

**TASMANIAN DEVELOPMENT (CONSEQUENTIAL
AMENDMENTS) ACT 1995**

No. 77 of 1995

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AN ACT to amend certain Acts in consequence of the enactment of the *Tasmanian Development Amendment Act 1995*

[Royal Assent 14 November 1995]

BE 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 *Tasmanian Development (Consequential Amendments) Act 1995*.

Commencement

2—This Act is taken to have commenced on 1 July 1995.

Amendments of certain Acts

3—The provisions of the Acts specified in column 1 of Schedule 1 are amended as specified in column 2 of that Schedule.

Amendment of Statutory Rules

4—The Statutory Rules specified in Schedule 2 are amended in the manner specified in that Schedule.

SCHEDULE 1

Section 3

AMENDMENTS OF CERTAIN ACTS

COLUMN 1 Acts and provisions amended	COLUMN 2 Amendment
<p><i>Beauty Point Landslip Act 1970</i> section 4 (2) (a)</p>	<p>omit "Chairman of the Tasmanian Development Authority" and substitute "chairperson of the Tasmania Development and Resources Board".</p>
<p><i>Closer Settlement Act 1957</i> section 3</p>	<p>(a) omit the definition of "Authority";</p> <p>(b) omit "the Authority" from the definition of "holding" and substitute "TDR";</p> <p>(c) omit "town." from the definition of "rural land" and substitute "town;";</p> <p>(d) insert after the definition of "rural land" the following definition:— "TDR" means Tasmania Development and Resources.</p>
<p>section 14 (1)</p>	<p>omit "The Authority" and substitute "TDR".</p>
<p>section 14 (2)</p>	<p>omit "The Authority" and "the Authority" and substitute "TDR".</p>
<p>section 20 (1)</p>	<p>omit "the Authority" (twice occurring) and substitute "TDR".</p>
<p>section 20 (2)</p>	<p>omit "the Authority" and substitute "TDR".</p>
<p>section 21 (1)</p>	<p>omit "The Authority" and substitute "TDR".</p>
<p>section 23 (1)</p>	<p>omit "the Authority" and substitute "TDR".</p>

COLUMN 1 Acts and provisions amended	COLUMN 2 Amendment
section 23 (2)	omit "the Authority" and substitute "TDR".
section 24	omit "the Authority" and substitute "TDR".
section 25 (1) (b)	omit "the Authority" and substitute "TDR".
section 25 (2)	omit "the Authority" and substitute "TDR".
section 26 (1)	omit "the Authority" and substitute "TDR".
section 26 (3)	omit "the Authority" and substitute "TDR".
section 27 (1)	omit "the Authority" and substitute "TDR".
section 27 (3)	omit "the Authority" and substitute "TDR".
section 28 (1)	omit "the Authority" and substitute "TDR".
section 28 (2)	omit "the Authority" and substitute "TDR".
section 28 (3)	omit "the Authority" and substitute "TDR".
section 28 (3A)	omit "the Authority" and substitute "TDR".
section 28 (4)	omit "the Authority" and substitute "TDR".
section 28 (6)	omit "the Authority" (wherever occurring) and substitute "TDR".
section 28 (7)	omit "the Authority" and substitute "TDR".
section 29 (1)	omit "the Authority" (wherever occurring) and substitute "TDR".
section 29 (2)	omit "the Authority" and substitute "TDR".
section 29 (3) (d)	omit "the Authority" and substitute "TDR".

COLUMN 1 Acts and provisions amended	COLUMN 2 Amendment
section 30 (1) (a) (v)	omit "the Authority" and substitute "TDR".
section 30 (1) (b)	omit "the Authority" (wherever occurring) and substitute "TDR".
section 30 (1) (c)	omit "the Authority" and substitute "TDR".
section 30 (2) (a)	omit "the Authority" and substitute "TDR".
section 31 (1) (a)	omit "the Authority" and substitute "TDR".
section 31 (2)	omit "the Authority" and substitute "TDR".
section 31 (3) (a)	omit "the Authority" and substitute "TDR".
section 31 (4)	omit "the Authority" and substitute "TDR".
section 31 (4A)	omit "the Authority" and substitute "TDR".
section 33 (1)	omit "The Authority" and substitute "TDR".
section 33 (2)	omit "The Authority" and substitute "TDR".
section 34	omit "The Authority" and substitute "TDR".
section 35 (3) (b)	omit "the Authority" and substitute "TDR".
section 35 (4)	omit "the Authority" and substitute "TDR".
section 35 (5)	omit "the Authority" and substitute "TDR".
section 35 (6)	omit "the Authority" and substitute "TDR".
section 35 (7)	omit "the Authority" (wherever occurring) and substitute "TDR". omit "the Authority's" and substitute "TDR's".

