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2004-2005 {Session}

{Normal}

The Parliament of the {Normal}

Commonwealth of Australia {Normal}

{Normal}

HOUSE OF REPRESENTATIVES/THE SENATE {House}

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*Presented and read a first time* {Reading}

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**DRAFT-IN-CONFIDENCE**.. {Normal}

**This draft is supplied in confidence and should be given appropriate protection.**... {Normal}

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**Sample New Principal Bill 2005** {ShortT}

{Normal}

**No. ...., 2005** {Actno}

{Normal}

*(Attorney-General)* {Portfolio}

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**A Bill for an Act to show the correct formatting of new Bills for editorial checking, and for related**

**purposes** {LongT}

.. {Header}

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**DRAFT-IN-CONFIDENCE** {Normal}  
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<b>OPC drafter to complete</b> {Blocks,bb}	{Blocks,bb}
1. Does this Bill need a message? (See H of R Practice, fifth ed, pp409-414, and OGC advice.) {Blocks,bb} If yes: {Blocks,bb} <ul style="list-style-type: none"> <li>List relevant clauses/items— {Blocks,bb}</li> <li>Prepare message advice (see Drafting Direction 4.9) {Blocks,bb}</li> <li>Give a copy of the message advice to the Legislation area. {Blocks,bb}</li> </ul>	No {Blocks,bb}
2. Does this Bill need a notice? (See H of R Standing Order 178 and Drafting Direction 3.2.) {Blocks,bb} If no list relevant clauses/items— {Blocks,bb}	Yes {Blocks,bb}
3. Is there any constitutional reason why this Bill should not be introduced in the Senate? {Blocks,bb} (See Constitution sections 53 and 55 and Drafting Direction 3.2) {Blocks,bb}	No {Blocks,bb}

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**A Bill for an Act to show the correct formatting of new Bills for editorial checking, and for related purposes** {LongT}

The Parliament of Australia enacts: {Normal}

1 **Chapter 1—Introduction**{ActHead 1,c}

2 *[Note: The new Bill template does not include text for Chapter headings*  
3 *because they are not often used..]*{note(draft),nd}

4 **Part 1—Preliminary**{ActHead 2,p}  
5 ..{Header}

6 **^1·Short title**{ActHead 5,s}

7 > >This Act may be cited as the *Sample New Principal Act*  
8 *2005*.{subsection,ss}

9 **^2·Commencement**{ActHead 5,s}

10 >(1) >Each provision of this Act specified in column 1 of the table  
11 commences, or is taken to have commenced, in accordance with  
12 column 2 of the table. Any other statement in column 2 has effect  
13 according to its terms.{subsection,ss}

14 {Tabletext,tt}

---

**Commencement information** {Tabletext,tt}

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<b>Column 1</b> {Tabletext,tt}	<b>Column 2</b> {Tabletext,tt}	<b>Column 3</b> {Tabletext,tt}
<b>Provision(s)</b> {Tabletext,tt}	<b>Commencement</b> {Tabletext,tt}	<b>Date/Details</b> {Tabletext,tt}

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1·Chapters 1 and 2 and anything in this Act not elsewhere covered by this table {Tabletext,tt}	The day on which this Act receives the Royal Assent. {Tabletext,tt}	{Tabletext,tt}
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2·Schedule 1 {Tabletext,tt}	The later of: (a) the start of the 28th day after the day on which this Act receives the Royal Assent; and (b) immediately after the commencement of Schedule 1B to the <i>Workplace Relations Act 1996</i> . {Table(a),ta}	{Tabletext,tt}
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<b>Commencement information</b> {Tabletext,tt}		
<b>Column 1</b> {Tabletext,tt}	<b>Column 2</b> {Tabletext,tt}	<b>Column 3</b> {Tabletext,tt}
<b>Provision(s)</b> {Tabletext,tt}	<b>Commencement</b> {Tabletext,tt}	<b>Date/Details</b> {Tabletext,tt}
3..Schedule 2 {Tabletext,tt}	A single day to be fixed by Proclamation.¶ {Tabletext,tt} However, if any of the provision(s) do not commence within the period of 6 months beginning on the day on which this Act receives the Royal Assent, they commence on the first day after the end of that period. {Tabletext,tt}	{Tabletext,tt}
4..Schedule 3, Part 1 {Tabletext,tt}	1 July 2003. {Tabletext,tt}	1 July 2003 {Tabletext,tt}
5..Schedule 3, Parts 2 and 3 {Tabletext,tt}	The day after this Act receives the Royal Assent. {Tabletext,tt}	{Tabletext,tt}

