



## TASMANIA

---

**STATUTE LAW REVISION ACT 1991**

---

**No. 46 of 1991**

---

**TABLE OF PROVISIONS**

1. Short title
  2. Commencement
  3. Acts repealed
  4. Acts amended
  5. Regulations rescinded
  6. Savings provisions
  7. Administration of Act
- Schedule 1—Acts repealed
- Schedule 2—Acts amended
- Schedule 3—Acts amended
- Schedule 4—Regulations rescinded





## STATUTE LAW REVISION ACT 1991

---

No. 46 of 1991

---

AN ACT to revise the statute law of the State by repealing spent legislation, correcting errors and altering out-of-date references

[Royal Assent 18 December 1991]

**B**E it enacted by His Excellency the Governor of Tasmania, by and with the advice and consent of the Legislative Council and House of Assembly, in Parliament assembled, as follows:—

### Short title

1—This Act may be cited as the *Statute Law Revision Act 1991*.

### Commencement

2—(1) Except as provided in this section, this Act commences on the day on which it receives the Royal Assent.

(2) Section 3 commences on the day after the day on which this Act receives the Royal Assent.

(3) The amendments made to the—

- (a) *Commercial Arbitration Act 1986*; and
- (b) *Companies and Securities Legislation (Miscellaneous Amendments) Act 1982*; and
- (c) *Electoral Amendment Act 1985*; and
- (d) *Parole Amendment Act 1987*; and
- (e) *Pay-roll Tax Amendment Act 1984*; and
- (f) *Penalty Units and Other Penalties Act 1987*—

by Schedule 2 are deemed to have commenced on the day on which each of those Acts, respectively, received the Royal Assent.

(4) The amendments made to the—

- (a) *Grain Reserve Act 1950*; and
- (b) *Local Government (Highways) Act 1982*; and
- (c) *Workers Compensation Act 1988*—

by Schedule 2 are deemed to have commenced on 1 July 1990.

(5) The amendments made to the *Friendly Societies Act 1888* by Schedule 2 are deemed to have commenced on 1 March 1985.

(6) The amendment made to the *Home Purchase Loans Guarantees Act 1977* by Schedule 2 is deemed to have commenced on 4 September 1985.

(7) The amendments made to the *Homes Act 1935* by Schedule 2 are deemed to have commenced on 19 July 1983.

(8) The amendment made to the *Racing Amendment Act (No. 2) 1985* by Schedule 2 is deemed to have commenced on 20 March 1986.

(9) The amendments made to the *Securities Industry (Application of Laws) Act 1981* by Schedule 2 are deemed to have commenced on 1 July 1987.

(10) The amendments made to the *Water Act 1957* by Schedule 2 are deemed to have commenced on 1 July 1990.

(11) The amendments made to the—

- (a) *Administrative Arrangements Act 1990*; and
- (b) *Administrative Arrangements (Miscellaneous Amendments) Act 1990*; and
- (c) *Magistrates Court Act 1987*; and
- (d) *Mental Health Act 1963*—

by Schedule 3 are deemed to have commenced on 1 July 1990.

(12) The amendments made to the—

- (a) *Forest Practices (Miscellaneous Amendments) Act 1985*; and
- (b) *Law Reform Commissioner Act 1988*; and
- (c) *Liquor and Accommodation Act 1990*; and
- (d) *Nursing Act 1987*; and
- (e) *Tasmanian State Service (Miscellaneous Amendments) Act 1984*—

by Schedule 3 are deemed to have commenced on the day on which each of those Acts, respectively, received the Royal Assent.

(13) The amendments made to—

- (a) the *Defacement of Property Act 1898*; and
- (b) section 47 (7) of the *Education Act 1932*; and
- (c) the *Ombudsman Act 1978*; and
- (d) the *Pesticides Act 1968*; and
- (e) the *Tasmanian State Service (Miscellaneous Amendments) Amendment Act 1985*—

by Schedule 3 are deemed to have commenced on the day on which the *Tasmanian State Service (Miscellaneous Amendments) Act 1984* received the Royal Assent.

(14) The amendment made to the *Public Health Act (No. 2) 1976* by Schedule 3 commences on the day on which this Act receives the Royal Assent or, if the day fixed by proclamation under section 1 (3) of that Act occurs on or before that day, it commences on the day so fixed by proclamation.

(15) The amendments made to the *Hospitals Act 1918* by Schedule 3 are deemed to have commenced on 1 December 1985.

## Acts repealed

3—The Acts specified in Schedule 1 are repealed.

## Acts amended

4—(1) Each provision of an Act listed in column 1 of Schedule 2 is amended by omitting the expression specified in column 2 (wherever it occurs in that provision) and substituting any expression specified in column 3.

(2) Each Act specified in Schedule 3 is amended in the manner specified in that Schedule.

### **Regulations rescinded**

5—The regulations specified in Schedule 4 are rescinded.

### **Savings provisions**

6—(1) In this section—

“**local body**” includes the council of a city or municipality, a marine board, a harbour trust, a drainage trust and the governing body of a statutory authority (other than a State authority) having power by law to borrow money upon the security of the revenues of the authority;

“**State authority**” means a Minister, and any other person or body of persons (whether incorporated or unincorporated) constituted or established by or under an Act or appointed by the Governor under the authority of an Act or in the exercise of the prerogative rights of the Crown to administer or control a department, business or undertaking on behalf of the State.

(2) Where an enactment that is repealed by this Act—

(a) appropriated or authorized the expenditure of money from the Consolidated Fund; and

(b) authorized or required the expenditure or application of money during any 2 or more financial years—

that money may, to the extent to which it has not been expended or applied before the commencement of this Act, be expended or applied in accordance with that enactment as if it had not been repealed.

(3) Where an enactment that is repealed by this Act imposed or levied a tax, duty, charge, rate or impost, and, on the commencement of this Act the whole or any part of that tax, duty, charge, rate or impost has not been paid by a person by whom it is payable, that tax, duty, charge, rate or impost, or part thereof, as the case may be, remains payable by that person and may be recovered as if that enactment had not been repealed.

(4) Where an enactment that is repealed by this Act authorized the execution of any work or undertaking by the Governor or by a State authority or local body, and, on the commencement of this Act the execution of that work or undertaking had not been commenced or had been commenced but not completed, that work or undertaking may be executed as if that enactment had not been repealed.

(5) Where an enactment that is repealed by this Act authorized the making of a loan or advance, and, on the commencement of this Act a loan or advance so made has not been repaid in accordance with that enactment, the loan or advance (and any interest payable in respect of it) continues to be repayable in accordance with that enactment as if it had not been repealed, and any proceedings or remedies for the recovery thereof may be taken or enforced, and any securities for the repayment thereof may be realized, in accordance with that enactment as if it had not been repealed.

(6) Where, by an enactment to which subsection (5) relates, a charge was imposed on any property or any conditions were prescribed as conditions upon which the loan or advance was required to be made or repaid, then until the repayment of the loan or advance (and any interest payable in respect of it) that charge continues in full force and effect and may be enforced, and those conditions continue to apply, as if that enactment had not been repealed.

(7) Where an enactment that is repealed by this Act vested any land or any estate or interest in land in any person (including the Crown), the repeal of that enactment does not affect the vesting of that land, estate or interest or any conditions, restrictions, obligations or trusts imposed or created by that enactment in respect of the use, sale, disposal, leasing, mortgaging or charging thereof, and any conditions, restrictions, obligations or trusts so imposed or created continue to have full force and effect and may be enforced as if that enactment had not been repealed.

(8) Where an enactment that is repealed by this Act operated to continue any temporary Act, the repeal of that enactment does not affect the continuance of the temporary Act.

(9) Where an enactment that is repealed by this Act authorized the Governor or a State authority or local body to borrow any money and, on the commencement of this Act the whole or any part of that money had not been borrowed, that money or that part of that money, as the case may be, may be borrowed and applied in accordance with that enactment as if it had not been repealed.

(10) Where, by or under an enactment that is repealed by this Act, any payment required by the repealed enactment to be made has not been made, or any act, matter or thing commenced or in progress thereunder on the commencement of this Act has not been completed, that payment may be made, or, as the case may be, that act, matter or thing may be continued and completed, as if that enactment had not been repealed.

(11) The repeal by this Act of an enactment does not repeal an enactment that is incorporated with the repealed enactment.

(12) The repeal by this Act of an enactment that is incorporated with another enactment does not repeal that other enactment.

(13) Where, by an enactment that is repealed by this Act, any payment, act, matter or thing was made or deemed to be lawful, valid or effectual, or any person was released or discharged from any claim, action, suit or proceeding, that payment, act, matter or thing—to the extent to which it was so made or deemed to be lawful, valid or effectual—shall continue to be or to be deemed to be lawful, valid or effectual or, as the case may be, that person shall continue to be so released or discharged, as if that enactment had not been repealed.

(14) The repeal by this Act of an enactment does not affect any relief or discharge from, or indemnity against, any disqualification, penalty, forfeiture, incapacity or disability granted to or conferred on any person or class of persons by that enactment, and any such person or class of persons continues to be entitled to the benefit of the relief, discharge or indemnity so granted or conferred as if that enactment had not been repealed.

(15) Where an enactment (in this subsection referred to as “the amending enactment”) that is repealed by this Act amended another enactment by—

- (a) repealing, expunging, deleting or omitting any words, punctuation or numerals from the text; or
- (b) inserting, adding or substituting any words, punctuation or numerals in the text; or



(c) renumbering or relettering any provision—  
of that other enactment, then, unless that other enactment is repealed by this Act, the repeal of the amending enactment does not affect the operation of the amendment so made, and that other enactment shall, subject to any subsequent enactment amending or modifying it, continue to be construed as if the amending enactment had not been repealed.

(16) In subsection (15), “words” includes Part, Division, heading, section, subsection, paragraph, subparagraph, sub-subparagraph, Schedule and other subdivisions of an enactment.

### Administration of Act

7—Until provision is made in relation to this Act by order under section 4 of the *Administrative Arrangements Act 1990*—

- (a) the administration of this Act is assigned to the Minister for Justice; and
  - (b) the Department responsible to the Minister for Justice in relation to the administration of this Act is the Department of Justice.
-

## SCHEDULE 1

## Section 3

## ACTS REPEALED

- Acts Custody Amendment Act 1987*, No. 68 of 1987  
*Acts Interpretation Amendment Act 1986*, No. 92 of 1986  
*Acts Reprinting Amendment Act 1984*, No. 11 of 1984  
*Administration and Probate Amendment Act 1983*, No. 26 of 1983  
*Advanced Education Amendment Act 1985*, No. 38 of 1985  
*Agricultural Show Societies and Sports Clubs (Guarantees) Act 1974*, No. 78 of 1974  
*Albert Henry Jackson Pension Act 1931*, 22 Geo. V No. 4  
*Alcohol and Drug Dependency Amendment Act 1986*, No. 6 of 1986  
*Alcohol and Drug Dependency Amendment Act 1987*, No. 24 of 1987  
*Ambulance Service Amendment Act 1985*, No. 34 of 1985  
*Ambulance Service Amendment Act 1987*, No. 22 of 1987  
*Ambulance Service Amendment Act (No. 2) 1987*, No. 105 of 1987  
*Appeal Costs Fund Amendment Act 1986*, No. 89 of 1986  
*Apple and Pear Industry (Crop Insurance) Amendment Act 1987*, No. 53 of 1987  
*Apple Industry Assistance Act 1981*, No. 85 of 1981  
*Architects Amendment Act 1984*, No. 87 of 1984  
*Associations Incorporation Amendment Act 1984*, No. 15 of 1984  
*Associations Incorporation Amendment Act 1986*, No. 99 of 1986  
*Auctioneers and Estate Agents Act 1977*, No. 25 of 1977  
*Auctioneers and Estate Agents Amendment Act 1984*, No. 38 of 1984  
*Australian Citizenship (Miscellaneous Amendments) Act 1986*, No. 88 of 1986  
*Bankers and Loans Act 1896*, 60 Vict. No. 2  
*Bank Holidays Amendment Act 1987*, No. 103 of 1987  
*Bellerive Oval Management Authority Act 1989*, No. 6 of 1989  
*Bills of Sale Amendment Act 1984*, No. 45 of 1984  
*Brooker Avenue Act 1956*, No. 27 of 1956  
*Building Societies Amendment Act 1985*, No. 54 of 1985  
*Burnie Marine Board Loan Amendment Act 1986*, No. 48 of 1986  
*Cecilia Button Medical Centre Agreement Act 1966*, No. 70 of 1966  
*Chief Secretary (Statutory References) Act 1976*, No. 62 of 1976

