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THE PARLIAMENT OF THE COMMONWEALTH OF AUSTRALIA

HOUSE OF REPRESENTATIVES

STATUTE UPDATE (AUTUMN 2018) BILL 2018

EXPLANATORY MEMORANDUM

(Circulated by authority of the
Attorney-General, the Hon Christian Porter MP)

STATUTE UPDATE (AUTUMN 2018) BILL 2018

GENERAL OUTLINE

The main purpose of this Bill is to correct technical errors that have occurred in Acts as a result of drafting and clerical mistakes.

The Bill also contains amendments to:

- (a) update references in Acts from “the Institute of Chartered Accountants in Australia” to “Chartered Accountants Australia and New Zealand”; and
- (b) make amendments consequential on the *Acts and Instruments (Framework Reform) Act 2015*; and
- (c) remove references to the Crown in right of Norfolk Island; and
- (d) repeal spent and obsolete provisions and Acts (which will result in the repeal of approximately 572 pages of spent and obsolete provisions).

The amendments also enhance readability, facilitate interpretation and administration, and promote consistency across the Commonwealth statute book. The amendments are minor and technical in nature. The amendments either make no change or only minor changes to the substance of the law.

FINANCIAL IMPACT STATEMENT

This Bill will have no financial impact.

STATEMENT OF COMPATIBILITY WITH HUMAN RIGHTS

Prepared in accordance with Part 3 of the Human Rights (Parliamentary Scrutiny) Act 2011

Statute Update (Autumn 2018) Bill 2018

This Bill is compatible with the human rights and freedoms recognised or declared in the international instruments listed in section 3 of the *Human Rights (Parliamentary Scrutiny) Act 2011*.

Overview of the Bill

The main purpose of this Bill is to correct technical errors that have occurred in Acts as a result of drafting and clerical mistakes.

The Bill also contains amendments to:

- (a) update references in Acts from “the Institute of Chartered Accountants in Australia” to “Chartered Accountants Australia and New Zealand”; and
- (b) make amendments consequential on the *Acts and Instruments (Framework Reform) Act 2015*; and
- (c) remove references to the Crown in right of Norfolk Island; and
- (d) repeal spent and obsolete provisions and Acts (which will result in the repeal of approximately 572 pages of spent and obsolete provisions).

The amendments also enhance readability, facilitate interpretation and administration, and promote consistency across the Commonwealth statute book. The amendments are minor and technical in nature. The amendments either make no change or only minor changes to the substance of the law.

Human rights implications

This Bill does not engage any human rights issues as it makes minor technical corrections and technical improvements to legislation. It also repeals obsolete provisions and Acts. It makes either no change or only minor changes to the substance of the law.

Conclusion

This Bill is compatible with the human rights and freedoms recognised or declared in the international instruments listed in section 3 of the *Human Rights (Parliamentary Scrutiny) Act 2011*, as it does not engage any of the applicable rights or freedoms or alter any human rights safeguards currently in place.

The Hon Christian Porter MP
Attorney-General

Notes on clauses

Clause 1—Short title

1 Clause 1 provides for the short title of the Act to be the *Statute Update (Autumn 2018) Act 2018*.

Clause 2—Commencement

2 Subclause 2(1) provides that each provision of the Act specified in column 1 of the table set out in the subclause 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.

3 The note at the end of the table explains that the table relates only to the provisions of the Act as originally enacted. The table will not be amended to deal with any later amendments of the Act.

4 Subclause 2(2) provides that any information in column 3 of the table is not part of the Act. It also clarifies that information may be inserted in column 3, or information in it may be edited, in any published version of the Act.

5 Table item 1 of the table in subclause 2(1) provides for sections 1 to 3 of the Act to commence the day after the Act receives the Royal Assent. This commencement is in keeping with current Commonwealth drafting practice, which is to avoid retrospective commencements where practicable.

6 Schedule 1 to the Bill corrects errors in principal Acts or makes minor technical improvements to clarify the text of the law. Items 1 to 6 of Schedule 1 to the Bill commence 28 days after the Act receives the Royal Assent. This is because the “slip rule” will have been applied to each error since the enactment of the erroneous provision (meaning the text of the law will have been taken to have been correct, despite the error) or the amendments do not change the substantive content of the law.

7 Items 7 and 8 of Schedule 1 to the Bill deal with the indexation of certain amounts under section 99 of the *Trade Support Loans Act 2014*. These items commence retrospectively on 1 July 2017. However, the amendments are beneficial and the slip rule would have applied to the error since that date. The correction of the text in compilations would assist users of the Act by ensuring that the correction is in force at the time when amounts must be indexed for the first time under section 99 of that Act.

8 Schedule 2 to the Bill updates references in Acts from “the Institute of Chartered Accountants in Australia” to “Chartered Accountants Australia and New Zealand”. It commences 28 days after the Act receives the Royal Assent.

9 Schedule 3 to the Bill will make amendments consequential on the *Acts and Instruments (Framework Reform) Act 2015*. It commences 28 days after the Act receives the Royal Assent.