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1 Note: >This table relates only to the provisions of this Act as originally  
2 passed by the Parliament and assented to. It will not be expanded to  
3 deal with provisions inserted in this Act after assent.¶{note(text),n}

4 >(2) >Column 3 of the table contains additional information that is not  
5 part of this Act. Information in this column may be added to or  
6 edited in any published version of this Act.¶{subsection,ss}

### 7 **^3..Schedule(s)**¶{ActHead 5,s}

8 > >Each Act that is specified in a Schedule to this Act is amended or  
9 repealed as set out in the applicable items in the Schedule, and any  
10 other item in the Schedule has effect according to its  
11 terms.¶{subsection,ss}

### 12 **^4..Definitions**¶{ ActHead 5,s}

13 > >In this Act:¶{subsection,ss}

14 **ADJR Act** means the *Administrative Decisions (Judicial Review)*  
15 *Act 1977*.¶{Definition,dd}

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Section ^5

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1 **commencing day** means the day on which this Act  
2 commences.¶{Definition,dd}

3 **Corporations Law of the Capital Territory** means the Corporations  
4 Law of the Australian Capital Territory and the Jervis Bay  
5 Territory.¶{Definition,dd}

6 **enabling legislation**, in relation to a legislative instrument, means  
7 the Act or legislative instrument, or the part of an Act or of a  
8 legislative instrument, that authorises the making of the legislative  
9 instrument concerned.¶{Definition,dd}

10 **explanatory statement**, in relation to a legislative instrument,  
11 means the statement prepared by the rule-maker in accordance with  
12 the requirements of section ^9.¶{Definition,dd}

13 **^5•Definition of legislative instrument**¶{ActHead 5,s}

14 >(1) >Subject to subsection (4) and to section ^7, a **legislative**  
15 **instrument** is an instrument in writing:¶{subsection,ss}

16 >(a) >that is of a legislative character; and¶{paragraph,a}

17 >(b) >that is or was made in the exercise of a power delegated by  
18 the Parliament.¶{paragraph,a}

19 >(2) >Without limiting the generality of subsection (1), an instrument is  
20 taken to be of a legislative character if:¶{subsection,ss}

21 >(a) >it determines the law or alters the content of the law, rather  
22 than applying the law in a particular case; and¶{paragraph,a}

23 >(b) >it has:¶{paragraph,a}

24 >(i) >the direct effect; or¶{paragraph(sub),aa}

25 >(ii) >the indirect effect;¶{paragraph(sub),aa}

26 > >of affecting a privilege or interest, imposing an obligation,  
27 creating a right, or varying or removing an obligation or  
28 right.¶{paragraph,a}

29 >(3) >Without limiting the generality of subsection (1), each of the  
30 following instruments is, subject to subsection (4) and to section  
31 ^7, a legislative instrument:¶{subsection,ss}