## SCHEDULE 1—continued

*Chief Secretary (Statutory References) Amendment Act 1987, No. 17 of 1987*  
*Child Protection Amendment Act 1987, No. 31 of 1987*  
*Chiropractors Registration Amendment Act 1986, No. 107 of 1986*  
*Classification of Publications Amendment Act 1985, No. 67 of 1985*  
*Closer Settlement Amendment Act 1985, No. 56 of 1985*  
*Commercial and Inquiry Agents Amendment Act 1983, No. 66 of 1983*  
*Common Law Procedure Act (Repeal) Act 1985, No. 119 of 1985*  
*Commonwealth and State Hospital Benefits Agreement Act (Repeal) Act 1984, No. 74 of 1984*  
*Commonwealth and State Hospital Services Agreement Act (Repeal) Act 1984, No. 44 of 1984*  
*Commonwealth Bank (Interpretation) Act 1959, No. 62 of 1959*  
*Commonwealth Powers (Trade Practices) Act 1966, No. 62 of 1966*  
*Consolidated Fund Appropriation Act 1986-1987, No. 85 of 1986*  
*Consolidated Fund Appropriation Act 1987-1988, No. 85 of 1987*  
*Consolidated Fund (Miscellaneous Amendments) Act 1986, No. 54 of 1986*  
*Consolidated Fund Supply Act 1987-1988, No. 19 of 1987*  
*Consolidated Revenue Fund Appropriation Act 1984-1985, No. 64 of 1984*  
*Consolidated Revenue Fund Appropriation Act 1985-1986, No. 92 of 1985*  
*Consolidated Revenue Fund Supplementary Appropriation Act 1983-1984, No. 95 of 1984*  
*Consolidated Revenue Fund Supplementary Appropriation Act 1984-1985, No. 97 of 1985*  
*Consolidated Revenue Fund Supply Act 1984-1985, No. 19 of 1984*  
*Consolidated Revenue Fund Supply Act 1985-1986, No. 27 of 1985*  
*Consolidated Revenue Fund Supply Act 1986-1987, No. 27 of 1986*  
*Conspiracy and Protection of Property Act 1889, 53 Vict. No. 28*  
*Constitutional Convention Amendment Act 1985, No. 44 of 1985*

## SCHEDULE 1—continued

- Constitution Amendment Act 1985, No. 12 of 1985*  
*Constitution (Disqualification Removal) Act 1980, No. 9 of 1980*  
*Constitution (Doubts Removal) Act 1988, No. 52 of 1988*  
*Constitution (Meander and Tamar Legislative Council Electoral Divisions) Act 1982, No. 32 of 1982*  
*Contravention of Statutes Act 1889, 53 Vict. No. 3*  
*Conveyancing and Law of Property Amendment Act 1985, No. 78 of 1985*  
*Coroners Amendment Act 1985, No. 3 of 1985*  
*Coroners Amendment Act 1987, No. 15 of 1987*  
*Corrective Services (Miscellaneous Amendments) Act 1985, No. 5 of 1985*  
*Criminal Code Amendment Act 1984, No. 3 of 1984*  
*Criminal Code Amendment Act 1985, No. 17 of 1985*  
*Criminal Code Amendment Act 1986, No. 86 of 1986*  
*Criminal Code Amendment (Addresses on Sentences) Act 1987, No. 81 of 1987*  
*Criminal Code Amendment (Sexual Offences) Act 1987, No. 71 of 1987*  
*Criminal Proceedings (Civil Remedies) Act 1986, No. 93 of 1986*  
*Crown Lands (Miscellaneous Provisions) Amendment Act 1986, No. 101 of 1986*  
*Daylight Saving Amendment Act 1986, No. 16 of 1986*  
*Devonport Marine Board Loan Act 1962, No. 9 of 1962*  
*Devonport Marine Board Loan Act 1967, No. 43 of 1967*  
*Devonport Marine Board Loan Act 1974, No. 59 of 1974*  
*Devonport Marine Board Loan Amendment Act 1986, No. 49 of 1986*  
*Doubts Removal (Usury) Act 1830, 11 Geo. IV No. 6*  
*Doubts Removal (Water Authorities) Act 1915, 6 Geo. V No. 37*  
*Education Amendment Act 1984, No. 24 of 1984*  
*Education Amendment Act (No. 2) 1984, No. 89 of 1984*  
*Education Amendment Act (No. 3) 1984, No. 99 of 1984*  
*Education Amendment Act 1985, No. 126 of 1985*  
*Education Amendment Act 1986, No. 21 of 1986*  
*Electoral Amendment Act 1985, No. 98 of 1985*  
*Electoral (Consequential Amendments) Act 1985, No. 7 of 1985*  
*Emergency Services Amendment Act 1985, No. 111 of 1985*  
*Emergency Services Amendment Act 1986, No. 55 of 1986*  
*Employment Incentive Assistance Amendment Act 1986, No. 72 of 1986*

## SCHEDULE 1—continued

*Employment Incentive Assistance Amendment Act 1987, No. 52 of 1987*  
*Environment Protection Amendment Act 1984, No. 110 of 1984*  
*Environment Protection Amendment Act (No. 2) 1984, No. 111 of 1984*  
*Environment Protection Amendment Act 1985, No. 24 of 1985*  
*Environment Protection Amendment Act (No. 2) 1985, No. 81 of 1985*  
*Environment Protection Amendment Act (No. 3) 1985, No. 110 of 1985*  
*Environment Protection Amendment Act (No. 4) 1985, No. 117 of 1985*  
*Environment Protection Amendment Act 1987, No. 66 of 1987*  
*Evidence Amendment Act 1985, No. 21 of 1985*  
*Evidence Amendment Act 1986, No. 34 of 1986*  
*Evidence Amendment Act 1987, No. 55 of 1987*  
*Export Packers Ltd. Loan Guarantee Act 1976, No. 105 of 1976*  
*Extradition Act 1877, 41 Vict. No. 29*  
*Filled Milk Act 1960, No. 6 of 1960*  
*Films Amendment Act 1984, No. 108 of 1984*  
*Fire Service Amendment Act (No. 2) 1983, No. 61 of 1983*  
*Fire Service Amendment Act 1984, No. 34 of 1984*  
*Fire Service Amendment Act (No. 2) 1984, No. 81 of 1984*  
*Fire Service Amendment Act 1986, No. 60 of 1986*  
*Fire Service Amendment Act 1987, No. 79 of 1987*  
*Fisheries Act (No. 2) 1959, No. 61 of 1959*  
*Fisheries Amendment Act 1984, No. 40 of 1984*  
*Fisheries Amendment Act (No. 2) 1986, No. 112 of 1986*  
*Flammable Clothing Amendment Act 1987, No. 69 of 1987*  
*Foreign Judgments (Reciprocal Enforcement) Amendment Act 1987, No. 59 of 1987*  
*Forest Practices (Miscellaneous Amendments) Act 1985, No. 49 of 1985*  
*Forestry Amendment Act 1984, No. 56 of 1984*  
*Forestry Amendment Act (No. 2) 1984, No. 104 of 1984*  
*Forestry Amendment Act 1986, No. 69 of 1986*  
*Friendly Societies Amendment Act 1984, No. 47 of 1984*  
*Glenorchy Roads Act 1933, 22 Geo. V No. 51*  
*Goods (Trade Descriptions) Amendment Act 1987, No. 70 of 1987*  
*Grain Reserve Act 1961, No. 39 of 1961*  
*Hairdressers' Registration Amendment Act 1979, No. 51 of 1979*

## SCHEDULE 1—continued

*Health Registration Boards (Miscellaneous Amendments) Act*  
1987, No. 23 of 1987  
*Hobart Bridge Act* 1956, No. 25 of 1956  
*Hobart Corporation Amendment Act* 1983, No. 90 of 1983  
*Hobart Corporation Amendment Act* 1984, No. 53 of 1984  
*Hobart Free Kindergarten Union Act* 1960, No. 51 of 1960  
*Hobart Regional Water Amendment Act* 1987, No. 64 of 1987  
*Hobart Stock Exchange Act (Repeal) Act* 1981, No. 78 of 1981  
*Homes (Acquisition of Land for Members of the Forces) Act*  
1946, 10 Geo. VI No. 46  
*Homes Act* 1977, No. 59 of 1977  
*Homes Amendment Act* 1987, No. 14 of 1987  
*Homes (Burnie Paper Mills) Act* 1938, 2 Geo. VI No. 32  
*Homes (Old Age Pensioners) Act* 1940, 4 & 5 Geo. VI No. 82  
*Hospitals Act* 1977, No. 28 of 1977  
*Hospitals Amendment Act* 1982, No. 96 of 1982  
*Hospitals Amendment Act* 1984, No. 31 of 1984  
*Hospitals Amendment Act (No. 2) 1984*, No. 73 of 1984  
*Hospitals Amendment Act* 1986, No. 97 of 1986  
*Human Tissue Amendment Act* 1987, No. 51 of 1987  
*Hydro-Electric Commission Amendment Act* 1984, No. 60 of 1984  
*Hydro-Electric Commission Amendment Act (No. 2) 1987*,  
No. 102 of 1987  
*Hydro-Electric Commission (Capital Expenditure) Act* 1971,  
No. 76 of 1971  
*Hydro-Electric Commission (Contributions) Act* 1971, No. 47  
of 1971  
*Hydro-Electric Commission (Pieman River Power Development)*  
*Amendment Act* 1984, No. 91 of 1984  
*Hydro-Electric Commission (Pieman River Power Development)*  
*Amendment Act* 1985, No. 104 of 1985  
*Hydro-Electric Commission (Pieman River Power Development)*  
*Amendment Act* 1986, No. 83 of 1986  
*Hydro-Electric Commission (Power Development) Amendment*  
*Act* 1986, No. 38 of 1986  
*Industrial Relations Amendment Act* 1984, No. 105 of 1984  
*Industrial Relations Amendment Act* 1985, No. 125 of 1985  
*Industrial Relations Amendment Act* 1986, No. 113 of 1986  
*Industrial Relations Amendment Act* 1987, No. 25 of 1987  
*Industrial Relations (Miscellaneous Amendments) Act* 1984,  
No. 20 of 1984  
*Inebriate Hospitals Act* 1892, 56 Vict. No. 20  
*Inebriates Act* 1885, 49 Vict. No. 17