10 Schedule 4 to the Bill removes references in various Acts to the Crown in right of Norfolk Island. It commences 28 days after the Act receives the Royal Assent.

11 Schedule 5 to the Bill repeals spent and obsolete provisions of Acts. It commences 28 days after the Act receives the Royal Assent.

12 Schedule 6 to the Bill repeals redundant Acts. It commences 28 days after the Act receives the Royal Assent.

Clause 3—Schedules

13 Clause 3 provides that each Act specified in a Schedule to the Act is amended or repealed as set out in the applicable items in the Schedule and any other item in a Schedule has effect according to its terms. This is a technical provision to give operational effect to the amendments contained in the Schedules.

Schedule 1—Amendment of principal Acts

14 The items in this Schedule amend errors contained in principal Acts.

Item 1

15 Paragraph 104.29(2)(i) of the *Criminal Code* contains a punctuation error as it ends in a full stop despite being followed by another paragraph. It should end in a semi-colon. Item 1 corrects that punctuation error.

Item 2

16 Subsection 149(1) of the *Education Services for Overseas Students Act 2000* contains an error as it refers to an “authorised employee” of the ESOS agency for a registered provider. However, there is no other reference in the Act to an “authorised employee” of the ESOS agency for a registered provider, only to an “authorised officer” of the ESOS agency for a registered provider. Section 6A of the Act sets out who is an authorised officer of the ESOS agency for a registered provider. Item 2 omits the non-existent concept and substitutes the correct one.

Item 3

17 Paragraph (a) of the definition of “trade union” in subsection 3(1) of the *Equal Employment Opportunity (Commonwealth Authorities) Act 1987* covers “an organisation of employees registered pursuant to the *Conciliation and Arbitration Act 1904*”. However, the *Conciliation and Arbitration Act 1904* was repealed by the *Industrial Relations (Consequential Provisions) Act 1988*. The *Industrial Relations (Consequential Provisions) Act 1988* took organisations registered under the *Conciliation and Arbitration Act 1904* to be registered under the *Industrial Relations Act 1988*. The citation of the *Industrial Relations Act 1988* has since been changed a number of times. It is now cited as the *Fair Work (Registered Organisations) Act 2009*.

Items 4 to 6

18 Items 4 to 6 are related. Notes to subsections 24(2), 24(3) and 154(2) of the *Renewable Energy (Electricity) Act 2000* contain the same incorrect cross-reference as they refer to “Chapter 3 of the *Criminal Code*”. However, there is no such Chapter. The correct provision to refer to is Part IA of the *Crimes Act 1914*, as it contains general principles relating to penalties. Items 4 to 6 correct the cross-reference in each note.

Items 7 and 8

19 Section 99 of the *Trade Support Loans Act 2014* (TSL Act) provides for the indexation of the amounts of the “lifetime limit” and the “yearly rate” annually on 1 July 2017, and each later 1 July, in line with increases in the consumer price index (see the note to the definition of “lifetime limit” in section 5, the note to subsection 24(1) about the “yearly rate”, and the second reading speech for the Trade Support Loans Bill 2014 delivered by the former Minister for Industry, the Hon Ian Macfarlane).

20 Indexation is achieved by multiplying the relevant amount by the “annual indexation factor” worked out using the formula in subsection 99(4). However, the current formula will

almost always produce an annual indexation factor of 1, resulting in no indexation. This is because the denominator in the formula refers to “the index number for highest March quarter before the indexation day”, which will almost always be the same as the index number in the numerator (which is the “index number for the most recent March quarter before the indexation day”). Items 7 and 8 ensure that the denominator refers to the correct March quarter (which is the March quarter, before the most recent March quarter before the indexation day, with the highest index number (disregarding any March quarter that is earlier than the 2014 March quarter)).

21 These items commence retrospectively on 1 July 2017. However, the amendments are beneficial and the slip rule would have applied to the error since that date. The correction of the text in compilations would assist users of the Act by ensuring that the correction is in force at the time when amounts must be indexed for the first time under section 99 of that Act.

Schedule 2—Chartered Accountants Australia and New Zealand

22 Some Acts refer to the Institute of Chartered Accountants in Australia. However, it, and the New Zealand Institute of Chartered Accountants, are predecessors of Chartered Accountants Australia and New Zealand.

23 This Schedule updates references in Acts from “the Institute of Chartered Accountants in Australia” to “Chartered Accountants Australia and New Zealand”.

Schedule 3—Amendments consequential on the Acts and Instruments (Framework Reform) Act 2015

24 This Schedule makes amendments to the *Food Standards Australia New Zealand Act 1991* consequential on the enactment of the *Acts and Instruments (Framework Reform) Act 2015*.

25 The *Acts and Instruments (Framework Reform) Act 2015* amended the *Legislative Instruments Act 2003* to rename it the *Legislation Act 2003*. It also restructured that Act and renumbered some provisions. It then made many amendments across the Statute Book to reflect the new title and cross-references to various provisions.