32 >(a) >an instrument:¶{paragraph,a}



- 1 >(i) >made in the exercise of a power delegated by the  
2 Parliament before, on or after the commencing day;  
3 and¶{paragraph(sub),aa}
- 4 >(ii) >described as a regulation by the enabling  
5 legislation;¶{paragraph(sub),aa}
- 6 >(b) >an instrument, other than a regulation:¶{paragraph,a}
- 7 >(i) >made in the exercise of a power delegated by the  
8 Parliament before the commencing day;  
9 and¶{paragraph(sub),aa}
- 10 >(ii) >required to be printed and sold as a statutory rule under  
11 subsection 5(1) of the *Statutory Rules Publication Act*  
12 *1903* as in force at any time before the commencing  
13 day;¶{paragraph(sub),aa}
- 14 >(c) >an instrument made in the exercise of a power delegated by  
15 the Parliament before the commencing day and, in  
16 accordance with a provision of the enabling  
17 legislation:¶{paragraph,a}
- 18 >(i) >declared to be a disallowable instrument for the  
19 purposes of section 46A of the *Acts Interpretation Act*  
20 *1901* as in force at any time before the commencing  
21 day; or¶{paragraph(sub),aa}
- 22 >(ii) >otherwise able to be disallowed under Part XII of the  
23 *Acts Interpretation Act 1901* as in force at any time  
24 before the commencing day;¶{paragraph(sub),aa}
- 25 >(d) >a Proclamation made under enabling  
26 legislation;¶{paragraph,a}
- 27 whether the instrument is made before, on or after the commencing  
28 day.¶{subsection2,ss2}
- 29 >(4) >If:¶{subsection,ss}
- 30 >(a) >the making of an instrument is authorised before the  
31 commencing day; and¶{paragraph,a}
- 32 >(b) >the instrument is of a kind included in the table set out in  
33 Schedule 1 or is not otherwise a legislative instrument;  
34 and¶{paragraph,a}
- 35 >(c) >the instrument is required:¶{paragraph,a}
- 36 >(i) >to have its text, or particulars of its making, published  
37 in the *Gazette*; or¶{paragraph(sub),aa}
-

Section ^6

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1 >(ii) >to be laid before either or both of the Houses of the  
2 Parliament without provision for its  
3 disallowance;¶{paragraph(sub),aa}  
4 that requirement is unaffected by this legislation whether the  
5 instrument is made before, on or after the commencing  
6 day.¶{subsection2,ss2}

7 **^6•Rules of court are not legislative instruments**¶{ActHead 5,s}

8 > >Rules of court for the High Court, the Federal Court of Australia,  
9 the Family Court of Australia and the Industrial Relations Court of  
10 Australia are not legislative instruments for the purposes of this  
11 Act.¶{subsection,ss}  
12

1 ¶{PageBreak,pb}

2 **Part 2—The responsibilities of the Principal**  
3 **Legislative Counsel**¶{ActHead 2,p}

4 ..¶{Header}

5 **^7·The Principal Legislative Counsel**¶{ActHead 5,s}

6 > >An officer of the Senior Executive Service in the Department is to  
7 be designated by the Secretary of the Department to be the  
8 Principal Legislative Counsel.¶{subsection,ss}

9 **^8·Responsibilities of the Principal Legislative Counsel**¶{ActHead 5,s}

- 10 > >The Principal Legislative Counsel is responsible for the  
11 following:¶{subsection,ss}
- 12 >(a) >ensuring that all legislative instruments are of a high  
13 standard;¶{paragraph,a}
  - 14 >(b) >maintaining the Register;¶{paragraph,a}
  - 15 >(c) >maintaining a database of all electronic copies given to the  
16 Principal Legislative Counsel under Part 4;¶{paragraph,a}
  - 17 >(d) >ensuring that all original legislative instruments lodged with  
18 the Principal Legislative Counsel under Part 4 (other than  
19 instruments made or approved by the Governor-General) are  
20 retained and, as necessary, transferred to the Australian  
21 Archives for storage;¶{paragraph,a}
  - 22 >(e) >delivering to each House of the Parliament copies of all  
23 legislative instruments for which, in accordance with Part 5,  
24 Parliamentary scrutiny is required.¶{paragraph,a}
  - 25