## SCHEDULE 1—continued

*International Hotel Development Act 1985*, No. 33 of 1985  
*Ipec Holdings Limited (Bass Strait Shipping Service) Loan Guarantee Act 1978*, No. 14 of 1978  
*Jury Amendment Act 1986*, No. 44 of 1986  
*Jury Amendment Act 1987*, No. 12 of 1987  
*Justices Amendment Act 1984*, No. 48 of 1984  
*Justices Amendment Act 1985*, No. 9 of 1985  
*Justices Amendment Act 1986*, No. 45 of 1986  
*Justices Amendment Act (No. 2) 1986*, No. 115 of 1986  
*Justices Amendment Act 1987*, No. 57 of 1987  
*Kilderry Farm Gaol (Land Reservation) Act 1937*, 1 Geo. VI No. 61  
*King and Flinders Islands (Power) Financial Assistance Amendment Act 1985*, No. 57 of 1985  
*King and Flinders Islands (Power) Financial Assistance Amendment Act (No. 2) 1985*, No. 75 of 1985  
*Lady Clark Geriatric Centre Act 1968*, No. 23 of 1968  
*Land Tax Act 1984*, No. 103 of 1984  
*Land Tax Act 1985*, No. 95 of 1985  
*Land Tax Act 1986*, No. 63 of 1986  
*Land Tax Act 1987*, No. 30 of 1987  
*Land Titles Amendment Act 1986*, No. 98 of 1986  
*Land Titles Amendment Act 1987*, No. 2 of 1987  
*Launceston Corporation Act 1977*, No. 27 of 1977  
*Launceston Corporation Amendment Act 1985*, No. 30 of 1985  
*Launceston War Memorial Community Centre Association (Mothercraft Home Funds) Act 1963*, No. 74 of 1963  
*Law of Animals Amendment Act 1985*, No. 15 of 1985  
*Legal Assistance (First Home Buyers) Act 1977*, No. 116 of 1977  
*Lending of Money Act 1976*, No. 27 of 1976  
*Lending of Money Amendment Act 1987*, No. 6 of 1987  
*Libraries Amendment Act 1986*, No. 46 of 1986  
*Libraries Amendment Act (No. 2) 1986*, No. 100 of 1986  
*Libraries Amendment Act 1987*, No. 35 of 1987  
*Licensing Amendment Act 1984*, No. 50 of 1984  
*Licensing Amendment Act 1985*, No. 108 of 1985  
*Licensing Amendment Act (No. 2) 1985*, No. 109 of 1985  
*Licensing Amendment Act 1986*, No. 64 of 1986  
*Litter Amendment Act 1987*, No. 91 of 1987  
*Loan Fund Appropriation Act 1984-1985*, No. 65 of 1984  
*Loan Fund Appropriation Act 1985-1986*, No. 93 of 1985  
*Loan Fund Appropriation Act (No. 2) 1985-1986*, No. 22 of 1986  
*Loan Fund Supply Act 1984-1985*, No. 18 of 1984

## SCHEDULE 1—continued

- Loan Fund Supply Act 1985-1986*, No. 26 of 1985  
*Loan Fund Supply Act 1986-1987*, No. 26 of 1986  
*Local Courts Amendment Act (No. 2) 1983*, No. 79 of 1983  
*Local Courts Amendment Act 1985*, No. 13 of 1985  
*Local Courts Amendment Act (No. 2) 1985*, No. 103 of 1985  
*Local Courts Amendment Act 1987*, No. 46 of 1987  
*Local Courts Amendment Act (No. 2) 1987*, No. 93 of 1987  
*Local Government Act (No. 2) 1977*, No. 37 of 1977  
*Local Government Amendment Act (No. 2) 1981*, No. 77 of 1981  
*Local Government Amendment Act 1984*, No. 52 of 1984  
*Local Government Amendment Act 1985*, No. 86 of 1985  
*Local Government Amendment Act (No. 2) 1985*, No. 115 of 1985  
*Local Government Amendment Act 1986*, No. 30 of 1986  
*Local Government Amendment Act 1987*, No. 101 of 1987  
*Local Government Amendment (Development and Building) Amendment Act 1986*, No. 73 of 1986  
*Local Government Amendment (Development and Building) Amendment Act 1987*, No. 33 of 1987  
*Local Government Amendment (General Fire Regulations Appeal) Act 1987*, No. 80 of 1987  
*Local Government Amendment (Rates and Charges) Act 1987*, No. 27 of 1987  
*Local Government Amendment (Rates and Charges) Act (No. 2) 1987*, No. 56 of 1987  
*Local Government (City of Launceston Reorganization) Consequential Amendments Act 1985*, No. 31 of 1985  
*Local Government (Rates and Charges Remissions) Amendment Act 1986*, No. 58 of 1986  
*Local Government (Rates and Charges Remissions) Amendment Act 1987*, No. 32 of 1987  
*Local Government (Rates and Charges) (Consequential Amendments) Act 1985*, No. 10 of 1985  
*Long Service Leave Amendment Act 1986*, No. 80 of 1986  
*Long Service Leave (Casual Employment) Act 1973*, No. 29 of 1973  
*Long Service Leave (Casual Wharf Employees) Amendment Act 1986*, No. 81 of 1986  
*Long Service Leave (Construction Industry) Amendment Act 1986*, No. 82 of 1986  
*Macquarie Water Act 1892*, 56 Vict. No. 32  
*Marine Amendment Act 1984*, No. 33 of 1984  
*Marine Amendment Act (No. 2) 1986*, No. 78 of 1986  
*Marine Amendment Act (No. 3) 1986*, No. 106 of 1986



## SCHEDULE 1—continued

*Marine Amendment Act 1987, No. 44 of 1987*  
*Marine Amendment (Port of Devonport Authority) Act 1986, No. 103 of 1986*  
*Marine Amendment (Uniform Shipping Laws) Act 1984, No. 57 of 1984*  
*Marriages Registration Amendment Act 1985, No. 20 of 1985*  
*Married Women's Property Act 1965, No. 61 of 1965*  
*Meat Hygiene Amendment Act 1986, No. 104 of 1986*  
*Medical Amendment Act 1982, No. 40 of 1982*  
*Medical Amendment Act 1986, No. 8 of 1986*  
*Mental Health Amendment Act 1981, No. 84 of 1981*  
*Mental Health Amendment Act 1984, No. 16 of 1984*  
*Mental Health Services Act 1973, No. 52 of 1973*  
*Mental Health Services Amendment Act 1986, No. 70 of 1986*  
*Mental Health Services Amendment Act 1987, No. 84 of 1987*  
*Metric Conversion Act 1973, No. 75 of 1973*  
*Metropolitan Transport Amendment Act 1984, No. 22 of 1984*  
*Miners' Pensions Amendment Act 1986, No. 14 of 1986*  
*Mines Inspection Amendment Act 1986, No. 87 of 1986*  
*Mining Amendment Act 1986, No. 23 of 1986*  
*Motor Accidents (Liabilities and Compensation) Amendment Act 1984, No. 90 of 1984*  
*Motor Accidents (Liabilities and Compensation) Amendment Act 1986, No. 4 of 1986*  
*Motor Vehicles Securities Amendment Act 1986, No. 71 of 1986*  
*Motor Vehicles Taxation Amendment Act 1985, No. 43 of 1985*  
*Mountain Park Act 1958, No. 65 of 1958*  
*Munnew Bequest (Application of Moneys) Act 1958, No. 21 of 1958*  
*National Companies and Securities Commission (State Provisions) Amendment Act 1984, No. 12 of 1984*  
*National Companies and Securities Commission (State Provisions) Amendment Act 1987, No. 10 of 1987*  
*National Parks and Wildlife Amendment Act 1984, No. 9 of 1984*  
*National Parks and Wildlife Amendment Act (No. 2) 1984, No. 10 of 1984*  
*National Parks and Wildlife Amendment Act 1986, No. 18 of 1986*  
*Northern Casino Amendment Act 1986, No. 50 of 1986*  
*Northern Pulp Mill Agreement Act 1988, No. 60 of 1988*  
*Northern Pulp Mill (Doubts Removal) Agreement Act 1989, No. 3 of 1989*

## SCHEDULE 1—continued

- North Esk Regional Water Amendment Act 1984*, No. 5 of 1984  
*Noxious Insects Amendment Act 1985*, No. 71 of 1985  
*Noxious Weeds Amendment Act 1987*, No. 96 of 1987  
*Nurses' Registration Amendment Act 1984*, No. 66 of 1984  
*Ombudsman Amendment Act 1984*, No. 77 of 1984  
*Ombudsman Amendment Act (No. 2) 1984*, No. 78 of 1984  
*Pay-roll Tax Amendment Act 1984*, No. 79 of 1984  
*Pay-roll Tax Amendment Act 1985*, No. 96 of 1985  
*Petroleum Products Business Franchise Licences Amendment Act 1986*, No. 61 of 1986  
*Petroleum (Submerged Lands) Amendment Act 1987*, No. 48 of 1987  
*Pharmacy Act 1965*, No. 66 of 1965  
*Pharmacy Amendment Act 1986*, No. 96 of 1986  
*Physiotherapists' Registration Amendment Act 1982*, No. 41 of 1982  
*Physiotherapists' Registration Amendment Act 1985*, No. 74 of 1985  
*Podiatrists Registration Amendment Act 1986*, No. 7 of 1986  
*Poisons Amendment Act 1984*, No. 27 of 1984  
*Poisons Amendment Act 1986*, No. 9 of 1986  
*Poisons (Orders Validation) Act 1987*, No. 62 of 1987  
*Police Offences Act 1961*, No. 19 of 1961  
*Police Offences Amendment Act 1984*, No. 42 of 1984  
*Police Offences Amendment Act 1985*, No. 1 of 1985  
*Police Offences Amendment Act (No. 2) 1985*, No. 100 of 1985  
*Police Offences Amendment Act 1987*, No. 90 of 1987  
*Police Regulation Amendment Act 1983*, No. 78 of 1983  
*Police Regulation Amendment Act 1985*, No. 23 of 1985  
*Police Regulation Amendment Act 1986*, No. 84 of 1986  
*Police Regulation Amendment Act 1987*, No. 100 of 1987  
*Powers of Attorney Amendment Act 1987*, No. 87 of 1987  
*Printers and Newspapers Amendment Act 1984*, No. 70 of 1984  
*Prison Amendment Act (No. 2) 1985*, No. 120 of 1985  
*Prison Amendment Act 1987*, No. 88 of 1987  
*Prisoners (Interstate Transfer) Amendment Act 1986*, No. 94 of 1986  
*Probation of Offenders Amendment Act 1985*, No. 121 of 1985  
*Psychopathic Hospital (Golf Course) Act 1939*, 3 Geo. VI No. 7  
*Public Authorities' Land Acquisition Act 1976*, No. 81 of 1976

## SCHEDULE 1—continued

*Public Health Amendment Act 1985*, No. 116 of 1985  
*Public Servants' Retiring and Death Allowances Amendment Act 1984*, No. 49 of 1984  
*Public Servants' Retiring and Death Allowances Amendment Act 1985*, No. 82 of 1985  
*Public Service Amendment Act 1985*, No. 47 of 1985  
*Public Trust Office Amendment Act 1985*, No. 76 of 1985  
*Public Trust Office Amendment Act 1987*, No. 3 of 1987  
*Quarantine Act 1881*, 45 Vict. No. 1  
*Quit Rent Remission Act 1863*, 26 Vict., Sess. 2, No. 2  
*Racing Amendment Act 1984*, No. 35 of 1984  
*Racing Amendment Act 1985*, No. 25 of 1985  
*Racing Amendment Act 1986*, No. 32 of 1986  
*Racing Amendment Act 1987*, No. 28 of 1987  
*Racing and Gaming Amendment Act 1984*, No. 36 of 1984  
*Racing and Gaming Amendment Act 1985*, No. 89 of 1985  
*Racing and Gaming Amendment Act 1986*, No. 13 of 1986  
*Racing and Gaming Amendment Act (No. 2) 1986*, No. 31 of 1986  
*Racing and Gaming Amendment Act 1987*, No. 39 of 1987  
*Railways Clauses Consolidation Amendment Act 1980*, No. 61 of 1980  
*Records of Offences (Access) Amendment Act 1987*, No. 98 of 1987  
*Reduction of Salaries (Members of Parliament and Judges) Act 1986*, No. 74 of 1986  
*Registration of Births and Deaths Amendment Act 1985*, No. 19 of 1985  
*Registration of Births and Deaths Amendment Act 1987*, No. 109 of 1987  
*Retirement Benefits Amendment Act (No. 2) 1983*, No. 85 of 1983  
*Retirement Benefits Amendment Act 1985*, No. 22 of 1985  
*Retirement Benefits Amendment Act (No. 2) 1987*, No. 63 of 1987  
*Revenue (Miscellaneous Provisions) Act 1984*, No. 55 of 1984  
*Risdon Ferry Act (Repeal) Act 1984*, No. 85 of 1984  
*Road Safety (Alcohol and Drugs) Amendment Act 1984*, No. 17 of 1984  
*Roads and Jetties Amendment Act 1984*, No. 84 of 1984  
*Roads and Jetties Amendment Act 1985*, No. 35 of 1985  
*Roads and Jetties Amendment (Risdon Ferry Repeal) Act 1984*, No. 86 of 1984  
*School Dental Therapy Service Amendment Act 1984*, No. 41 of 1984