26 Not every cross-reference was updated by the *Acts and Instruments (Framework Reform) Act 2015*. Part 6 of that Act and section 10 of the *Acts Interpretation Act 1901* have operated to ensure that various textual references to the *Legislative Instruments Act 2003* and provisions within that Act that still remain on the Statute Book are to be read consistently with amendments by the *Acts and Instruments (Framework Reform) Act 2015*.

27 The *Acts and Instruments (Framework Reform) (Consequential Provisions) Act 2015* amended the text of many more Acts to reflect the new Act title and cross-references to various provisions.

28 This Schedule makes further amendments to the text of the *Food Standards Australia New Zealand Act 1991* to reflect the effect of Part 6 of the *Acts and Instruments (Framework Reform) Act 2015* and section 10 of the *Acts Interpretation Act 1901*.

Schedule 4—Norfolk Island

29 The body politic of Norfolk Island was abolished on 1 July 2016. This means that references in Acts to the Crown in right of Norfolk Island are obsolete. The items in this Schedule repeal the obsolete references.

Schedule 5—Repeals of spent provisions

30 Some older principal Acts on the statute book contain provisions repealing and amending other Acts. Those provisions are now obsolete. To reduce the length of those principal Acts and to make the publishing of those principal Acts more efficient, the items in this Schedule repeal those obsolete provisions and make minor consequential amendments.

Item 1

31 Item 1 repeals Schedule 1 to the *Social Security Legislation Amendment (One-off Payments for Carers) Act 2005*, which amended the *Social Security Act 1991*, the *Social Security (Administration) Act 1999*, the *Income Tax Assessment Act 1936* and the *Income Tax Assessment Act 1997*. As those amendments have taken effect, the Schedule is obsolete.

Item 2

32 Item 2 repeals the redundant subsections 36(2), (2A) and (6) of the *Telstra Corporation Act 1991*. Subsection 36(2) is redundant as it repealed subsections 36(3), (3A) and (4) in November 2006 and has no further operation. Subsections 36(2A) and (6) are redundant as they only operated while the repealed subsections 36(3), (3A) and (4) remained in effect.

Schedule 6—Repeals of obsolete amending Acts

33 Item 1 repeals various obsolete amending Acts. (Detailed information about why the Acts are obsolete is provided below.)

34 Item 2 ensures that decisions, acts or things that were taken to be, or to continue to be, valid to any extent immediately before the repeal of the amending Acts continue to be taken to be valid to the same extent after the repeal.

ACIS Administration Amendment Act 2000

35 The *ACIS Administration Amendment Act 2000* amended the *ACIS Administration Act 1999* on 21 December 2000. The *ACIS Administration Amendment Act 2000* does not contain any application, saving, transitional or other provisions with ongoing effect, so it is spent.

ACIS Administration Amendment Act 2002

36 The *ACIS Administration Amendment Act 2002* amended the *ACIS Administration Act 1999* on 1 January 2001. The *ACIS Administration Amendment Act 2002* contains transitional provisions. However, those provisions are spent as they relate to amendments of the *ACIS Administration Act 1999*, which was repealed by the *Omnibus Repeal Day (Autumn 2014) Act 2014* on 17 October 2014. The *ACIS Administration Amendment Act 2002* does not contain any application, saving or other provisions with ongoing effect, so it is spent.

ACIS Administration Amendment Act 2003

37 The *ACIS Administration Amendment Act 2003* amended the *ACIS Administration Act 1999* on 14 April 2004. The *ACIS Administration Amendment Act 2003* contains application, saving and transitional provisions. However, they are spent as they relate to amendments of the *ACIS Administration Act 1999*, which was repealed by the *Omnibus Repeal Day (Autumn 2014) Act 2014* on 17 October 2014. The *ACIS Administration Amendment Act 2003* does not contain any other provisions with ongoing effect, so it is spent.

ACIS Administration Amendment Act 2009

38 The *ACIS Administration Amendment Act 2009* amended the *ACIS Administration Act 1999* and the *ACIS Administration Amendment Act 2003* on 1 January 2010. The *ACIS Administration Amendment Act 2009* contains application provisions. However, those provisions are spent as they relate to amendments of the *ACIS Administration Act 1999*, which was repealed by the *Omnibus Repeal Day (Autumn 2014) Act 2014* on 17 October 2014. The *ACIS Administration Amendment Act 2009* does not contain any saving, transitional or other provisions with ongoing effect, so it is spent.

ACIS Administration Amendment (Application) Act 2009

39 The *ACIS Administration Amendment (Application) Act 2009* amended the *ACIS Administration Amendment Act 2009* on 15 December 2009. The *ACIS Administration Amendment (Application) Act 2009* does not contain any application, saving, transitional or other provisions with ongoing effect, so it is spent.

ACIS Administration Amendment (Unearned Credit Liability) Act 2007

40 The *ACIS Administration Amendment (Unearned Credit Liability) Act 2007* amended the *ACIS Administration Act 1999* on 15 March 2007. The *ACIS Administration Amendment (Unearned Credit Liability) Act 2007* contains an application provision. However, that provision is spent as it relates to amendments of the *ACIS Administration Act 1999*, which was repealed by the *Omnibus Repeal Day (Autumn 2014) Act 2014* on 17 October 2014. The *ACIS Administration Amendment (Unearned Credit Liability) Act 2007* does not contain any saving, transitional or other provisions with ongoing effect, so it is spent.

