



# **Norfolk Island Applied Laws and Service Delivery (Queensland) Amendment (Further Education and Training) Ordinance 2022**

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I, General the Honourable David Hurley AC DSC (Retd), Governor-General of the Commonwealth of Australia, acting with the advice of the Federal Executive Council, make the following Ordinance.

Dated 18 August 2022

David Hurley  
Governor-General

By His Excellency's Command

Kristy McBain  
Minister for Regional Development, Local Government and Territories

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## 1 Name

This Ordinance is the *Norfolk Island Applied Laws and Service Delivery (Queensland) Amendment (Further Education and Training) Ordinance 2022*.

## 2 Commencement

- (1) Each provision of this Ordinance specified in column 1 of the table commences, or is taken to have commenced, in accordance with column 2 of the table. Any other statement in column 2 has effect according to its terms.

Commencement information		
Column 1	Column 2	Column 3
Provisions	Commencement	Date/Details
1. The whole of this Ordinance	The day after this Ordinance is registered.	19 August 2022

Note: This table relates only to the provisions of this Ordinance as originally made. It will not be amended to deal with any later amendments of this Ordinance.

- (2) Any information in column 3 of the table is not part of this Ordinance. Information may be inserted in this column, or information in it may be edited, in any published version of this Ordinance.

## 3 Authority

This Ordinance is made under section 19A of the *Norfolk Island Act 1979*.

## 4 Schedules

Each instrument that is specified in a Schedule to this Ordinance is amended or repealed as set out in the applicable items in the Schedule concerned, and any other item in a Schedule to this Ordinance has effect according to its terms.

## Schedule 1—Amendments

### *Norfolk Island Applied Laws and Service Delivery (Queensland) Ordinance 2021*

#### **1 Subclause 1(1) of Schedule 1 (after table item dealing with the Education (Queensland Curriculum and Assessment Authority) Act 2014)**

Insert:

*Further Education and Training Act 2014*

#### **2 At the end of Clause 1 of Schedule 1**

Add:

- (4) In addition to the application provided for in subclause (3), the *Industrial Relations Act 2016* (Qld) applies in the Territory to the extent necessary to give effect to the provisions of Part 2 of Chapter 6 of the *Further Education and Training Act 2014* (Qld) as it applies in the Territory from time to time.

Note: That Part provides for decisions to be appealed to the industrial relations commission and the industrial court.

#### **3 Item 5B of Schedule 2 (section 52AB)**

Omit “adopted law,”, substitute “adopted law (other than the *Further Education and Training Act 2014* (Qld)(NI)),”.

#### **4 Item 6 of Schedule 2 (definitions of *Norfolk Island Act* and *Territory of Norfolk Island*)**

Repeal the definitions.

#### **5 Item 6EA of Schedule 2 (before the definition of *Norfolk Island Department*)**

Insert:

*Norfolk Island Act* means the *Norfolk Island Act 1979* of the Commonwealth.

#### **6 Item 6H of Schedule 2 (before the definition of *Territory Gazette*)**

Insert:

*Territory enactment* means an enactment within the meaning of the Norfolk Island Act.

#### **7 At the end of item 6H of Schedule 2**

Add:

*Territory of Norfolk Island* means the Territory of Norfolk Island as described in Schedule 1 to the Norfolk Island Act.

#### **8 After Schedule 7**

Insert:

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## Schedule 7A—Amendments of the Further Education and Training Act 2014 (Qld)

### *Further Education and Training Act 2014 (Qld)*

#### **1 Paragraph 17(5)(d)**

Repeal the paragraph.

#### **2 Paragraph 17(5)(e)**

Omit “an Act or law”, substitute “a law of the State”.

#### **3 Subsections 17(7) and (11)**

Repeal the subsections.

#### **4 Paragraph 59(4)(d)**

Omit “an Act of the State, another State or the Commonwealth”, substitute “a Territory enactment, an Act of Queensland (as in force in Queensland or as in force in the Territory of Norfolk Island), or an Act of another State or the Commonwealth”.

#### **5 Chapters 3 and 4A**

Repeal the Chapters.

#### **6 Section 113 (paragraph (c) of the definition of *place*)**

Repeal the paragraph, substitute:

(c) a place in waters within the Territory of Norfolk Island;

#### **7 Paragraph 132(5)(b)**

Omit “the court of the relevant Magistrates Court”, substitute “the Court of Petty Sessions of Norfolk Island”.

#### **8 Subsection 132(8)**

Repeal the subsection.

#### **9 Subsections 150(1) and 152(1)**

Omit “State”, substitute “Commonwealth”.

#### **10 Subdivision 5 of Division 2 of Part 4 of Chapter 5 (heading)**

Omit “State”, substitute “Commonwealth”.

#### **11 Section 154 (heading)**

Omit “State”, substitute “Commonwealth”.

#### **12 Section 154**

Omit “State” (wherever occurring), substitute “Commonwealth”.

#### **13 Subsections 155(1) and 163(1)**

Omit “State”, substitute “Commonwealth”.

**14 Paragraphs 167(1)(a) to (d)**

Repeal the paragraphs.

**15 Section 178**

Omit “*Justices Act 1886*”, substitute “*Court of Petty Sessions Act 1960 (NI)*”.

**16 Subsection 188(2) (paragraph (b) of the definition of *official*)**

Omit “inspector; or”, substitute “inspector.”.

**17 Subsection 188(2) (paragraphs (c) and (d) of the definition of *official*)**

Repeal the paragraphs.

**18 Subsection 194(2)**

Omit “State”, substitute “Commonwealth”.

**19 Subsection 194(4) (paragraph (c) of the definition of *prescribed person*)**

Repeal the paragraph.

**20 Subsection 194(4) (subparagraphs (d)(v) and (vi) of the definition of *prescribed person*)**

Repeal the subparagraphs.

**21 Division 3 of Part 2 of Chapter 9**

Repeal the Division.

**22 Schedule 1 (subparagraph (c)(i) of the definition of *information notice*)**

Omit “within 20 business days after the person receives the notice”.

**Schedule 7B—Amendments of the Further Education and Training Regulation 2014 (Qld)**

***Further Education and Training Regulation 2014 (Qld)***

**1 Subsection 3(2) (example)**

Repeal the example.