

## **EXPLANATORY STATEMENT**

### **CURRENCY ACT 1965**

#### **Currency (Perth Mint) Amendment Determination 2009 (No. 1)**

Under subsection 13A(1) of the *Currency Act 1965*, the then Minister for Superannuation and Corporate Law made a determination in April 2008 regarding the specifications of numismatic coins proposed to be issued by the Perth Mint. The determination is the *Currency (Perth Mint) Determination 2008 (No. 1)*.

Also under subsection 13A(1) of the *Currency Act 1965*, the then Minister for Superannuation and Corporate Law made a determination in May 2009 regarding the specifications of numismatic coins proposed to be issued by the Perth Mint. The determination is the *Currency (Perth Mint) Determination 2009 (No. 2)*.

As required by subsection 13A(1), the determination provides details of the coins' characteristics including standard composition, standard weight, allowable variation from standard weight, design and dimensions.

Due to an administrative oversight during the preparation of *Currency (Perth Mint) Determination 2008 (No. 1)* the maximum diameter was incorrect in the text of the determination, as required.

Additionally, due to an administrative oversight during the preparation of *Currency (Perth Mint) Determination 2009 (No. 2)* the maximum diameter was incorrect in the text of the determination, as required.

These oversights have been corrected by *Currency (Perth Mint) Amendment Determination 2009 (No. 1)*.

Such a determination is a disallowable instrument for the purposes of section 42 of the *Legislative Instruments Act 2003*.

#### **Retrospective affect**

Treasury has advice from the Office of Legislative Drafting and Publishing that the proposed amendments do not contravene subsection 12 (2) of the *Legislative Instruments Act 2003* by having either of the following effects:

- (a) affecting the rights of a person (other than the Commonwealth or an authority of the Commonwealth) as at the date of registration so as to disadvantage that person; or
- (b) imposing liabilities on a person (other than the Commonwealth or an authority of the Commonwealth) in respect of anything done or omitted to be done before the date of registration.

#### **Public consultation**

No public consultation was undertaken in relation to the amending currency determination as it made a minor technical amendment.

Sections one to three and schedule one is taken to have commenced on 29 April 2008. Section four and schedule two is taken to have commenced on 19 May 2009.