Australian Industry Development Corporation Amendment Act 1980

41 The *Australian Industry Development Corporation Amendment Act 1980* amended the *Australian Industry Development Corporation Act 1970* on 13 September 1980. The *Australian Industry Development Corporation Amendment Act 1980* does not contain any application, saving, transitional or other provisions with ongoing effect, so it is spent.

Australian Industry Development Corporation Amendment Act 1992

42 The *Australian Industry Development Corporation Amendment Act 1992* amended the *Australian Industry Development Corporation Act 1970* on 8 January 1993. The *Australian Industry Development Corporation Amendment Act 1992* contains a saving provision. However, that provision is spent as it relates to amendments of the *Australian Industry Development Corporation Act 1970*, which was repealed by the *AIDC Sale Act 1997* on 22 April 2011. The *Australian Industry Development Corporation Amendment Act 1992* does not contain any application, transitional or other provisions with ongoing effect, so it is spent.

Australian Workforce and Productivity Agency Repeal Act 2014

43 The *Australian Workforce and Productivity Agency Repeal Act 2014* repealed the *Australian Workforce and Productivity Agency Act 2008* on 30 June 2014. The *Australian Workforce and Productivity Agency Repeal Act 2014* does not contain any application, saving, transitional or other provisions with ongoing effect, so it is spent.

Bounty Acts Amendment Act 1982

44 The *Bounty Acts Amendment Act 1982* amended the *Bounty (Drilling Bits) Act 1980* and the *Bounty (Non-adjustable Wrenches) Act 1981* on 1 January 1982. The *Bounty Acts Amendment Act 1982* does not contain any application, saving, transitional or other provisions with ongoing effect, so it is spent.

Bounty and Subsidy Legislation Amendment Act 1986

45 The *Bounty and Subsidy Legislation Amendment Act 1986* amended:

- (a) the *Bounty (Agricultural Tractors and Equipment) Act 1985* on 24 June 1986; and
- (b) the *Bounty (Commercial Motor Vehicles) Act 1978* on 24 June 1986; and
- (c) the *Bounty (Computers) Act 1984* on 6 July 1984, 24 June 1986, 1 July 1986; and

- (d) the *Bounty (High Alloy Steel Products) Act 1983* on 1 July 1985; and
- (e) the *Bounty (Metal Working Machines and Robots) Act 1985* on 1 July 1985 and 24 June 1986; and
- (f) the *Bounty (Ships) Act 1980* on 1 January 1986; and
- (g) the *Subsidy (Grain Harvesters and Equipment) Act 1985* on 22 July 1986.

46 The *Bounty and Subsidy Legislation Amendment Act 1986* does not contain any application, saving, transitional or other provisions with ongoing effect, so it is spent.

Bounty and Subsidy Legislation Amendment Act 1987

47 The *Bounty and Subsidy Legislation Amendment Act 1987* amended:

- (a) the *Bounty (Bed Sheeting) Act 1977* on 5 September 1986 and 1 July 1987; and
- (b) the *Bounty (Books) Act 1986* on 1 January 1987 and 5 June 1987; and
- (c) the *Bounty (Commercial Motor Vehicles) Act 1978* on 1 July 1987; and
- (d) the *Bounty (Computers) Act 1984* on 5 June 1987 and 5 July 1987; and
- (e) the *Bounty (High Alloy Steel Products) Act 1983* on 5 June 1987; and
- (f) the *Bounty (Injection-moulding Equipment) Act 1979* on 1 July 1987; and
- (g) the *Bounty (Printed Fabrics) Act 1981* on 5 June 1987; and
- (h) the *Bounty (Ship Repair) Act 1986* on 10 October 1986; and
- (i) the *Bounty (Textile Yarns) Act 1981* on 5 June 1987 and 5 July 1987; and
- (j) the *Fertilisers Subsidy Act 1986* on 20 August 1986; and
- (k) the *Subsidy (Cultivation Machines and Equipment) Act 1986* on 15 April 1985 and 5 June 1987.

48 The *Bounty and Subsidy Legislation Amendment Act 1987* contains application provisions. However, those provisions are spent as they relate to amendments of Acts that were repealed before 2007. The *Bounty and Subsidy Legislation Amendment Act 1987* does not contain any saving, transitional or other provisions with ongoing effect, so it is spent.