## SCHEDULE 1—continued

- Senate Elections Amendment Act 1984*, No. 63 of 1984  
*Sewers and Drains Amendment Act 1983*, No. 38 of 1983  
*Shop Trading Hours Amendment Act 1984*, No. 62 of 1984  
*Shop Trading Hours Amendment Act 1986*, No. 110 of 1986  
*Shop Trading Hours Amendment Act 1987*, No. 113 of 1987  
*Shop Trading Hours Amendment Act (No. 2) 1987*, No. 114 of 1987  
*Small Debtors' Relief Act 1920*, 11 Geo. V No. 67  
*Snowy Mountains Engineering Corporation (Tasmania) Act 1971*, No. 54 of 1971  
*Solicitor-General Amendment Act 1986*, No. 43 of 1986  
*Stamp Duties Amendment Act (No. 2) 1982*, No. 48 of 1982  
*Stamp Duties Amendment Act (No. 4) 1983*, No. 86 of 1983  
*Stamp Duties Amendment Act 1984*, No. 68 of 1984  
*Stamp Duties Amendment Act 1985*, No. 39 of 1985  
*Stamp Duties Amendment Act (No. 2) 1985*, No. 94 of 1985  
*State Employees (Long-Service Leave) (Transferred Tasmanian College of Advanced Education Employees) Act 1980*, No. 99 of 1980  
*Statistical Returns Act 1877*, 41 Vict. No. 15  
*Status of Children Amendment Act 1985*, No. 122 of 1985  
*Status of Children Amendment Act 1987*, No. 107 of 1987  
*Statute Law Revision Act 1977*, No. 5 of 1977  
*Statute Law Revision Act (No. 2) 1977*, No. 52 of 1977  
*Statute Law Revision Act 1982*, No. 99 of 1982  
*Statutory Authorities (Gazettal of Registration Lists) Act 1987*, No. 58 of 1987  
*Statutory Authorities (Municipal Appointments) Act 1962*, No. 1 of 1962  
*Statutory Instruments and Appointments (Validation) Act 1984*, No. 101 of 1984  
*Stock Amendment Act 1984*, No. 1 of 1984  
*Stock Amendment Act 1986*, No. 102 of 1986  
*Stock, Wool, and Crop Mortgages Act 1984*, No. 69 of 1984  
*Substandard Housing Control Act 1975*, No. 82 of 1975  
*Substandard Housing Control Act 1977*, No. 47 of 1977  
*Sunday Observance Amendment Act 1985*, No. 90 of 1985  
*Supreme Court Amendment Act 1984*, No. 37 of 1984  
*Supreme Court Amendment Act (No. 2) 1984*, No. 102 of 1984  
*Supreme Court Civil Procedure Amendment Act 1984*, No. 39 of 1984  
*Supreme Court Civil Procedure Amendment Act 1985*, No. 2 of 1985

## SCHEDULE 1—continued

*Supreme Court Civil Procedure Amendment Act 1986*, No. 40 of 1986

*Survey Co-ordination Amendment Act 1984*, No. 93 of 1984

*Tasman Bridge Restoration Act 1975*, No. 1 of 1975

*Tasman Bridge Restoration Act (No. 2) 1975*, No. 54 of 1975

*Tasmanian Development Amendment Act 1985*, No. 55 of 1985

*Tasmanian Development Amendment Act 1986*, No. 39 of 1986

*Tasmanian Development (Miscellaneous Provisions) Act 1983*, No. 88 of 1983

*Tasmanian Government Insurance Amendment Act 1986*, No. 15 of 1986

*Tasmanian Government Insurance Amendment Act 1987*, No. 89 of 1987

*Tasmanian Harness Racing Board Amendment Act 1985*, No. 79 of 1985

*Tasmanian Orchestra (Continuation) Act 1951*, No. 78 of 1951

*Tasmanian Pensioners Union (Articles of Association) Act 1986*, No. 5 of 1986

*Tasmanian State Service Amendment Act 1985*, No. 61 of 1985

*Tasmanian State Service Amendment Act (No. 2) 1985*, No. 112 of 1985

*Tasmanian State Service Amendment Act 1986*, No. 41 of 1986

*Tasmanian State Service (Court of Requests (Small Claims Division) Amendments) Act 1985*, No. 14 of 1985

*Tasmanian State Service (Electoral Amendments) Act 1985*, No. 8 of 1985

*Tasmanian State Service (Miscellaneous Amendments) Amendment Act 1985*, No. 63 of 1985

*Tasmanian State Service (Miscellaneous Amendments) Amendment Act (No. 2) 1985*, No. 83 of 1985

*Tasmanian State Service (Transitional Provisions) Amendment Act 1985*, No. 62 of 1985

*Tasmanian Symphony Orchestra (Financial Assistance) Act 1982*, No. 4 of 1982

*Tasmanian Symphony Orchestra (Financial Assistance) Amendment Act 1985*, No. 69 of 1985

*Tasmanian Trotting Control Board Amendment Act 1983*, No. 82 of 1983

*Tied Houses Abolition Act 1911*, 2 Geo. V No. 8

*Tobacco Business Franchise Licences Amendment Act 1984*, No. 67 of 1984

## SCHEDULE 1—continued

- Tobacco Business Franchise Licences Amendment Act 1987*,  
No. 76 of 1987
- Tourism Amendment Act 1987*, No. 106 of 1987
- Tourism and Recreational Development Amendment Act 1987*,  
No. 99 of 1987
- Trades Unions Amendment Act 1985*, No. 16 of 1985
- Traffic Amendment Act 1984*, No. 80 of 1984
- Traffic Amendment Act 1985*, No. 101 of 1985
- Traffic Amendment Act (No. 2) 1985*, No. 102 of 1985
- Traffic Amendment Act 1986*, No. 35 of 1986
- Traffic Amendment Act (No. 2) 1986*, No. 108 of 1986
- Traffic Amendment Act (No. 2) 1987*, No. 41 of 1987
- Traffic Amendment Act (No. 3) 1987*, No. 73 of 1987
- Traffic Amendment (Common Expiry Dates) Act 1986*, No. 10  
of 1986
- Transport Amendment Act (No. 2) 1986*, No. 62 of 1986
- Trustee Amendment Act 1973*, No. 65 of 1973
- Trustee Amendment Act 1985*, No. 52 of 1985
- Trustee Amendment Act (No. 2) 1985*, No. 65 of 1985
- Trustee Companies Amendment Act 1985*, No. 64 of 1985
- Ulverstone Harbour Trust Loan Act 1958*, No. 76 of 1958
- Valuers Registration Amendment Act 1986*, No. 2 of 1986
- Van Diemen's Land Company's Waratah and Zeehan Railway  
Amendment Act 1980*, No. 60 of 1980
- Vermine Destruction Amendment Act 1986*, No. 36 of 1986
- Veterinary Medicines Amendment Act 1987*, No. 97 of 1987
- Wages Attachment Act 1900*, 64 Vict. No. 10
- Wages Boards Act 1975*, No. 6 of 1975
- War Terms Act (Repeal) Act 1987*, No. 47 of 1987
- Water Act 1964*, No. 68 of 1964

SCHEDULE 1—*continued*

*Water Act 1975, No. 69 of 1975*

*Water Amendment Act 1984, No. 4 of 1984*

*Water Amendment Act (No. 2) 1984, No. 54 of 1984*

*Water Amendment Act 1985, No. 68 of 1985*

*Water Amendment Act (No. 2) 1985, No. 85 of 1985*

*Waterworks Clauses Amendment Act 1987, No. 75 of 1987*

*Weights and Measures Act 1976, No. 26 of 1976*

*Weights and Measures Act 1978, No. 38 of 1978*

*Workers' (Occupational Diseases) Relief Fund Amendment Act 1986, No. 20 of 1986*

*Wrest Point Casino Licence and Development Amendment Act 1986, No. 51 of 1986*

*Wynyard Airport (Special Provisions) Amendment Act 1986, No. 105 of 1986*

---

## SCHEDULE 2

Section 4 (1)

## ACTS AMENDED

COLUMN 1 Provision	COLUMN 2 Omission	COLUMN 3 Substitution
<i>Advanced Education Act 1968, No. 10—</i> Section 8 (3)	board	body
<i>Aluminium Industry Act 1960, No. 64—</i> Section 6 (1)	Loan	Consolidated
<i>Ambulance Service Act 1982, No. 105—</i> Section 36 (1)	<i>Workers' Compensation Act 1927</i>	<i>Workers Compensation Act 1988</i>
<i>Anatomy Act 1964, No. 59—</i> Section 3 (3) (b)	Director of Psychiatric Services	Medical Commissioner of Mental Health Services
<i>Archives Act 1983, No. 76—</i> Section 3 (1), the definition of "Crown record" Schedule 1, clause 1	, on a power  Tasmanian Library Board	, or a power  Tasmanian Library Advisory Board
<i>Associations Incorporation Act 1964, No. 64—</i> Section 9 (4)	company	association
<i>Auctioneers and Estate Agents Act 1959, No. 81—</i> Section 57 (2) (d)	the <i>Impounding Act 1930</i>	section 579 of the <i>Local Government Act 1962</i>



## SCHEDULE 2—continued

COLUMN 1 Provision	COLUMN 2 Omission	COLUMN 3 Substitution
<b><i>Child Protection Act</i> 1974, No. 104—</b>		
Section 18A (3)	<i>Workers' Compensation Act</i> 1927	<i>Workers Compensation Act</i> 1988
Section 18A (4)	<i>Workers' Compensation Act</i> 1927	<i>Workers Compensation Act</i> 1988
<b><i>Chiropractors Registration Act</i> 1982, No. 42—</b>		
Section 19	attendance for the giving	attendance or the giving
<b><i>Civil Process Act</i> 1985, No. 73—</b>		
Section 4 (2) (c)	petitions filed under Part XV of the <i>Electoral Act</i> 1907	applications lodged under Part VII of the <i>Electoral Act</i> 1985
Section 4 (2) (g)	<i>Workers' Compensation Act</i> 1927	<i>Workers Compensation Act</i> 1988
<b><i>Classification of Publications Act</i> 1984, No. 107—</b>		
Section 46	Crown Advocate	Director of Public Prosecutions
<b><i>Closer Settlement Act</i> 1957, No. 100—</b>		
Section 21 (1)	Board	Authority