**Chapter 2** The Federal Register of Legislative Instruments

**Part 1** Establishment of the Register

**Division 1**

Preliminary{ActHead 3,d}

Section ^9

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1 ¶{PageBreak,pb}

2 **Chapter 2—The Federal Register of**

3 **Legislative Instruments**¶{ActHead 1,c}

4 **Part 1—Establishment of the Register**¶{ActHead 2,p}

5 **Division 1—Preliminary**¶{ActHead 3,d}

6 **^9··The purpose of the Part**¶{ActHead 5,s}

7 > >The purpose of this Part is to establish the Federal Register of  
8 Legislative Instruments and to set out the circumstances in which  
9 documents are required to be entered on the Register, the  
10 procedures for entering those documents and the consequences of  
11 failing to enter those documents.¶{subsection,ss}  
12

1 ¶{PageBreak,pb}

2 **Division 2—The Register**¶{ActHead 3,d}

3 **Subdivision A—Federal Register**¶{ActHead 4,sd}

4 **^10·Federal Register of Legislative Instruments**¶{ActHead 5,s}

5 >(1) >There is to be kept in the Department, under the control of the  
6 Principal Legislative Counsel, a register of legislative instruments  
7 to be known as the Federal Register of Legislative  
8 Instruments.¶{subsection,ss}

9 >(2) >The Register is to be divided into 4 parts, Part A, Part B, Part C  
10 and the Index to the Register.¶{subsection,ss}

11 >(3) >Parts A, B and C consist respectively of scanned images of  
12 documents entered on the Register in accordance with the  
13 requirements of Divisions 3, 4 and 5.¶{subsection,ss}

14 >(4) >The Index is an index to the material contained in Parts A, B and  
15 C prepared in accordance with Division 6.¶{subsection,ss}

16 **Subdivision B—Register to be kept by computer**¶{ActHead 4,sd}

17 **^11·Register to be kept by computer**¶{ActHead 5,s}

18 >(1) >The Register is to be kept by use of a computer as provided by the  
19 regulations.¶{subsection,ss}

20 >(2) >The regulations may provide for the manner in which the Register  
21 is to be kept including, but without limiting the generality of  
22 subsection (1), the manner of:¶{subsection,ss}

23 >(a) >recording information required to be kept on the Register  
24 (whether by electronic scanning of documents or otherwise);  
25 and¶{paragraph,a}

26 >(b) >altering entries on the Register.¶{paragraph,a}

27

Section ^12

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1 ¶{PageBreak,pb}

2 **Part 2—Corporations law**¶{ActHead 2,p}  
3 ..¶{Header}

4 **^12··This Act applies to legislative instruments relating to**  
5 **corporations**¶{ActHead 5,s}

6 > >Despite section 9 of the *Corporations Act 1989*, this Act applies  
7 in relation to:¶{subsection,ss}

8 >(a) >legislative instruments that are reserved laws;  
9 and¶{paragraph,a}

10 >(b) >legislative instruments for which the enabling legislation is  
11 a reserved law.¶{paragraph,a}

12 For this purpose, **reserved law** has the meaning given by section 9  
13 of the *Corporations Act 1989*.¶{subsection2,ss2}

14 **^13··Number of volumes in the *Corporations Act 2001***¶{ActHead 5,s}

15 > >The number of volumes in the *Corporations Act 2001* is worked  
16 out using the following formula:¶{subsection,ss}

17 
$$\text{Hours worked by drafters} \times \frac{\text{Number of pages in the Act}}{365} - \text{Tedium factor} \quad \{ \text{Formula} \}$$

18 where:¶{subsection2,ss2}

19 **hours worked by drafters** has the same meaning as in the  
20 *Parliamentary Counsel Act 1970*.¶{Definition,dd}

21 **tedium factor** has the same meaning as in the *Parliamentary*  
22 *Counsel Act 1970*.¶{Definition,dd}

1 ¶{Normal}

2 **Schedule 1—Parliamentary Joint Committee**  
3 **on Legislative Instruments**¶{ActHead 1,c}