Bounty and Subsidy Legislation Amendment Act (No. 2) 1986

49 The *Bounty and Subsidy Legislation Amendment Act (No. 2) 1986* amended the *Bounty (Ships) Act 1980* on 2 December 1986. On 20 August 1986 and 30 December 1986 it amended 16 other, since repealed, Bounty and Subsidy Acts:

- (a) the *Subsidy (Grain Harvesters and Equipment) Act 1985* (repealed by the *Statute Law Revision Act 1996* on 25 October 1996); and

- (b) the *Bounty (Agricultural Tractors and Equipment) Act 1985*, the *Bounty (High Alloy Steel Products) Act 1983*, the *Bounty (Steel Mill Products) Act 1983*, the *Bounty (Berry Fruits) Act 1982*, the *Bounty (Injection-moulding Equipment) Act 1979*, the *Bounty (Paper) Act 1979*, the *Bounty (Commercial Motor Vehicles) Act 1978* and the *Bounty (Books) Act 1969* (repealed by the *Bounty Legislation Amendment Act 1990* on 16 June 1990); and
- (c) the *Bounty (Metal Working Machines and Robots) Act 1985*, the *Bounty (Computers) Act 1984*, the *Bounty (Textile Yarns) Act 1981*, the *Bounty (Printed Fabrics) Act 1981* and the *Bounty (Bed Sheeting) Act 1977* (repealed by the *Statute Law Revision Act 2006* on 23 March 2006); and
- (d) the *Bounty (Ships) Act 1980* (repealed by the *Customs, Excise and Bounty Legislation Amendment Act 1995* on 1 July 1995); and
- (e) the *Bounty (Penicillin) Act 1980* (repealed by the *Bounty and Subsidy Legislation Amendment Act 1988* on 11 May 1988).

50 The *Bounty and Subsidy Legislation Amendment Act (No. 2) 1986* contains an application provision, transitional provisions and an overpayments provision. However, those provisions are spent as they relate to amendments of Acts that were repealed before 2007. The *Bounty and Subsidy Legislation Amendment Act (No. 2) 1986* does not contain any provisions with ongoing effect, so it is spent.

Bounty and Subsidy Legislation Amendment Act (No. 2) 1988

51 The *Bounty and Subsidy Legislation Amendment Act (No. 2) 1988* amended:

- (a) the *Bounty (Bed Sheeting) Act 1977* on 1 November 1988; and
- (b) the *Bounty (Books) Act 1986* on 26 December 1988; and
- (c) the *Bounty (Printed Fabrics) Act 1981* on 26 December 1988 and 1 March 1989; and
- (d) the *Bounty (Textile Yarns) Act 1981* on 26 December 1988; and
- (e) the *Subsidy (Cultivation Machines and Equipment) Act 1986* on 1 January 1988.

52 The *Bounty and Subsidy Legislation Amendment Act (No. 2) 1988* also contains a validation provision. That provision is probably spent as it relates to the operation of the *Bounty (Ships) Act 1980* (repealed by the *Customs, Excise and Bounty Legislation Amendment Act 1995*). However, any ongoing effects are saved by item 2. The *Bounty and Subsidy Legislation Amendment Act (No. 2) 1988* does not contain any application, saving, transitional or other provisions with ongoing effect that have not been saved, so it is spent.

Bounty (Commercial Motor Vehicles) Amendment Act 1985

53 The *Bounty (Commercial Motor Vehicles) Amendment Act 1985* amended the *Bounty (Commercial Motor Vehicles) Act 1978* on 31 December 1984. The *Bounty (Commercial*

Motor Vehicles) Amendment Act 1985 does not contain any application, saving, transitional or other provisions with ongoing effect, so it is spent.

Bounty (Commercial Motor Vehicles) Amendment Act (No. 2) 1985

54 The *Bounty (Commercial Motor Vehicles) Amendment Act (No. 2) 1985* amended the *Bounty (Commercial Motor Vehicles) Act 1978* on 16 December 1985. The *Bounty (Commercial Motor Vehicles) Amendment Act (No. 2) 1985* contains application, saving and transitional provisions. However, those provisions are spent as they relate to amendments of the *Bounty (Commercial Motor Vehicles) Act 1978*, which was repealed by the *Bounty Legislation Amendment Act 1990* on 16 June 1990. The *Bounty (Commercial Motor Vehicles) Amendment Act (No. 2) 1985* does not contain any other provisions with ongoing effect, so it is spent.

Bounty (Injection-moulding Equipment) Amendment Act 1983

55 The *Bounty (Injection-moulding Equipment) Amendment Act 1983* amended the *Bounty (Injection-moulding Equipment) Act 1979* on 1 December 1983. The *Bounty (Injection-moulding Equipment) Amendment Act 1983* does not contain any application, saving, transitional or other provisions with ongoing effect, so it is spent.

Bounty (Injection-moulding Equipment) Amendment Act 1985

56 The *Bounty (Injection-moulding Equipment) Amendment Act 1985* amended the *Bounty (Injection-moulding Equipment) Act 1979* on 7 May 1985 and 23 November 1984. The *Bounty (Injection-moulding Equipment) Amendment Act 1985* contains a transitional provision. However, that provision is spent as it relates to amendments of the *Bounty (Injection-moulding Equipment) Act 1979*, which was repealed by the *Bounty Legislation Amendment Act 1990* on 16 June 1990. The *Bounty (Injection-moulding Equipment) Amendment Act 1985* does not contain any application, saving or other provisions with ongoing effect, so it is spent.