## SCHEDULE 2—continued

COLUMN 1 Provision	COLUMN 2 Omission	COLUMN 3 Substitution
<b><i>Commercial Arbitration Act 1986, No. 91—</i></b>		
Schedule 1, the item relating to the <i>North Mount Lyell and Macquarie Harbour Railway Act 1897</i>	(a) Omit from section 88 " <i>Arbitration Act 1892</i> ", substitute " <i>Commercial Arbitration Act 1986</i> "; (b) Omit from section 88 "submission", substitute "arbitration agreement".	Omit from section 88 " <i>Arbitration Act 1892</i> ", substitute " <i>Commercial Arbitration Act 1986</i> ".
<b><i>Companies and Securities Legislation (Miscellaneous Amendments) Act 1982, No. 9—</i></b>		
Schedule 10, the item relating to section 29 of the <i>Savings Banks Act 1848</i>	Omit "said".	Omit "said", wherever occurring.
Schedule 10, the item relating to section 32 (3) of the <i>Savings Banks Act 1848</i>	Omit "as aforesaid".	Omit "as aforesaid", wherever occurring.
<b><i>Co-operative Industrial Societies Act 1928, 19 Geo. V No. 49—</i></b>		
Section 27	21	18

## SCHEDULE 2—continued

COLUMN 1 Provision	COLUMN 2 Omission	COLUMN 3 Substitution
<b><i>Coroners Act 1957,</i></b> <b>No. 1—</b>		
Section 7 (2) (c)	Fire Brigades Commission of Tasmania or the Rural Fires Board	State Fire Commission
Section 7 (4)	United Kingdom	England
<b><i>Criminal Code Act</i></b> <b>1924, 14 Geo. V</b> <b>No. 69—</b>		
Section 338 (1) (b) of the <i>Criminal Code</i>	property	goods
Section 338 (1) (ca) of the <i>Criminal Code</i>	obtaining	acquiring
Appendix C to the <i>Criminal</i> <i>Code</i>	KING	KING [ <i>or</i> QUEEN]
	His	His [ <i>or</i> Her]
Form I in Appendix D to the <i>Criminal</i> <i>Code</i>	King	King [ <i>or</i> Sovereign Lady the Queen]
<b><i>Debtors Act 1888,</i></b> <b>52 Vict. No. 37—</b>		
Section 3 (1)	Principal Act	<i>Debtors Act 1870</i>
Section 4	Principal Act	<i>Debtors Act 1870</i>
Section 5	Principal Act	<i>Debtors Act 1870</i>

## SCHEDULE 2—continued

COLUMN 1 Provision	COLUMN 2 Omission	COLUMN 3 Substitution
<i>Defacement of Property Act 1898, 62 Vict. No. 5—</i>		
Section 8AA (3)	Interim Planning Appeal Board	Planning Appeal Board
<i>Director of Public Prosecutions Act 1973, No. 11—</i>		
Section 2, the definition of “legal practitioner”	legal	
Section 4 (3)	Crown Advocate	Director of Public Prosecutions
<i>Egg Industry Act 1988, No. 30—</i>		
Section 41 (1)	Board directs,	Board directs, or as is prescribed,
<i>Electoral Act 1985, No. 46—</i>		
Heading to Division 3 of Part II	<i>Crown Advocate</i>	<i>Director of Public Prosecutions</i>
Section 17	Crown Advocate	Director of Public Prosecutions
Section 40 (3)	Controller of Prisons	Director of Corrective Services
Section 195 (1)	this Division	this Part
Section 212 (1)	Crown Advocate	Director of Public Prosecutions
<i>Electoral Amendment Act 1985, No. 98—</i>		
Section 2	shall commence	is deemed to have commenced

## SCHEDULE 2—continued

COLUMN 1 Provision	COLUMN 2 Omission	COLUMN 3 Substitution
<i>Emergency Services Act 1976, No. 29—</i>		
Section 43 (1)	<i>Workers' Compensation Act 1927</i>	<i>Workers Compensation Act 1988</i>
<i>Emu Bay Railway Act 1965, No. 17—</i>		
Section 2 (1)	<i>to Zeehan</i>	<i>and Zeehan</i>
<i>Environment Protection Act 1973, No. 34—</i>		
Section 16 (3)	vehicle, an aircraft,	vehicle, aircraft
Section 40 (7)	24, under section 30, or under section 29,	24, 29 or 30
Section 43 (2)	vehicle,	vehicle, aircraft
<i>Evidence Act 1910, 1 Geo. V No. 20—</i>		
Section 122	Controller of Prisons	Director of Corrective Services
Section 131b (2) (b)	<i>Electoral Act 1907</i>	<i>Electoral Act 1985</i>
<i>Films Act 1971, No. 90—</i>		
Section 12 (3)	units	units.
<i>Fire Service Act 1979, No. 35—</i>		
Section 16 (a)	and Glenorchy	, Glenorchy and Clarence
	Clarence,	
Section 16 (c)	municipalities of Burnie, Circular Head, Devonport, Gormanston, Kentish, King Island, Latrobe, Penguin, Queenstown,	cities of Burnie and Devonport and the municipalities of Circular Head, Kentish, King Island, Latrobe, Lyell, Penguin,

## SCHEDULE 2—continued

COLUMN 1 Provision	COLUMN 2 Omission	COLUMN 3 Substitution
Section 17 (3)	Queenstown, Gormanston,	Lyell
Section 24 (6)	An	A
<b><i>Fish Canneries Act</i></b> <b>1958, No. 73—</b>		
Section 3 (2)	Commissioner of Crown Lands	Minister administering the <i>Crown Lands</i> <i>Act 1976</i>
Section 6 (1)	Commissioner of Crown Lands	Minister administering the <i>Crown Lands</i> <i>Act 1976</i>
<b><i>Fisheries Act 1959,</i></b> <b>No. 16—</b>		
Section 9 (1) (tb)	within the meaning of section 12	
Section 23M (4)	its powers under	the powers referred to in
	it	he or she
Section 23N (7)	to it	by a magistrate
Section 23x (1) (a)	it or he	he or she
Section 23x (1) (b)	it or he	he or she
Section 42L (1) (a)	the Act,	this Act,
<b><i>Friendly Societies Act</i></b> <b>1888, 51 Vict.</b> <b>No. 16—</b>		
Section 6 (1)	Statistician	Commissioner
The proviso to section 14 (1) (h)	Statistician	Commissioner
<b><i>Gaming Act 1983,</i></b> <b>No. 81—</b>		
Section 8 (2)	agreement	principal agreement

## SCHEDULE 2—continued

COLUMN 1 Provision	COLUMN 2 Omission	COLUMN 3 Substitution
<i>Grain Reserve Act</i> 1950, No. 44— Section 10 (5) (a)	Secretary of the Department	Secretary of the responsible Department
<i>Herd Improvement Act</i> 1977, No. 4— Section 13 (3)	Revenue	Fund
<i>Hire-Purchase Act</i> 1959, No. 79— Section 24 (6)	<i>Workers' Compensation Act</i> 1927	<i>Workers Compensation Act</i> 1988
<i>Hobart Corporation Act</i> 1963, No. 81— Section 180 (2)	Commissioner of Crown Lands	Minister administering the <i>Crown Lands Act</i> 1976
Section 180 (4)	Commissioner of Crown Lands	Minister administering the <i>Crown Lands Act</i> 1976
Section 180 (5)	Commissioner	Minister administering the <i>Crown Lands Act</i> 1976
<i>Home Purchase Loans Guarantees Act</i> 1977, No. 20— Section 2, definition of “bank”	trading bank	trading bank, trustee bank within the meaning of the <i>Trustee Banks Act</i> 1985
<i>Homes Act</i> 1935, 26 Geo. V No. 98— Section 18B (5), (6), (7), (8), (9) and (11)	Director-General	Director
Section 45	Director-General	Director

## SCHEDULE 2—continued

COLUMN 1 Provision	COLUMN 2 Omission	COLUMN 3 Substitution
Section 46 (2) and (3)  <i>Hydro-Electric Commission Act 1944, 8 &amp; 9 Geo. VI No. 22—</i>	Director-General	Director
Section 45 (3)  <i>Irrigation Clauses Act 1973, No. 39—</i>	Closer Settlement Board	Tasmanian Development Authority
Section 52 (2)  <i>Justices Act 1959, No. 77—</i>	regard—	regard to—
Section 143 (1)  <i>Land and Income Taxation Act 1910, 1 Geo. V No. 47—</i>	1934,	1934 and to
Section 16A (1)	Board of Management of the Agricultural Bank of Tasmania	Tasmanian Development Authority
	Board by the <i>State Advances Act 1935,</i>	Authority by the <i>Tasmanian Development Act 1983</i>
Section 16A (2)	Board	Authority
Section 28 (d)	Agricultural Bank of Tasmania	Tasmanian Development Authority
<i>Lands Resumption Act 1957, No. 88—</i>		
Section 24	(1)	



## SCHEDULE 2—continued

COLUMN 1 Provision	COLUMN 2 Omission	COLUMN 3 Substitution
<b><i>Land Titles Act 1980, No. 19—</i></b>		
Section 38 (2)	<i>Arbitration Act 1892</i>	<i>Commercial Arbitration Act 1986</i>
Section 53 (1)	Manager of the Agricultural Bank of Tasmania	managing director of the Tasmanian Development Authority
Section 168 (2)	<i>Electoral Act 1907</i>	<i>Electoral Act 1985</i>
<b><i>Land Valuation Act 1971, No. 59—</i></b>		
Section 41 (1) (b)	item 28	item 25
<b><i>Launceston Corporation Act 1963, No. 82—</i></b>		
Section 43 (1)	subsection (1A)	subsection (1A),
Section 190 (2)	Commissioner of Crown Lands	Minister administering the <i>Crown Lands Act 1976</i>
Section 190 (3)	Commissioner of Crown Lands	Minister administering <i>Crown Lands Act 1976</i>
Section 190 (4)	Commissioner	Minister administering the <i>Crown Lands Act 1976</i>
<b><i>Launceston Gas Company Act 1982, No. 19—</i></b>		
Section 15 (1), definition of “municipality”	, the municipality of Lilydale, the municipality of St Leonards,	

## SCHEDULE 2—continued

COLUMN 1 Provision	COLUMN 2 Omission	COLUMN 3 Substitution
<b><i>Legal Assistance Act</i> 1962, No. 28—</b>		
Section 9	<i>Matrimonial Causes Act 1860</i> or in the those Acts and either of those Acts	that Act and those that Act
<b><i>Libraries Act 1984,</i> No. 109—</b>		
Section 13 (c)	municipalities of Burnie, Circular Head, Gormanston, King Island, Penguin, Queenstown,	city of Burnie and the municipalities of Circular Head, King Island, Lyell, Penguin,
Section 14 (4) (c) (i) (A)	municipality	city
Section 14 (4) (c) (i) (F)	Gormanston, Queenstown,	Lyell
Section 14 (4) (f) (i) (A)	municipality	city
<b><i>Local Government Act</i> 1962, No. 67—</b>		
Section 4 (1), the definition of "block"	lord	owner
Section 144 (10)	Her Majesty's	the
Section 149 (5)	of Her Majesty's or her royal predecessors' Naval, Military, or Air Forces;	Naval, Military or Air Force in the service of the Crown;
Section 176 (1) (b)	Queen's	
Section 203 (3)	Her Majesty or her predecessors	the Crown
	Her Majesty	the Crown
Section 282 (2)	Her Majesty's	the
Section 284 (1) (b)	Her Majesty's	the

