

Acts Interpretation Amendment Substituted Reference Order 2022

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 order.

Dated 29 September 2022

David Hurley

Governor‑General

By His Excellency’s Command

Mark Dreyfus QC

Attorney‑General

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1 Name

This instrument is the *Acts Interpretation Amendment Substituted Reference Order 2022*.

2 Commencement

(1) Each provision of this instrument 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 instrument | The day after this instrument is registered. | 1 October 2022 |

Note: This table relates only to the provisions of this instrument as originally made.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

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

3 Authority

This instrument is made under section 19B of the *Acts Interpretation Act 1901*.

4 Schedules

Each instrument that is specified in a Schedule to this instrument is amended or repealed as set out in the applicable items in the Schedule concerned, and any other item in a Schedule to this instrument has effect according to its terms.

Schedule 1—Amendments

Acts Interpretation Substituted Reference Order 2017

1 At the end of Part 2

Add:

2.6 Substitutions having effect on and after 1 July 2022

The following table sets out substitutions having effect on and after 1 July 2022 that affect provisions of a single Act or instrument that refer to Ministers.

| Substitutions having effect on and after 1 July 2022—references to Ministers in a single Act or instrument | | | |
| --- | --- | --- | --- |
|  | Column 1  Affected provisions | Column 2  Existing reference | Column 3  Substitute reference |
| 1 | *Business Names Registration (Availability of Names) Determination 2015*, item 204 of the table in Part 2 of Schedule 2 | Minister for Tertiary Education, Skills, Jobs and Workplace Relations | Minister administering the *Tertiary Education Quality and Standards Agency Act 2011* |
| 2 | *Disability (Access to Premises — Buildings) Standards 2010*, subsection 6.1(1) | Minister for Innovation, Industry, Science and Research | Minister administering the *Industry Research and Development Act 1986* |
| 3 | *Disability Standards for Accessible Public Transport 2002*, subsection 34.1(1) | Minister for Transport and Regional Services | Minister administering the *National Land Transport Act 2014* |
| 4 | *Disability Standards for Education 2005*, section 11.1 | Minister for Education, Science and Training | Minister for Education |

2.7 Substitutions having effect on and after 1 September 2022

The following table sets out substitutions having effect on and after 1 September 2022 that affect provisions of a single Act or instrument that refer to Ministers.

| Substitutions having effect on and after 1 September 2022—references to Ministers in a single Act or instrument | | | |
| --- | --- | --- | --- |
|  | Column 1  Affected provisions | Column 2  Existing reference | Column 3  Substitute reference |
| 1 | *Telecommunications Act 1997*:  (a) subsections 275B(2) and (5);  (b) subsection 275D(2);  (c) paragraph 295Y(b);  (d) subsections 295ZB(1) and (2);  (e) subsection 295ZD(1) | AFP Minister | Minister for Emergency Management |

2 At the end of Part 3

Add:

3.8 Substitutions having effect on and after 1 July 2022

The following table sets out substitutions having effect on and after 1 July 2022 that affect provisions of a single Act or instrument that refer to Departments.

| Substitutions having effect on and after 1 July 2022—references to Departments in a single Act or instrument | | | |
| --- | --- | --- | --- |
|  | Column 1  Affected provisions | Column 2  Existing reference | Column 3  Substitute reference |
| 1 | *Classification (Publications, Films and Computer Games) (Conditional Cultural Exemption Rules) Instrument 2015*, section 4 (definition of ***Department***) | Commonwealth Attorney‑General’s Department | Department administered by the Minister administering Division 2 of Part 1A of the *Classification (Publications, Films and Computer Games) Act 1995* |
| 2 | *Family Law Regulations 1984*, paragraph 12CB(a) | Department of Jobs and Small Business | Department of Employment and Workplace Relations |
| 3 | *Family Law Regulations 1984*, paragraph 12CB(c) | Department of Health | Department of Health and Aged Care |
| 4 | *Family Law Regulations 1984*, paragraph 12CB(h) | Department of Education and Training | Department of Education |

3.9 Substitutions having effect on and after 1 October 2022

The following table sets out substitutions having effect on and after 1 October 2022 that affect provisions of a single Act or instrument that refer to Departments.

| Substitutions having effect on and after 1 October 2022—references to Departments in a single Act or instrument | | | |
| --- | --- | --- | --- |
|  | Column 1  Affected provisions | Column 2  Existing reference | Column 3  Substitute reference |
| 1 | *Criminal Code*, paragraph 474.17(2)(d) | Department administered by the AFP Minister | Department of Home Affairs |

3 At the end of the instrument

Add:

Part 5—References to other offices or holders of offices

5.1 References to offices or holders of offices

A provision mentioned in column 1 of an item of a table in this Part that refers to an office, or the holder of an office, mentioned in column 2 of the item has effect for all purposes, on and after the day mentioned in the heading to that table, as if there were substituted for that reference a reference to the authority, or authorities, mentioned in column 3 of the item.

5.2 Substitutions having effect on and after 1 October 2022

The following table sets out substitutions having effect on and after 1 October 2022 that affect provisions of a single Act or instrument that refer to offices, or holders of offices.

| Substitutions having effect on and after 1 October 2022—references to offices, or holders of offices, in a single Act or instrument | | | |
| --- | --- | --- | --- |
|  | Column 1  Affected provisions | Column 2  Existing reference | Column 3  Substitute reference |
| 1 | *Space (Launches and Returns) (General) Rules 2019*, paragraph 120(5)(e) | Director‑General of Emergency Management Australia | Coordinator‑General of the National Emergency Management Agency |
| 2 | *Telecommunications (Data for emergency warning systems) Instrument 2020*, item 1 of the table in section 6, column headed “Position”, paragraph (b) | Director‑General, Emergency Management Australia | Coordinator‑General of the National Emergency Management Agency |