4 Note: >See section 107.¶{note(margin),nm}

5 *[Note: This is an example of a non-amending Schedule with clauses. If*  
6 *there is a non-amending Schedule to a Bill for a new principal Act,*  
7 *there must be a section break just before the first such Schedule. Use*  
8 *the Alt-X macro.]*¶{note(draft),nd}

9 **Part 1—Definitions**¶{ActHead 2,p}  
10 ..¶{Header}

11 **1•Definitions**¶{ActHead 5,s}

12 > >In this Schedule:¶{subsection,ss}

13 **Chair** means the Chair of the Committee.¶{Definition,dd}

14 **member** means a member of the Committee, and includes the  
15 Chair.¶{Definition,dd}  
16

Clause 2

---

1 ¶{PageBreak,pb}

2 **Part 2—Procedure**¶{ActHead 2,p}  
3 ..¶{Header}

4 **2•Committee must not require sensitive information to be**  
5 **disclosed**¶{ActHead 5,s}

6 > >The Committee must not require a person or body to disclose  
7 sensitive information to the Committee.¶{subsection,ss}

8 Example: >These cases of sensitive information use the note(para),na  
9 style:¶{note(text),n}

10 (a) >note (and example) paragraphs such as these don't line up  
11 properly if you use Alt-Q to put in the paragraph numbers,  
12 because there should be no tab before the paragraph  
13 letter;¶{note(para),na}

14 (b) >the same style is also used for notes to paragraphs—see  
15 paragraph 3(3)(b) of this Schedule.¶{note(para),na}

16 **3•Penalty for disclosure**¶{ActHead 5,s}

17 >(1) >A person commits an offence if they contravene clause  
18 2.¶{subsection,ss}

19 Penalty: >10 penalty units.¶{Penalty}

20 >(2) >A reference in subclause (1) to a contravention must be proven in  
21 a court of competent jurisdiction.¶{subsection,ss}

22 >(3) >The matter may be heard in any of the following  
23 courts:¶{subsection,ss}

24 >(a) >the Federal Court;¶{paragraph,a}

25 >(b) >the Family Court;¶{paragraph,a}

26 Note: >For references to the Family Court, see Part 1 of the *Family*  
27 *Law Act 1975*.¶{note(para),na}

28 >(c) >the High Court.¶{paragraph,a}



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¶{Normal}  
**Schedule 2—Instruments that are not legislative instruments**¶{ActHead 1,c}

Note: >See section 107.¶{note(margin),nm}  
 ..¶{Header}

*[Note: This is an example of a non-amending Schedule without clauses. Because there are no clauses, it requires only one blank header (or none if the Schedule has Parts). As this Schedule follows another non-amending Schedule of a different type, the two Schedules are separated by a section break (Alt-X). Two or more Schedules of the same type should be separated by page breaks (Alt-P) rather than by section breaks.]* ¶{note(draft),nd}

<b>Instruments that are not legislative instruments</b> .....{Tabletext,tt}	
<b>Item</b> .....{Tabletext,tt}	<b>Particulars of instrument</b> .....{Tabletext,tt}
1.....{Tabletext,tt}	Instruments relating to aviation security:.. ¶ {Tabletext,tt} (a) under Part 3 of the <i>Air Navigation Act 1920</i> ; or.. ¶ {Table(a),ta} (b) under Part XVIA of the <i>Air Navigation Regulations</i> under that Act.....{Table(a),ta}
2.....{Tabletext,tt}	Orders and instructions under section 14 of the <i>Australian Federal Police Act 1979</i> .....{Tabletext,tt}
3.....{Tabletext,tt}	Guidelines under section 8A of the <i>Australian Security Intelligence Organization Act 1979</i> .....{Tabletext,tt}
4.....{Tabletext,tt}	By-laws under section 271 of the <i>Customs Act 1901</i> that describe or define goods for the purposes of item 43, 45, 46, 47, 52, 55, 56, 57 or 60 of Schedule 4 to the <i>Customs Tariff Act 1995</i> .....{Tabletext,tt}
5.....{Tabletext,tt}	Determinations made under section 273 of the <i>Customs Act 1901</i> .....{Tabletext,tt}
6.....{Tabletext,tt}	Instructions under section 9A of the <i>Defence Act 1903</i> .....{Tabletext,tt}
7.....{Tabletext,tt}	Awards and agreements under the <i>Industrial Relations Act 1988</i> .....{Tabletext,tt}