## SCHEDULE 2—continued

COLUMN 1 Provision	COLUMN 2 Omission	COLUMN 3 Substitution
Section 296 (2) (c)	Her Majesty's	the
Section 297	A savings bank within the meaning of the <i>Savings Banks Act 1848</i> and the	The
Section 330 (1)	Her Majesty's	the
Section 330 (7)	Her Majesty's	the
Section 330 (8)	Her Majesty her	the Crown the
Section 450 (3)	lord	owner
Section 458 (1) (a)	Her Majesty's	the State
Section 458 (2)	her Majesty's	the State
Section 461H (1) (c)	1924	1966
Section 467 (4) (a) (ii)	in section 361,	in section 11 (2) of the <i>Local Government (Highways) Act 1982</i> ,
Section 470 (5)	Town and Country Planning	
Section 472 (4)	for business purposes	as a place of business
Section 472 (5)	for some particular purpose	as a place of business of a particular kind
Section 472 (6)	for business purposes	as a place of business
Section 472 (6) (b) (i)	lord	owner
Section 472 (7)	"business purposes" means as—	"a place of business" means—
Section 473A (7)	Her Majesty's	the
Section 528, definition of "civil defence"	air raids and other warlike acts of the Queen's enemies;	enemy action in war or warlike operations;
Section 530 (1)	warlike operations of the Queen's enemies	enemy action in war or warlike operations

SCHEDULE 2—*continued*

COLUMN 1 Provision	COLUMN 2 Omission	COLUMN 3 Substitution
Section 531 (b)	Queen's	
Section 531A (3) (b)	Queen's	
Section 531A (4)	Queen's service Queen's government	service of the Crown government
Section 596 (1)	Her Majesty's	the
Section 627 (5) (a)	the the Queen's	the
Section 658 (3)	slaughtered at the slaughterhouse	slaughtered at the abattoir or slaughterhouse
Section 685A (1)	Her Majesty's	the
Section 690A (5) (c)	lord	owner
Section 739 (3) (c)	Her Majesty's	the
Section 760	published by proclamation	
Section 767	Her Majesty's	the
Section 768 (c) (ii)	Her Majesty's	the
Section 776 (9)	Her Majesty's	The
Section 784	Her Majesty	The Governor
Section 851 (1) (c)	1943 or  1927	1943,  1927 or the <i>Workers Compensation Act 1988</i> ,
Paragraph 35 of Schedule 6	Urban Brigades	Urban Fire Brigades
Paragraph 36 of Schedule 6	Conferring on city and municipal architects any of the powers of surveyors, and requiring  such	Requiring     city

## SCHEDULE 2—continued

COLUMN 1 Provision	COLUMN 2 Omission	COLUMN 3 Substitution
<b><i>Local Government (Highways) Act 1982, No. 57—</i></b>		
Section 4 (4)	Director of Main Roads	Secretary
Section 44 (1)	Director of Main Roads	Secretary
<b><i>Magistrates Court (Small Claims Division) Act 1989, No. 14—</i></b>		
Section 29 (8)	Subsection (3) (a)	this section
<b><i>Maintenance Act 1967, No. 36—</i></b>		
Section 49 (2)	of this section that section	that subsection
Section 71 (1), definition of “overseas order”	to reciprocating	to a reciprocating
<b><i>Marine Act 1976, No. 18—</i></b>		
Section 10 (2) (b)	other persons (being officers of constituent boards);	shall be persons who are officers of constituent boards;
Section 10 (2) (c)	the person	one shall be the person
Section 126	concerned	concerned in
Section 200 (1) (l)	these installations	those installations
Schedule 4	steam vessel steam vessels	steamship steamships
<b><i>Marriages Registration Act 1962, No. 23—</i></b>		
Section 6 (4)	Registrar	Registrar-General
Section 6 (5)	Registrar	Registrar-General

## SCHEDULE 2—continued

COLUMN 1 Provision	COLUMN 2 Omission	COLUMN 3 Substitution
Section 10 (5)	Registrar	Registrar-General
Section 11 (1)	Registrar	Registrar-General
<i>Mental Health Act</i> 1963, No. 63—		
Section 40	Director of Social Welfare	Director for Community Welfare
<i>Metropolitan Transport Act 1954,</i> No. 77—		
Section 51 (5)	An	A
Section 51 (6)	An	A
<i>Mount Cameron Water-race Act</i> 1926, 17 Geo. V No. 28—		
Section 5 (5)	Consolidated Revenue	Consolidated Fund
Section 6 (1)	Public Debts  , or transferred by them under the provisions of section seven hereof, together with all moneys now in their hands under or for the purposes of any Act hereby repealed,	State
<i>National Companies and Securities Commission (State Provisions) Amendment Act</i> 1987, No. 10—		
Section 1	Bill	Act

## SCHEDULE 2—continued

COLUMN 1 Provision	COLUMN 2 Omission	COLUMN 3 Substitution
<i>Noxious Insects and Molluscs Act 1951, No. 65—</i>		
Section 2, definition of “noxious insect”	<i>Phylum arthropoda</i>	Phylum Arthropoda
<i>Oil Pollution Act 1961, No. 15—</i>		
Section 18 (1)	one hundred and sixty-eight	198
<i>Parole Act 1975, No. 73—</i>		
Section 12A (2) (b)	a sentence of imprisonment imposed by	detention in accordance with an
Section 12B (1)	a sentence imposed by	detention in accordance with an
Section 12D (3)	being to be served	being served
<i>Parole Amendment Act 1987, No. 7—</i>		
Section 10 (4)	<i>Criminal Code</i>	<i>Criminal Code and the Justices Act 1959</i>
	it	them
<i>Pay-roll Tax Amendment Act 1984, No. 79—</i>		
Section 6	inserted in	inserted in Part III of

## SCHEDULE 2—continued

COLUMN 1 Provision	COLUMN 2 Omission	COLUMN 3 Substitution
<i>Penalty Units and Other Penalties Act 1987, No. 13—</i>		
Section 2 (3) (b)	commence on the day so fixed by proclamation	be repealed
<i>Pharmacy Act 1908, 8 Edw. VII No. 33—</i>		
Section 17A (3)	<i>Mental Health Act</i>	<i>Mental Health Act 1963</i>
Section 17A (8B)	<i>Arbitration Act 1892</i>	<i>Commerical Arbitration Act 1986</i>
Section 17A (9)	Director of Psychiatric Services	Medical Commissioner of Mental Health Services
Section 27 (1)	Except as provided in sections 41 to 44, nothing	Nothing
Section 38 (2) (a)	manufacturing chemist, or wholesale chemist,	
<i>Physiotherapists' Registration Act 1951, No. 75—</i>		
Section 10 (1) (d)	require;	require; or
Section 17 (a)	register;	register; or
<i>Podiatrists Registration Act 1974, No. 39—</i>		
Section 22 (3)	does	do



## SCHEDULE 2—continued

COLUMN 1 Provision	COLUMN 2 Omission	COLUMN 3 Substitution
<i>Police Regulation Act</i> 1898, 62 Vict. No. 48—		
Section 31 (3)	, cadet, technical officer, or departmental employee	or cadet
<i>Public Health Act</i> 1962, No. 75—		
Section 121 (1)	Revenue	Fund
Section 138 (2)	Revenue	Fund
<i>Public Health Act</i> (No. 2) 1976, No. 21—		
Part I of the Schedule	paragraphs (a), (h), (j), and (q) of subsection (9) of section 142	paragraphs (a), (j) and (q) of subsection (9) of section 142
<i>Queen Victoria Hospital Act (Repeal) Act 1987,</i> No. 18—		
Section 5 (1) (d)	, the <i>Queen Victoria Maternity Hospital Act 1967</i> , the <i>Queen Victoria Hospital Act 1979</i> , the <i>Queen Victoria Hospital Amendment Act</i> 1982,	

## SCHEDULE 2—continued

COLUMN 1 Provision	COLUMN 2 Omission	COLUMN 3 Substitution
<b><i>Racing Amendment Act (No. 2) 1985, No. 123—</i></b>  Section 6	Section 11 (1)	Section 11 (1AA)
<b><i>Radiographers Registration Act 1971, No. 89—</i></b>  Section 6 (2)	Secretary of	secretary to
<b><i>Railways Clauses Consolidation Act 1901, 1 Edw. VII No. 14—</i></b>  Section 51 (1)	Commissioner of Crown Lands	Minister administering the <i>Crown Lands Act 1976</i>
<b><i>Railways (Transfer to Commonwealth) (Retirement Benefits) Act 1977, No. 68—</i></b>  Section 3 (2)	the the prescribed date	the prescribed date
<b><i>Revenue (Miscellaneous Provisions) Act 1984, No. 55—</i></b>  Section 1	1983	1984

## SCHEDULE 2—continued

COLUMN 1 Provision	COLUMN 2 Omission	COLUMN 3 Substitution
<i>Road Safety (Alcohol and Drugs) Act</i> 1970, No. 77—		
Section 5 (2)	that subsection	this section
Section 13 (5) (a)	holding office in the Public Service	who is an employee, within the meaning of the <i>Tasmanian State Service Act</i> 1984
<i>Second-hand Dealers Act</i> 1905, 5 Edw. VII No. 28—		
Section 2 (1), paragraph (a) of definition of “second-hand dealer”	<i>Auction Act</i> 1913	<i>Auctioneers and Estate Agents Act</i> 1959
<i>Securities Industry (Application of Laws) Act</i> 1981, No. 29—		
Section 16 (1)	paragraph (g) of that paragraph.	that definition.
<i>Sewers and Drains Act</i> 1954, No. 67—		
Section 35 (3) (a)	Commissioner of Crown Lands	Minister administering the <i>Crown Lands Act</i> 1976
<i>State Employees (Long Service Leave) Act</i> 1950, No. 81—		
Schedule 1	<i>Regulations</i>	<i>Regulation</i>

## SCHEDULE 2—continued

COLUMN 1 Provision	COLUMN 2 Omission	COLUMN 3 Substitution
<b><i>Statutory Salaries Act</i> 1979, No. 32—</b>		
Section 6 (1)	Part V of the <i>Public Service Act</i> 1973	the <i>Industrial Relations Act</i> 1984
Section 6 (2)	<i>Public Service Act</i> 1973	<i>Industrial Relations Act</i> 1984
<b><i>Stock Act</i> 1932, 23 Geo V No. 54—</b>		
Section 62 (1)	(other than an officer of the Public Service) of the Board	of the Board (other than any person employed under the <i>Tasmanian State Service Act</i> 1984)
<b><i>Sunday Observance Act</i> 1968, No. 32—</b>		
Section 11	<i>Factories, Shops, and Offices Act</i> 1965	<i>Industrial Safety, Health, and Welfare Act</i> 1977
<b><i>Testator's Family Maintenance Act</i> 1912, 3 Geo. V No. 7—</b>		
Section 2 (1), definition of "adopted child"	provisions of the <i>Adoption of Children Act</i> 1920	law relating to the adoption of children
<b><i>Town Building Act</i> 1962, No. 74—</b>		
Section 8	<i>Arbitration Act</i> 1892	<i>Commercial Arbitration Act</i> 1986
Section 10	ten feet	3 metres

## SCHEDULE 2—continued

COLUMN 1 Provision	COLUMN 2 Omission	COLUMN 3 Substitution
<b><i>Valuers Registration Act 1974, No. 65—</i></b>		
Section 7 (3)	officer of the Public Service	employee, within the meaning of the <i>Tasmanian State Service Act 1984</i> ,
	Public Service Board	Commissioner for Public Employment
	officer so	employee so
	in the Public	in the State
<b><i>War Service Land Settlement Act 1950, No. 82—</i></b>		
The First Schedule	Board	Authority
The Second Schedule	Board	Authority
<b><i>Water Act 1957, No. 39—</i></b>		
Section 31A (2)	Minister for Lands and Works,	Minister administering the <i>Crown Lands Act 1976</i> ,
Section 41 (6)	Department of Public Works,	responsible department in relation to the <i>Public Works Construction Act 1880</i> ,
<b><i>Workers Compensation Act 1988, No. 4—</i></b>		
Section 151 (3) (a)	Secretary for Labour	Secretary

## SCHEDULE 2—continued

COLUMN 1 Provision	COLUMN 2 Omission	COLUMN 3 Substitution
<b><i>Wrest Point Casino Licence and Development Act 1968, No. 78—</i></b>  Schedule 1, Clause 2 of the Principal Agreement, definition of “Authorized machine”	this	the

**SCHEDULE 3**

Section 4 (2)

**ACTS AMENDED*****Abandoned Lands Act 1973, No. 42 of 1973***

## Section 3—

- (a) Omit the definition of “Commissioner”.
- (b) Omit the definition of “Director” and substitute the following definition:—  
    “**Director**” means the Director-General of Lands;

Sections 4 (1) and (2), 5 (1) and (2), 6 (1) and (2), 9 (1), (7), (8) and (9), 11 (3), (4) and (6) and 12 (2) and (3)—  
Omit “Commissioner” (wherever occurring) and substitute “Minister”.

