsections 71 (1) and (2)**

*omit*

Secretary or

**[10] Subsection 96C (2)**

*omit*

The Secretary to each Department, and the principal officer of each Commonwealth authority,

*insert*

The principal officer of each Entity and each Commonwealth authority

**[11] Subsection 96C (3)**

*omit*

The Secretary to a Department, or the principal officer of a Commonwealth authority,

*insert*

The principal officer of an Entity or a Commonwealth authority

**[12] Subsection 96D (1)**

*omit*

the Secretary to the Department, or the principal officer of the Commonwealth authority,

*insert*

the principal officer of the Entity or the Commonwealth authority

**[13] Subsection 96D (2)**

*omit each mention of*

Secretary or

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**[14] Paragraph 96D (4) (b)***omit*

the Secretary to the Department, or the principal officer of the Commonwealth authority,

*insert*

the principal officer of the Entity or the Commonwealth authority

**[15] Paragraph 96F (1) (b)***omit*

the Secretary to the Department, or the principal officer of the authority,

*insert*

the principal officer of the Entity or the Commonwealth authority

**[16] Subsection 96F (1)***omit*

Secretary or

**[17] Paragraph 96G (2) (a)***omit*

the Secretary to the Department, or the principal officer of the authority,

*insert*

the principal officer of the Entity or the authority

**[18] Paragraph 96G (2) (c) and subsection 96G (3)***omit*

Secretary or

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**[19] Subsection 96G (4)**

*omit*

a Secretary to a Department, or the principal officer of a Commonwealth authority,

*insert*

the principal officer of an Entity or a Commonwealth authority,

**[20] Subsection 96G (4)**

*omit*

Secretary or

**[21] Subsection 96H (2) and paragraph 96H (5) (a)**

*omit*

the Secretary to the Department, or the principal officer of the Commonwealth authority,

*insert*

the principal officer of the Entity or Commonwealth authority

**[22] Paragraph 96J (3) (b)**

*omit*

the Secretary to the relevant Department, or the principal officer of the relevant Commonwealth authority,

*insert*

the principal officer of the relevant Entity or Commonwealth authority

**[23] Subsection 96K (1)**

*omit*

The Secretary to a Department, or the principal officer of a Commonwealth authority,

*insert*

The principal officer of an Entity or a Commonwealth authority

**[24] Paragraph 96K (2) (b)**

*omit*

Secretary or

**[25] Paragraph 98 (1) (b) and subsection 98 (2)**

*omit*

the Secretary to the Department, or the principal officer of the Commonwealth authority,

*insert*

the principal officer of the Entity or Commonwealth authority

**[26] Subsection 114A (2), definition of *appropriate officer*, paragraph (a)**

*substitute*

(a) if the employee is employed in an Entity — the principal officer of that Entity; or

**[27] Subsection 114A (2), definitions of *Department* and *Secretary***

*omit*




**[28] Further amendments**

<i>Provision</i>	<i>omit</i>	<i>insert</i>
Subsection 4 (1), definition of <i>exempt authority</i>	a Department or Commonwealth authority	an Entity or a Commonwealth authority
Subsection 4 (1), definition of <i>premium</i>	a Department or Commonwealth authority	an Entity or a Commonwealth authority
Section 35	a Department or Commonwealth authority	an Entity or a Commonwealth authority
Section 41A	that Department,	that Entity,
Paragraphs 70A (a) and (b)	Department,	Entity,
Subsection 90C (4), definition of <i>premium</i>	a Department or Commonwealth authority	an Entity or a Commonwealth authority
Section 96	Department	Entity
Subsection 96A (1)	a Department or Commonwealth authority	an Entity or a Commonwealth authority
Subsection 96A (1)	the Department	the Entity
Subsection 96A (2), definition of <i>bonus amount</i>	a Department or Commonwealth authority	an Entity or a Commonwealth authority
Subsection 96A (2), definition of <i>bonus amount</i>	the Department	the Entity
Subsection 96A (2), definition of <i>bonus amount</i> , paragraphs (a), (c) and (d)	Department	Entity
Subsection 96A (2), definition of <i>penalty amount</i>	a Department or Commonwealth authority	an Entity or a Commonwealth authority

<i>Provision</i>	<i>omit</i>	<i>insert</i>
Subsection 96A (2), definition of <i>penalty amount</i>	the Department	the Entity
Subsection 96A (2), definition of <i>penalty amount</i> , paragraphs (a), (c) and (d)	Department	Entity
Subsection 96A (2), definition of <i>prescribed amount</i>	a Department or Commonwealth authority	an Entity or a Commonwealth authority
Subsection 96A (2), definition of <i>Estimated liability</i> , paragraph (a)	a Department,	an Entity,
Subsection 96A (2), definition of <i>Estimated liability</i> , paragraph (a)	the Department	the Entity
Subsection 96A (2), definition of <i>Estimated administrative costs</i>	the Department	the Entity
Subsection 96A (2), definition of <i>Estimated administrative costs</i> , paragraph (a)	a Department,	an Entity,
Subsections 96C (2) and (3)	the Department	the Entity
Paragraph 96F (1) (a)	a Department	an Entity
Subsection 96G (2)	a Department or Commonwealth authority	an Entity or a Commonwealth authority
Paragraph 96G (2) (b), subsection 96H (1), paragraphs 96H (1) (c) and (5) (b)	Department	Entity
Paragraph 96H (7) (a)	a Department or Commonwealth authority	an Entity or a Commonwealth authority

<i>Provision</i>	<i>omit</i>	<i>insert</i>
Subsection 96H (7)	the Department	the Entity
Subsections 96H (8) and 96J (2)	a Department	an Entity
Paragraph 96J (2) (a)	Department	Entity
Subsection 96J (5)	a Department or Commonwealth authority	an Entity or a Commonwealth authority
Subsection 96J (5)	the Department	the Entity
Subsection 96J (6)	a Department or Commonwealth authority	an Entity or a Commonwealth authority
Paragraph 96K (1) (a)	Department	Entity
Subsection 114A (2), definition of <i>appropriate officer</i> , paragraph (b)	a Department	an Entity

### Notes

- These Regulations amend Act No. 75, 1988, as amended by Act Nos. 109 (as amended by Nos. 6 and 92, 1994) and 135, 1988; No. 68 (as amended by No. 43, 1996), 1990; Nos. 70 and 122 (as amended by No. 95, 1992), 1991; Nos. 7 (as amended by No. 95, 1992), 95, 196 (as amended by No. 60, 1993; No. 168, 1994), 233 and 264, 1992; No. 109, 1993; Nos. 54 (as amended by No. 118, 1995) and 64, 1994; Nos. 43, 168 and 175, 1995; No. 43, 1996; Nos. 96, 152, 157 and 177, 1997; Nos. 13, 83, 146 and 156, 1999; Statutory Rules 1999 No. 301 (as amended by 2000 No. 332); Act Nos. 9 and 163, 2000.
- Notified in the *Commonwealth of Australia Gazette* on  2001. *12 April*