**Schedule 2** Instruments that are not legislative instruments

---

<b>Instruments that are not legislative instruments</b>	
<b>Item</b>	<b>Particulars of instrument</b>
8	Standards under the National Food Authority Act 1991 in force at any time during the 6 years starting on the commencing day

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¶{Normal}

## Schedule 3—Amendment and repeal of other legislation¶{ActHead 6,as}

### Part 1—Amendments¶{ActHead 7,ap}

*[Note: This is an example of an amending Schedule. It follows a section break (Alt-X) because it is a different type of Schedule from Schedule 2.*

*Note also that the inclusion of an amending Schedule in a Bill for a new principal Act requires FPC’s permission (see paragraph 16 of the Amending Forms Manual, about consequential amendments arising from new principal Acts).]*¶{note(draft),nd}

### *Acts Interpretation Act 1901*¶{ActHead 9,aat}

#### 1--Subsection 4(6)¶{ItemHead,ih}

Repeal the subsection, substitute:¶{Item,i}

>(6) >In the application of this section to an instrument of a legislative character (including such an instrument made by virtue of this section):¶{subsection,ss}

>(a) >references in this section to the enactment of an Act are to be read as references to the making of such an instrument; and¶{paragraph,a}

>(b) >references in this section to an Act other than the Act concerned are to be read as references to instruments of a legislative character.¶{paragraph,a}

Note: >Notes to sections, subsections, clauses and subclauses must be in note,n style.¶{note(text),n}

#### 2--Section 17 (definition of *Proclamation*)¶{ItemHead,ih}

Omit “published in the *Gazette*”, substitute “that is published in the *Gazette* or entered on the Federal Register of Legislative Instruments established under the *Legislative Instruments Act 1996*”.¶{Item,i}

#### 3--Subsection 21(3)¶{ItemHead,ih}

---

1 Repeal the subsection.¶{Item,i}

2 Note 1: >The heading to section 21 is altered by adding at the end “**and registration**  
3 **etc.**”.¶{note(margin),nm}

4 Note 2: >The following heading to subsection 21(5) is inserted “*Use of electronic*  
5 *equipment*”.¶{note(margin),nm}

6 **4·Part XI (heading)**¶{ItemHead,ih}

7 Repeal the heading, substitute:¶{Item,i}

8 **Part XI—Non-legislative instruments and**  
9 **resolutions**¶{ActHead 2,p}

10 ***Amendments Incorporation Act 1905***¶{ActHead 9,aat}

11 **5·At the end of the Act**¶{ItemHead,ih}

12 Add:¶{Item,i}

13 **14·Incorporation of amendments in reprints of legislative**  
14 **instruments**¶{ActHead 5,s}

15 >(1) >If the Government Printer reprints a legislative instrument that  
16 has been amended at any time, the instrument must be reprinted as  
17 amended by:¶{subsection,ss}

18 >(a) >any repeal or omission of words or figures;  
19 and¶{paragraph,a}

20 >(b) >any substitution of words or figures for any repealed or  
21 omitted words or figures; and¶{paragraph,a}

22 >(c) >any insertion of words or figures.¶{paragraph,a}

23 ***Meaning of amended instrument***¶{SubsectionHead,ssh}

24 >(2) >Subject to subsection (1), an ***amended instrument*** is a legislative  
25 instrument that prescribes a method of citing another legislative  
26 instrument. The instrument is taken to be amended by omitting the  
27 citation of the amended instrument and substituting the prescribed  
28 method of citation.¶{subsection,ss}