## Section 9 (9)—

Omit “Commissioner may approve” and substitute “Director thinks fit”.

***Acts Reprinting Act 1979, No. 11 of 1979***

## Section 2—

Omit paragraph (ha) from the definition of “referential expression” and substitute the following paragraph:—  
(ha) “of this subparagraph”;

***Administrative Arrangements Act 1990, No. 4 of 1990***

## Section 3—

- (a) Omit “1984,” from the definition of “State authority” and substitute “1984.”.
- (b) Omit the definition of “Treasurer”.

***Administrative Arrangements (Miscellaneous Amendments) Act 1990, No. 5 of 1990***

## Schedule 1—

- (a) Omit “subsection (1) (b)” from the amendments relating to the *Burnie Marine Board Loan Act 1936* and substitute “subsection (2) (b)”.
- (b) Omit clause 3 from the amendments relating to the *Stamp Duties Act 1931*.

## Schedule 3—

Omit from clause 1 “10” and substitute “9”.

## SCHEDULE 3—continued

***Alcohol and Drug Dependency Act 1968, No. 61 of 1968***

## Section 2—

(a) Omit subparagraph (i) of paragraph (a) of subsection (3).

(b) Omit subsection (4).

## Section 39—

Omit subsection (9).

## Section 43—

Omit the section.

***Aluminium Industry Act 1960, No. 64 of 1960***

## Section 3—

(a) Omit paragraph (b) from the definition of “industrial award” and substitute the following paragraph:—

(b) an award under the *Industrial Relations Act 1984*;

(b) Omit the definition of “Loan Fund”.

***Ambulance Service Act 1982, No. 105 of 1982***

## Section 6—

Omit subsection (3).

***Australian Citizenship (Miscellaneous Amendments) Act 1986, No. 88 of 1986***

## Schedule 1—

Omit the item relating to the amendment of section 46A (3) of the *Acts Interpretation Act 1931*.

***Boundary Fences Act 1908, 8 Edw. VII No. 40***

## Section 26—

Omit everything after paragraph (b) and substitute the following:—

the same shall, unless otherwise specially provided for, be referred to and decided by arbitration in accordance with the *Commercial Arbitration Act 1986*.

***Building and Construction Industry Training Fund Act 1990, No. 38 of 1990***

## Section 3 (1)—

Omit the definition of “project owner” and substitute the following definition:—



SCHEDULE 3—*continued*

**“project owner”**, in respect of building or construction work, means—

- (a) the person who is required to obtain a building notice for the building or construction work; or
- (b) in the case of work carried out on behalf of the Crown by a person or body other than an officer or employee of the Crown, that person or body; or
- (c) in the case of work carried out by or on behalf of a public authority, that authority; or
- (d) in the case of work carried out on behalf of a local authority by a person or body other than an employee of that local authority, that person or body; or
- (e) in any other case—
  - (i) the person or body for whose direct benefit building or construction work exists upon its completion; or
  - (ii) if that person or body has engaged another person or body, other than as an employee, to carry out or cause to be carried out all of the building or construction work, the person or body so engaged;

***Commercial and Inquiry Agents Act 1974, No. 88 of 1974***

Section 3 (2)—

Omit “After the expiration of 3 months from the commencement of this Act, no” and substitute “No”.

Section 14—

Omit subsection (2).

SCHEDULE 3—*continued****Constitution Amendment Act 1991, No. 33 of 1991***

Long title—

Omit “**amend the *Constitution Act 1934* and for other purposes**” and substitute “**validate certain taxing Acts**”.

Section 1—

Omit “**Amendment**” and substitute “**(Validation of Taxing Acts)**”.

Section 3—

Omit the section.

***Defacement of Property Act 1898, 62 Vict. No. 5***

Section 4A—

Omit the section and substitute the following section:—

**Employment of employees of Department of  
Tourism, Sport and Recreation**

4A—For the purposes of the enforcement of this Act, the Director may employ the services of an employee, within the meaning of the *Tasmanian State Service Act 1984*, who is employed in the execution of the *Tourism Act 1977*.

Section 8A (e)—

Omit subparagraph (i) and substitute the following subparagraph:—

- (i) within the boundaries of the cities of Hobart, Launceston, Glenorchy, Devonport or Burnie;

***Director of Public Prosecutions Act 1973, No. 11 of 1973***

Section 8—

Omit subsection (4) and substitute the following subsection:—

(4) This section does not apply to or in relation to a person who, at the time of being appointed as Director, is an employee, within the meaning of the *Tasmanian State Service Act 1984*, or in the Public Service of another State, or of the Commonwealth.

SCHEDULE 3—*continued****Education Act 1932, 23 Geo. V No. 22***

## Section 46A—

- (a) Omit “subject to subsection (3A), 5” from subsection (3) (a) and substitute “4”.
- (b) Omit “subject to subsection (3A), 2” from subsection (3) (ab) and substitute “3”.
- (c) Omit subsection (3A).

## Section 47 (7)—

Omit paragraph (b) and substitute the following paragraph:—

- (b) require the parents, guardians or other persons having the custody of any child attending a State school to enter into an agreement indemnifying the Crown and all or any specified persons employed in the Department against any action, claim or demand arising or likely to arise by reason of the death of, or any injury to, any child who proceeds on any such expedition, excursion or journey; and

***Emergency Services Act 1976, No. 29 of 1976***

## Section 2—

Omit the definition of “emergency” and substitute the following definition:—

- “emergency” means any situation in which a disaster appears likely to occur;

***Environment Protection Act 1973, No. 34 of 1973***

## Section 5—

Omit subsection (8).

***Forest Practices (Miscellaneous Amendments) Act 1985, No. 49 of 1985***

## Schedule 1—

Omit “Section 2 (1)—” from the amendments relating to the *Forestry Act 1920* and substitute “Section 4 (1)—”.

## SCHEDULE 3—continued

**Hospitals Act 1918, 9 Geo. V No. 70**

## Section 72—

Omit subsection (2) and substitute the following subsection:—

(2) It is the duty of every officer, employee or servant employed in or in respect of any such establishment to give to the Minister all information within the knowledge of such officer, employee or servant which the Minister shall require with respect to all matters in connection with the establishment.

## Schedule 4—

Omit clause 3 and substitute the following clause:—

**Remuneration of members**

3—The chairman of the Tribunal or the chairman's deputy and the members of the Tribunal or their deputies shall be paid such remuneration and allowances as the Governor may determine but no remuneration shall be paid to a member of the Tribunal who is an employee, within the meaning of the *Tasmanian State Service Act 1984*, except with the approval of the Head of the Agency in which the employee is employed.

**Hydro-Electric Commission Act 1944, 8 & 9 Geo. VI No. 22**

## Schedule 2—

Omit from clause 3 (2) (d) the following:—

“(a) the Corporation has failed—  
(i) to exercise a power,”

and substitute the following:—

“(a) the Corporation has failed to exercise a power,”.

**Jury Act 1899, 63 Vict. No. 32**

## Section 6 (6)—

Omit paragraphs (c) and (d) and substitute the following paragraph:—

SCHEDULE 3—*continued*

- (d) detention in accordance with an order under section 392 (2) of the *Criminal Code*; and

## Schedule I—

- (a) Omit subclause (i) of clause 1 and substitute the following subclause:—
- (i) The Commissioner of Police, the Deputy Commissioner of Police, police officers within the meaning of the *Police Regulation Act 1898* and persons appointed pursuant to that Act to any position or employment, and the spouses of persons exempt from service as jurors by virtue of this subparagraph;
- (b) Omit subclause (e) of clause 4 and substitute the following subclause:—
- (e) The *Veterinary Surgeons Act 1987*;
- (c) Omit subclauses (g) and (h) of clause 4 and substitute the following subclause:—
- (g) The *Nursing Act 1987*—

***Justices Act 1959, No. 77 of 1959***

## Section 3 (1)—

- (a) Omit the definitions of “gaol” and “gaoler” and substitute the following definitions:—
- “gaol” means a prison within the meaning of the *Prison Act 1977*;
- “gaoler” means—
- (a) in relation to a gaol that is a prison to which section 6 (3) of the *Prison Act 1977* applies, the Director of Corrective Services; and
- (b) in relation to a gaol that is a prison to which subsection (6) of section 6 of that Act applies, a gaoler for that prison in accordance with that subsection;
- (b) Insert the following definition after the definition of “police officer”:—
- “probation officer” means a probation officer as defined by the *Probation of Offenders Act 1973*;

SCHEDULE 3—*continued****Law Reform Commissioner Act 1988, No. 9 of 1988***

## Schedule 1—

Omit the items relating to Act No. 41 of 1975, Act No. 29 of 1979, Act No. 31 of 1979 and Act No. 10 of 1982.

***Liquor and Accommodation Act 1990, No. 44 of 1990***

## Section 24 (3) (b)—

Omit “section 24 (2)” and substitute “section 23 (2)”.

## Section 102 (2)—

Omit “March” and substitute “April”.

## Schedule 3—

Omit clause 1 of the item relating to the *Fire Service Act 1979* and substitute the following clause:—

1. Section 29 (10) (e) is amended as follows:—

(a) by omitting subparagraph (i) and substituting the following subparagraph:—

(i) premises specified in a licence granted under the *Liquor and Accommodation Act 1990*;

(b) by omitting subparagraph (iv);

(c) by omitting “subparagraphs (i), (ii), (iii) and (iv)” and substituting “subparagraphs (i), (ii) and (iii)”.

***Local Government Act 1962, No. 67 of 1962***

## Schedule 5—

Omit the Schedule.

***Long Service Leave (Construction Industry) Act 1971, No. 64 of 1971***

## Schedule 2, Part I, clause 5 (b)—

Omit “evidence;” and substitute “evidence; or”.

## Schedule 2, Part I, clause 5 (c)—

Omit “otherwise; or” and substitute “otherwise.”.

## Schedule 2, Part I, clause 5—

Omit subparagraph (d).

SCHEDULE 3—*continued***Magistrates Court Act 1987, No. 45 of 1987**

## Section 3—

Omit all the definitions from and including the definition of “Magistrates Court” and substitute the following definitions:—

“**Magistrates Court**” means the Magistrates Court of Tasmania established by this Act;

“**part-time Workers Compensation Commissioner**” means a person appointed and holding office under section 19 of the *Workers Compensation Act 1988*;

“**the regulations**” means regulations made and in force under this Act;

“**Workers Compensation Commissioner**” means the person appointed and holding office under section 17 of the *Workers Compensation Act 1988*.

## Section 15—

Omit subsection (5) and substitute the following subsection:—

(5) The Chief Magistrate shall direct in which lower courts and at what times each magistrate, justice, commissioner, coroner, part-time Workers Compensation Commissioner or the Workers Compensation Commissioner shall sit.

## Section 16—

Omit subsection (1) and substitute the following subsections:—

(1) The Minister administering the *Tasmanian State Service Act 1984* may appoint a person employed under that Act to be Administrator of the Magistrates Court and that person shall hold that office in conjunction with a position or an office under that Act.