Bounty Legislation Amendment Act 1995

57 The *Bounty Legislation Amendment Act 1995* amended the *Bounty (Fuel Ethanol) Act 1994* on 1 July 1994 and the *Bounty (Computers) Act 1984* and the *Bounty (Machine Tools and Robots) Act 1985* on 16 December 1995. The *Bounty Legislation Amendment Act 1995* contains validation provisions which are spent (validation of bounty declarations) or saved (validity of acts relying on bounty declarations) under item 2. It also contains a provision taking account of payments made before the Act received the Royal Assent, which is spent as it relates to the operation of the *Bounty (Computers) Act 1984* and the *Bounty (Machine Tools and Robots) Act 1985*, which were repealed by the *Statute Law Revision Act 2006* on 23 March 2006. It also contains saving and transitional provisions, which are spent as they relate to the operation of the *Bounty (Fuel Ethanol) Act 1994*, which was repealed by the *Statute Law Revision Act 2006* on 23 March 2006. The *Bounty Legislation Amendment Act 1995* does not contain any application or other provisions with ongoing effect that have not been saved, so it is spent.

Customs Tariff (Coal Export Duty) Amendment Act 1987

58 The *Customs Tariff (Coal Export Duty) Amendment Act 1987* amended the *Customs Tariff (Coal Export Duty) Act 1975* on 16 May 1987. The *Customs Tariff (Coal Export Duty) Amendment Act 1987* contains a saving provision. However, that provision is spent as it relates to amendments of the *Customs Tariff (Coal Export Duty) Act 1975*, which was repealed by the *Coal Tariff Legislation Amendment Act 1992* on 1 July 1992. The *Customs Tariff (Coal Export Duty) Amendment Act 1987* does not contain any application, transitional or other provisions with ongoing effect, so it is spent.

Customs Tariff (Uranium Concentrate Export Duty) Amendment Act 1987

59 The *Customs Tariff (Uranium Concentrate Export Duty) Amendment Act 1987* amended the *Customs Tariff (Uranium Concentrate Export Duty) Act 1980* on 19 August 1986. The *Customs Tariff (Uranium Concentrate Export Duty) Amendment Act 1987* contains a saving provision. However, that provision is spent as it relates to amendments of the *Customs Tariff (Uranium Concentrate Export Duty) Act 1980*, which was repealed by the *Customs Tariff (Uranium Concentrate Export Duty) Act Repeal Act 1994* on 18 November 1994. The *Customs Tariff (Uranium Concentrate Export Duty) Amendment Act 1987* does not contain any application, transitional or other provisions with ongoing effect, so it is spent.

Customs Tariff (Uranium Concentrate Export Duty) Amendment Act 1989

60 The *Customs Tariff (Uranium Concentrate Export Duty) Amendment Act 1989* amended the *Customs Tariff (Uranium Concentrate Export Duty) Act 1980* on 23 August 1988. The *Customs Tariff (Uranium Concentrate Export Duty) Amendment Act 1989* contains a saving provision. However, that provision is spent as it relates to amendments of the *Customs Tariff (Uranium Concentrate Export Duty) Act 1980*, which was repealed by the *Customs Tariff (Uranium Concentrate Export Duty) Act Repeal Act 1994* on 18 November 1994. The *Customs Tariff (Uranium Concentrate Export Duty) Amendment Act 1989* does not contain any application, transitional or other provisions with ongoing effect, so it is spent.

Energy Efficiency Opportunities Amendment Act 2007

61 The *Energy Efficiency Opportunities Amendment Act 2007* amended the *Energy Efficiency Opportunities Act 2006* on 6 April 2006 and 30 March 2007. The *Energy Efficiency Opportunities Amendment Act 2007* contains provisions that validate and save regulations and assessment plans. Those provisions might have been saved under item 2. However, those provisions are spent as the regulations and assessment plans are no longer in force as they relate to amendments of the *Energy Efficiency Opportunities Act 2006*, which was repealed by the *Energy Efficiency Opportunities (Repeal) Act 2014* on 29 June 2015. The *Energy Efficiency Opportunities Amendment Act 2007* does not contain any application, transitional or other provisions with ongoing effect, so it is spent.

Energy Efficiency Opportunities (Repeal) Act 2014

62 The *Energy Efficiency Opportunities (Repeal) Act 2014* repealed the *Energy Efficiency Opportunities Act 2006* on 29 June 2014. The *Energy Efficiency Opportunities (Repeal) Act 2014* does not contain any application, saving, transitional or other provisions with ongoing effect, so it is spent.

Fertilizers (Subsidy) Amendment Act 1985

63 The *Fertilizers (Subsidy) Amendment Act 1985* amended the *Nitrogenous Fertilizers Subsidy Act 1966* and the *Phosphate Fertilizers Subsidy Act 1963* on 1 July 1985. The *Fertilizers (Subsidy) Amendment Act 1985* does not contain any application, saving, transitional or other provisions with ongoing effect, so it is spent.