1 ***Family Law Amendment Act 2001***{ActHead 9,aat}

2 **6--Item 16 of Schedule 2**{ItemHead,ih}

3 Repeal the item, substitute:{Item,i}

4 **16--After section 26D**{Special ih}

5 Insert:{Item,i}

6 **26E--Application of *Legislative Instruments Act 1996***{ActHead 5,s}

7 > >The *Legislative Instruments Act 1996* (other than sections 5 and 8,  
8 paragraph 15(a) and section 16 of that Act) applies in relation to  
9 Rules of Court made under sections 26B and 26C of this  
10 Act:{subsection,ss}

11 >(a) >as if a reference to a legislative instrument were a reference  
12 to a Rule of Court; and{paragraph,a}

13 >(b) >as if a reference to a rule-maker were a reference to the  
14 Chief Justice acting on behalf of the Judges;  
15 and{paragraph,a}

16 >(c) >subject to such further modifications or adaptations as are  
17 provided for in regulations made under paragraph 125(1)(bb)  
18 of this Act.{paragraph,a}

19 ***Legislative Instruments Act 2003***{ActHead 9,aat}

20 **7--Subclause 23(6) of Schedule 1**{ItemHead,ih}

21 Repeal the subclause.{Item,i}

22

**Schedule 3** Amendment and repeal of other legislation  
**Part 2** Repeal

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1 ¶{{PageBreak,pb}}

2 **Part 2—Repeal**¶{{ActHead 7,ap}}

3 ***Statutory Rules Publication Act 1903***¶{{ActHead 9,aat}}

4 **8..The whole of the Act**¶{{ItemHead,ih}}

5 Repeal the Act.¶{{Item,i}}

6 *[Note: A repeal of an Act must be in a separate Schedule or Schedule*  
7 *Part.]*¶{{note(draft),nd}}

8

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### Part 3—Application, saving and transitional provisions¶{ActHead 7,ap}

#### 9--Definitions¶{ItemHead,ih}

In this Part:¶{Item,i}

*commencement day* means the day on which this Act receives the Royal Assent.¶{Item,i}

*legislative instrument* has the meaning given by section 5.¶{Item,i}

*Principal Act* means the *Acts Interpretation Act 1901*.¶{Item,i}

#### 10--Application provision¶{ItemHead,ih}

The amendments made by items 1 to 5 apply in respect of legislative instruments made on or before the commencement day.¶{Item,i}

#### 11--Saving provision¶{ItemHead,ih}

Despite:¶{Item,i}

>(a) >the amendment of subsection 4(6) of the Principal Act by item 1; and¶{paragraph,a}

>(b) >the repeal of subsection 21(3) of the Principal Act by item 3;¶{paragraph,a}

the Principal Act continues to have effect, until after the commencement day, as if that amendment and that repeal had not been made.¶{Item,i}

#### 12--Regulations¶{ItemHead,ih}

(1) >The Governor-General may make regulations prescribing matters:¶{Subitem,iss}

>(a) >required or permitted by this Act to be prescribed; or¶{paragraph,a}

>(b) >necessary or convenient to be prescribed for carrying out or giving effect to this Act.¶{paragraph,a}

(2) >In particular, regulations may be made prescribing matters of a transitional nature (including prescribing any saving or application

**Schedule 3** Amendment and repeal of other legislation  
**Part 3** Application, saving and transitional provisions

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- 1 provisions) relating to the amendments or repeals made by this
- 2 Act.¶{{Subitem,iss}}
- 3 Note: >Notes in non-amending items must be in note margin,nm style.



1 ***This section break must remain as the last thing in this document***{Normal}  
2 ***Do not delete this section break***{Normal}  
3 ***Delete this text before sending Bill to Canprint***{Normal}  
4 ¶{Tabletext,tt}  
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