## SCHEDULE 3—continued

(1A) A person holding the office of Administrator of the Magistrates Court immediately before the commencement of the *Administrative Arrangements (Miscellaneous Amendments) Act 1990* shall be deemed to hold that office under the provisions of the Principal Act as in force on that commencement and shall continue to hold that office under the same terms and conditions, including remuneration, that applied to that person immediately before that commencement.

***Mental Health Act 1963, No. 63 of 1963***

## Section 9—

(a) Omit subsection (2) and substitute the following subsection:—

(2) The provisions of Schedule 4 have effect with respect to the constitution of the Tribunal.

(b) Omit “Commission” from subsection (3) and substitute “Secretary of the Department”.

## Section 47 (2) (a)—

Omit “in—” and subparagraphs (i) and (ii) and substitute “in an institution within the meaning of section 72 of the *Police Offences Act 1935*; and”.

## Section 47—

Omit subsection (8).

## Section 60—

Omit subsection (2).

***Mental Health Services Act 1967, No. 24 of 1967***

## Sections 26, 27 and 28—

Repeal the sections.

***Miners' Pensions Act 1982, No. 90 of 1982***

## Section 3 (1)—

Omit the definitions of “officer of the Public Service” and “Public Service”.

***Mount Dundas and Zeehan Railway Act 1890, 54 Vict. No. 54***

## Section 2—

Omit the definition of “the Commissioner” and substitute the following definition:—

“the Commissioner” means a warden within the meaning of the *Mining Act 1929*;



## SCHEDULE 3—continued

**Mount Lyell and Strahan Railway Act 1892, 56 Vict.—Private**

## Section 2—

Omit the definition of “the Commissioner” and substitute the following definition:—

“the Commissioner” means a warden within the meaning of the *Mining Act 1929*;

**North Mount Lyell and Macquarie Harbour Railway Act 1897, 61 Vict.—Private**

## Section 2—

Omit the definition of “the Commissioner” and substitute the following definition:—

“the Commissioner” means a warden within the meaning of the *Mining Act 1929*;

**Nursing Act 1987, No. 65 of 1987**

## Schedule 3—

Omit the item relating to Act No. 71 of 1977.

**Ombudsman Act 1978, No. 82 of 1978**

## Section 7—

Omit subsection (3) and substitute the following subsection:—

(3) If an employee, within the meaning of the *Tasmanian State Service Act 1984*, is appointed to the office of Ombudsman, that employee is entitled to retain all his or her existing and accruing rights as if that employee’s service in that office were a continuation of his or her service as an employee within the meaning of that Act.

## Schedule 2—

Omit “1983” from clause 5 and substitute “1984”.

**Pesticides Act 1968, No. 86 of 1968**

## Section 3 (2)—

Omit paragraphs (a) and (b) and substitute the following paragraphs:—

(a) two shall be employees, within the meaning of the *Tasmanian State Service Act 1984*, nominated by the Minister;

(b) two shall be employees, within the meaning of the *Tasmanian State Service Act 1984*, nominated by the Minister administering the *Stock Act 1932*;

## SCHEDULE 3—continued

**Poisons Act 1971, No. 81 of 1971**

## Section 19—

ReNUMBER subsection (2), as inserted by Schedule 1 to the *Tasmanian State Service (Miscellaneous Amendments) Act 1984*, as subsection (1A).

## Section 92 (6)—

Insert the following paragraph after paragraph (a):—

(b) in the interests of the person's health or welfare, it is desirable to suspend or revoke the right.

**Police Offences Act 1935, 26 Geo. V No. 44**

## Section 13—

Omit subsections (10A), (11A) and (12A).

## Section 18—

ReNUMBER subsection (1A), as inserted by Schedule 1 to the *Penalty Units and Other Penalties Act 1987*, as subsection (1AA).

## Section 32—

ReNUMBER subsection (1A), as inserted by Schedule 1 to the *Penalty Units and Other Penalties Act 1987*, as subsection (1AA).

## Section 39A (a)—

(a) Omit "mark" (first occurring) and substitute "brand".

(b) Omit "*Stock Act 1932*" and substitute "*Stock (Brands and Movement) Act 1984*".

(c) Omit "or mark".

## Section 43—

Omit subsection (1) and substitute the following subsection:—

(1) A person finding and taking possession of any money, goods or chattels shall not fail to convey and deliver the same to a neighbouring police station within 7 days after such taking of possession, unless, if the owner is known to that person, he or she has within that time restored the same to such owner.

SCHEDULE 3—*continued****Police Regulation Act 1898, 62 Vict. No. 48***

## Section 50D—

Omit subsection (13) and substitute the following subsection:—

(13) For the purposes of this section, “police officer” includes a cadet.

## Schedule 2, Forms 1 and 2—

(a) Omit “Lord the King” (wherever occurring).

(b) Omit “His Majesty’s” (wherever occurring) and substitute “the Sovereign’s”.

***Prison Act 1977, No. 19 of 1977***

## Section 6—

Omit subsection (6) and substitute the following subsection:—

(6) The Secretary may appoint—

(a) an employee employed in the Department;  
or

(b) with the approval of the Commissioner of Police, a police officer—

to be a gaoler for a prison other than one referred to in subsection (3).

***Public Health Act 1962, No. 75 of 1962***

## Section 139—

Repeal the section and substitute the following section:—

***Appropriation***

139—All fees and expenses received by virtue of this Act by or on behalf of the Minister or an employee, within the meaning of the *Tasmanian State Service Act 1984*, acting under his or her control shall be paid into the Consolidated Fund.

***Public Health Act (No. 2) 1976, No. 21 of 1976***

## New section 7—

Insert the following section after section 6:—

***Amendment of Industrial Safety, Health, and Welfare Act 1977***

7—Section 12 of the *Industrial Safety, Health, and Welfare Act 1977* is amended by omitting “or a drug”.

## SCHEDULE 3—continued

**Public Health Amendment Act 1984, No. 100 of 1984**

## Section 2 (1)—

(a) Omit “and 17” and substitute “17 and 20 and Schedule 2”.

(b) Omit subsection (4).

**Rules Publication Act 1953, No. 50 of 1953**

## Section 4 (1)—

Omit paragraph (b).

**Soft Fruit Industry Act (Repeal) Act 1986, No. 24 of 1986**

## Schedule 1—

Omit the item relating to Act No. 107 of 1973.

**Stamp Duties Act 1931, 22 Geo. V No. 19**

## Section 3 (1)—

(a) Omit the definitions of “broker” and “broker’s agent”.

(b) Omit the definition of “dealer” and substitute the following definition:—

“dealer” means a dealer as defined in the *Securities Industry (Tasmania) Code*;

**Statute Law Revision Act 1985, No. 51 of 1985**

## Section 4 (2)—

Omit “Act 1984” from paragraph (f) and substitute “Act (No. 2) 1984”.

## Schedule 1—

Omit the following items:—

*Sale of Blood Act* 1978, No. 46 of 1978

*Traffic Act* 1976, No. 37 of 1976

*Wheat Marketing Amendment Act* 1982, No. 95 of 1982

## Part I of Schedule 2—

Omit “Act 1984” from the item relating to the *Parliamentary Salaries and Allowances Amendment Act* 1984 and substitute “Act (No. 2) 1984”.

## Part II of Schedule 2—

Omit the item relating to the *Public Servants’ Retiring and Death Allowances Act* 1925.

## SCHEDULE 3—continued

***Supreme Court Act 1887, 50 Vict. No. 36***

Renumber section 3, as inserted by the *Tasmanian State Service (Miscellaneous Amendments) Act 1984*, as section 2A.

***Tasmanian Development Act 1983, No. 84 of 1983***

## Section 33—

Omit subsection (2) and substitute the following subsection:—

(2) The remuneration, allowances and expenses of an administrator of the Authority who is not an employee, within the meaning of the *Tasmanian State Service Act 1984*, is an expense referred to in subsection (1).

***Tasmanian Museum Act 1950, No. 55 of 1950***

## Section 5A—

Omit the section.

***Tasmanian State Service (Miscellaneous Amendments) Act 1984, No. 29 of 1984***

## Schedule 1—

- (a) Omit paragraph (d) of item 9 of the amendments relating to the *Metropolitan Transport Act 1954*.
- (b) Omit “subsections (1) and (2)” from item 13 of the amendments relating to the *Police Regulation Act 1898* and substitute “subsection (2)”.
- (c) Omit item 3 of the amendments relating to the *Prison Act 1977*.
- (d) Insert “of clause 5” in paragraph (e) of item 7 of the amendments relating to the *Racing Act 1983* after “subclause (3)”.
- (e) Omit “salary” in paragraph (c) of item 1 of the amendments relating to the *State Employees (Long-Service Leave) Act 1950* and substitute “Secretary”.
- (f) Omit “1925” from the heading of the item relating to the amendment of the *State Loans to Local Bodies Act 1925* and substitute “1929”.

## SCHEDULE 3—continued

***Tasmanian State Service (Miscellaneous Amendments)  
Amendment Act 1985, No. 63 of 1985***

## Section 3—

- (a) In paragraph (i) omit from paragraph (a) of item 1 “parent” and substitute “special education facility”.
- (b) In paragraph (l) omit from paragraph (a) of item 7A “before” and substitute “after”.
- (c) In paragraph (m) renumber items 7C and 7D as items 8A and 8B respectively.
- (d) Omit paragraph (v).

***Trustee Act 1898, 62 Vict. No. 34***

## Section 5 (1)—

Omit subparagraph (i) of paragraph (c) and substitute the following subparagraph:—

- (i) that is charged on the funds or property of the State Fire Commission or of a municipality or marine board in this State; and

## Section 25AA (14)—

Omit “*Real Property Act 1862*” and substitute “*Land Titles Act 1980*”.

***Van Diemen’s Land Company’s Waratah and Zeehan Railway  
Act 1895, 59 Vict.—Private***

## Section 3—

Omit the definition of “the Commissioner” and substitute the following definition:—

“the Commissioner” means a warden within the meaning of the *Mining Act 1929*;

***Water Act 1957, No. 39 of 1957***

## Section 2—

Omit subsection (4).

SCHEDULE 3—*continued*

## Section 75A (8)—

Omit paragraph (b) and substitute the following paragraph:—

- (b) where it could make an order under subsection (1) to restore or mitigate, may by employees appointed pursuant to section 14 and its servants and agents carry out such works as it might so order, using the powers set forth in section 65 (1) (a), (b) and (c) and recover its expenses of so doing from the person it could have ordered to carry out those works.

***Workers Compensation Act 1988, No. 4 of 1988***

## Section 19—

Omit subsection (5) and substitute the following subsection:—

- (5) A person who is—

- (a) appointed as a part-time Commissioner under this section; or  
(b) a part-time Commissioner pursuant to section 13 (2) of the *Magistrates Court Act 1987*—

has and may exercise all the powers and may perform all the functions of the Commissioner under this Act or any other law.

***Workers' (Occupational Diseases) Relief Fund Act 1954, No. 45 of 1954***

## Section 33—

Omit subsection (2).

---

## SCHEDULE 4

## Section 5

## REGULATIONS RESCINDED

Short title of regulations	Date of publication or notification in Gazette	Page of Gazette on which regulations are published	Serial number of statutory rules (if any)
<i>Crown Lands (Surveys) Regulations, 1946</i>	13 February 1946	93	....
	24 April 1946	800	....
<i>Fire Brigades (Election of Union Representatives) Regulations 1975</i>	15 January 1975	....	S.R. 1975, No. 2
<i>Industrial Development Amendment Regulations 1984</i>	22 February 1984	....	S.R. 1984, No. 44
<i>King Island Cottage Hospital Rules, 1944</i>	11 October 1944	2352	....
<i>Objectionable Publications Regulations 1955</i>	18 March 1955	....	S.R. 1955, No. 21
<i>Public Account Amendment Regulations 1980</i>	7 May 1980	....	S.R. 1980, No. 84.