Petroleum (Submerged Lands) Amendment Act 1980

64 The *Petroleum (Submerged Lands) Amendment Act 1980* amended the *Petroleum (Submerged Lands) Act 1967* and repealed the *Petroleum (Ashmore and Cartier Islands) Act 1967* on 14 February 1983. The *Petroleum (Submerged Lands) Amendment Act 1980* contains application, saving and transitional provisions. However, those provisions are spent as they relate to amendments of the *Petroleum (Submerged Lands) Act 1967*, which was repealed by the *Offshore Petroleum (Repeals and Consequential Amendments) Act 2006* on 1 July 2008. The *Petroleum (Submerged Lands) Amendment Act 1980* contains validation provisions, which have any remaining effects saved by item 2. The *Petroleum (Submerged Lands) Amendment Act 1980* does not contain any other provisions with ongoing effect that have not been saved, so it is spent.

Petroleum (Submerged Lands) Amendment Act 1991

65 The *Petroleum (Submerged Lands) Amendment Act 1991* amended the *Petroleum (Submerged Lands) Act 1967* on 25 June 1991. The *Petroleum (Submerged Lands) Amendment Act 1991* does not contain any application, saving, transitional or other provisions with ongoing effect, so it is spent.

Petroleum (Submerged Lands) Amendment Act 2002

66 The *Petroleum (Submerged Lands) Amendment Act 2002* amended the *Petroleum (Submerged Lands) Act 1967* on 31 October 2002. The *Petroleum (Submerged Lands) Amendment Act 2002* contains a transitional provision. However, that provision is spent as it relates to amendments of the *Petroleum (Submerged Lands) Act 1967*, which was repealed by the *Offshore Petroleum (Repeals and Consequential Amendments) Act 2006* on 1 July 2008. The *Petroleum (Submerged Lands) Amendment Act 2002* does not contain any application, saving or other provisions with ongoing effect, so it is spent.

Petroleum (Submerged Lands) Amendment Act 2003

67 The *Petroleum (Submerged Lands) Amendment Act 2003* amended the *Petroleum (Submerged Lands) Act 1967* on 4 December 2003, 1 January 2004, 4 June 2004 and 1 January 2005. The *Petroleum (Submerged Lands) Amendment Act 2003* contains transitional and application provisions. However, those provisions are spent as they relate to amendments of the *Petroleum (Submerged Lands) Act 1967*, which was repealed by the *Offshore Petroleum (Repeals and Consequential Amendments) Act 2006* on 1 July 2008. The *Petroleum (Submerged Lands) Amendment Act 2003* does not contain any saving or other provisions with ongoing effect, so it is spent.

Petroleum (Submerged Lands) (Exploration Permit Fees) Amendment Act 1980

68 The *Petroleum (Submerged Lands) (Exploration Permit Fees) Amendment Act 1980* amended the *Petroleum (Submerged Lands) (Exploration Permit Fees) Act 1967* on 14

February 1983. The *Petroleum (Submerged Lands) (Exploration Permit Fees) Amendment Act 1980* contains an application provision. However, that provision is spent as it relates to amendments of the *Petroleum (Submerged Lands) (Exploration Permit Fees) Act 1967*, which was repealed by the *Petroleum (Submerged Lands) Legislation Amendment Act 1994* on 1 July 1994. The *Petroleum (Submerged Lands) (Exploration Permit Fees) Amendment Act 1980* does not contain any transitional, saving or other provisions with ongoing effect, so it is spent.

Petroleum (Submerged Lands) Legislation Amendment Act 1987

69 The *Petroleum (Submerged Lands) Legislation Amendment Act 1987* amended the *Petroleum (Submerged Lands) Act 1967*, the *Petroleum (Submerged Lands) (Registration of Fees) Act 1967* and the *Petroleum (Submerged Lands) (Cash Bidding) Amendment Act 1985* on 13 November 1987 and the *Petroleum (Submerged Lands) Act 1967* on 1 January 1988. The *Petroleum (Submerged Lands) Legislation Amendment Act 1987* contains saving and transitional provisions. However, those provisions are spent as they relate to amendments of the *Petroleum (Submerged Lands) Act 1967*, which was repealed by the *Offshore Petroleum (Repeals and Consequential Amendments) Act 2006* on 1 July 2008. The *Petroleum (Submerged Lands) Legislation Amendment Act 1987* does not contain any application or other provisions with ongoing effect, so it is spent.

Petroleum (Submerged Lands) Legislation Amendment Act (No. 1) 2000

70 The *Petroleum (Submerged Lands) Legislation Amendment Act (No. 1) 2000* amended the *Petroleum (Submerged Lands) Fees Act 1994* on 7 March 2000 and the *Petroleum (Submerged Lands) Act 1967* on 7 March 2000 and 7 September 2000. The *Petroleum (Submerged Lands) Legislation Amendment Act (No. 1) 2000* contains saving provisions and an application provision. However, those provisions are spent as they relate to amendments of the *Petroleum (Submerged Lands) Act 1967*, which was repealed by the *Offshore Petroleum (Repeals and Consequential Amendments) Act 2006* on 1 July 2008. The *Petroleum (Submerged Lands) Legislation Amendment Act (No. 1) 2000* does not contain any transitional or other provisions with ongoing effect, so it is spent.

Petroleum (Submerged Lands) Legislation Amendment Act (No. 2) 2000

71 The *Petroleum (Submerged Lands) Legislation Amendment Act (No. 2) 2000* amended the *Petroleum (Submerged Lands) Act 1967* on 27 June 2000. The *Petroleum (Submerged Lands) Legislation Amendment Act (No. 2) 2000* does not contain any application, saving, transitional or other provisions with ongoing effect, so it is spent.

Petroleum (Submerged Lands) (Pipeline Licence Fees) Amendment Act 1980

72 The *Petroleum (Submerged Lands) (Pipeline Licence Fees) Amendment Act 1980* amended the *Petroleum (Submerged Lands) (Pipeline Licence Fees) Act 1967* on 14 February 1983. The *Petroleum (Submerged Lands) (Pipeline Licence Fees) Amendment Act 1980* contains an application provision. However, that provision is spent as it relates to amendments of the *Petroleum (Submerged Lands) (Pipeline Licence Fees) Act 1967*, which was repealed by the *Petroleum (Submerged Lands) Legislation Amendment Act 1994* on 1 July 1994. The *Petroleum (Submerged Lands) (Pipeline Licence Fees) Amendment Act 1980* does not contain any transitional, saving or other provisions with ongoing effect, so it is spent.

Petroleum (Submerged Lands) (Production Licence Fees) Amendment Act 1980

73 The *Petroleum (Submerged Lands) (Production Licence Fees) Amendment Act 1980* amended the *Petroleum (Submerged Lands) (Production Licence Fees) Act 1967* on 14 February 1983. The *Petroleum (Submerged Lands) (Production Licence Fees) Amendment Act 1980* contains an application provision. However, that provision is spent as it relates to amendments of the *Petroleum (Submerged Lands) (Production Licence Fees) Act 1967*, which was repealed by the *Petroleum (Submerged Lands) Legislation Amendment Act 1994* on 1 July 1994. The *Petroleum (Submerged Lands) (Production Licence Fees) Amendment Act 1980* does not contain any transitional, saving or other provisions with ongoing effect, so it is spent.

Petroleum (Submerged Lands) (Registration Fees) Amendment Act 1980

74 The *Petroleum (Submerged Lands) (Registration Fees) Amendment Act 1980* amended the *Petroleum (Submerged Lands) (Registration Fees) Act 1967* on 14 February 1983. The *Petroleum (Submerged Lands) (Registration Fees) Amendment Act 1980* contains an application provision. However, that provision is spent as it relates to amendments of the *Petroleum (Submerged Lands) (Registration Fees) Act 1967*, which was repealed by the *Offshore Petroleum (Repeals and Consequential Amendments) Act 2006* on 1 July 2008. The *Petroleum (Submerged Lands) (Registration Fees) Amendment Act 1980* does not contain any transitional, saving or other provisions with ongoing effect, so it is spent.

Petroleum (Submerged Lands) (Registration Fees) Amendment Act 2001

75 The *Petroleum (Submerged Lands) (Registration Fees) Amendment Act 2001* amended the *Petroleum (Submerged Lands) (Registration Fees) Act 1967* on 26 May 2001. The *Petroleum (Submerged Lands) (Registration Fees) Amendment Act 2001* contains a transitional provision. However, that provision is spent as it relates to amendments of the *Petroleum (Submerged Lands) (Registration Fees) Act 1967*, which was repealed by the *Offshore Petroleum (Repeals and Consequential Amendments) Act 2006* on 1 July 2008. The *Petroleum (Submerged Lands) (Registration Fees) Amendment Act 2001* does not contain any application, saving or other provisions with ongoing effect, so it is spent.

Petroleum (Submerged Lands) (Royalty) Amendment Act 1980

76 The *Petroleum (Submerged Lands) (Royalty) Amendment Act 1980* amended the *Petroleum (Submerged Lands) (Royalty) Act 1967* on 14 February 1983. The *Petroleum (Submerged Lands) (Royalty) Amendment Act 1980* contains a saving provision and application provisions. However, those provisions are spent as they relate to amendments of the *Petroleum (Submerged Lands) (Royalty) Act 1967*, which was repealed by the *Offshore Petroleum (Repeals and Consequential Amendments) Act 2006* on 1 July 2008. The *Petroleum (Submerged Lands) (Royalty) Amendment Act 1980* does not contain any transitional or other provisions with ongoing effect, so it is spent.

States Grants (Petroleum Products) Amendment Act 1978

77 The *States Grants (Petroleum Products) Amendment Act 1978* amended the *States Grants (Petroleum Products) Act 1965* on 14 April 1978. The *States Grants (Petroleum Products) Amendment Act 1978* does not contain any application, saving, transitional or other provisions with ongoing effect, so it is spent.

Textiles, Clothing and Footwear Development Authority Amendment Act 1991

78 The *Textiles, Clothing and Footwear Development Authority Amendment Act 1991* amended the *Textiles, Clothing and Footwear Development Authority Act 1988* on 9 March 1990 and 1 July 1991. The *Textiles, Clothing and Footwear Development Authority Amendment Act 1991* does not contain any application, saving, transitional or other provisions with ongoing effect, so it is spent.