COLUMN 1 Acts and provisions amended	COLUMN 2 Amendment
section 35 (8)	omit "The Authority" and substitute "TDR".
section 35 (9)	omit "the Authority" and substitute "TDR".
section 35 (10)	omit "the Authority" and substitute "TDR".
section 35 (11)	omit "the Authority" and substitute "TDR".
section 35 (14)	omit "the Authority" (wherever occurring) and substitute "TDR".
section 36 (1)	omit "the Authority" and substitute "TDR".
section 36 (2)	omit "the Authority" and substitute "TDR".
section 37 (1)	omit "the Authority" (wherever occurring) and substitute "TDR".
section 37 (2)	omit "the Authority" and substitute "TDR".
section 37 (3)	omit "the Authority" (wherever occurring) and substitute "TDR".
section 38	omit "the Authority" and substitute "TDR".
section 39 (1)	omit "the Authority" (wherever occurring) and substitute "TDR".
section 39 (2)	omit "the Authority" (wherever occurring) and substitute "TDR".
section 41 (1)	omit "The Authority" and "the Authority" (wherever occurring) and substitute "TDR".
section 41 (2)	omit "the Authority" and substitute "TDR".
section 41 (3)	omit "the Authority" (wherever occurring) and substitute "TDR".
section 41 (5)	omit "the Authority" and substitute "TDR".
section 41 (6)	omit "the Authority" and substitute "TDR".

COLUMN 1 Acts and provisions amended	COLUMN 2 Amendment
section 42	omit "The Authority" and substitute "TDR".
section 43	omit "the Authority" (wherever occurring) and substitute "TDR".
section 51 (2)	omit "the Authority" and substitute "TDR".
section 59 (3)	omit "the Authority" and substitute "TDR".
<i>Constitution Act 1934</i> section 33 (3) (ca)	omit "the Tasmanian Development Authority" and substitute "Tasmania Development and Resources".
section 33 (6)	omit "the Tasmanian Development Authority" from paragraph (e) of the definition of "State instrumentality" and substitute "Tasmania Development and Resources".
<i>Co-operative Housing Societies Act 1963</i> section 3 (1)	omit "the Tasmanian Development Authority" (wherever occurring) and substitute "Tasmania Development and Resources".
section 42 (5)	omit "the Tasmanian Development Authority" and substitute "Tasmania Development and Resources".
<i>Farm Water Development Act 1985</i> section 3	(a) omit the definition of "Authority"; (b) by omitting "Act." from the definition of "loan" and substituting "Act;"

COLUMN 1 Acts and provisions amended	COLUMN 2 Amendment
section 4 section 6 section 7 (1) section 7 (2) (a) section 7 (3) section 7 (4) section 8 section 9 section 10 section 11 section 12 section 13 (3) section 14 (4)	(c) by inserting after the definition of "loan" the following definition:— "TD ^R " means Tasmania Development and Resources; omit "the Authority" and substitute "TD ^R ". omit "the Authority" and substitute "TD ^R ". omit "the Authority" and substitute "TD ^R ". omit "the Authority" and substitute "TD ^R ". omit "The Authority" and "the Authority" and substitute "TD ^R ". omit "the Authority" and substitute "TD ^R ". omit "the Authority" (wherever occurring) and substitute "TD ^R ". omit "The Authority" and substitute "TD ^R ". omit "the Authority" and substitute "TD ^R ". omit "The Authority" and substitute "TD ^R ". omit "the Authority" and substitute "TD ^R ". omit "the Authority" and substitute "TD ^R ". omit "the Authority" and substitute "TD ^R ".
<i>Farm Water Development Amendment Act 1990</i> section 6 (1)	omit "the Authority" and substitute "Tasmania Development and Resources".

<p>COLUMN 1 Acts and provisions amended</p>	<p>COLUMN 2 Amendment</p>
<p>section 6 (2)</p> <p><i>Government Business Enterprises Act 1995</i></p> <p>Schedule 1</p>	<p>omit “the Authority” and substitute “Tasmania Development and Resources”.</p> <p>omit “Tasmanian Development Authority”.</p>
<p><i>Housing Agreement Act 1956</i></p> <p>section 2</p>	<p>repeal the section and substitute the following section:—</p> <p>Interpretation</p> <p>2—In this Act—</p> <p> “Director” means the Director of Housing;</p> <p> “TDR” means Tasmania Development and Resources.</p>
<p>section 4 (4) (b)</p> <p>section 5</p>	<p>omit “the Authority” and substitute “TDR”.</p> <p>omit “the Authority” and substitute “TDR”.</p>
<p><i>Housing Agreement Act 1961</i></p> <p>section 2</p> <p>section 4 (4) (b)</p>	<p>repeal the section and substitute the following section:—</p> <p>Interpretation</p> <p>2—In this Act—</p> <p> “Director” means the Director of Housing;</p> <p> “TDR” means Tasmania Development and Resources.</p> <p>omit “the Authority” and substitute “TDR”.</p>

COLUMN 1 Acts and provisions amended	COLUMN 2 Amendment
section 5	omit "the Authority" and substitute "TDR"
<i>Housing Agreement Act 1966</i> section 2	repeal the section and substitute the following section:— Interpretation 2—In this Act— "Director" means the Director of Housing; "TDR" means Tasmania Development and Resources.
section 4 (4)	omit "the Authority" and substitute "TDR".
section 5	omit "the Authority" and substitute "TDR".
<i>Housing Agreement Act 1973</i> section 2	repeal the section and substitute the following section:— Interpretation 2—In this Act— "Director" means the Director of Housing; "TDR" means Tasmania Development and Resources.
section 4 (2) (b)	omit "the Authority" and substitute "TDR".
section 5	omit "the Authority" and substitute "TDR".

COLUMN 1 Acts and provisions amended	COLUMN 2 Amendment
<p><i>Housing Agreement Act 1978</i> section 2</p> <p>section 4 (2) (b)</p> <p>section 5</p>	<p>repeal the section and substitute the following section:—</p> <p>Interpretation 2—In this Act— “Director” means the Director of Housing; “TDR” means Tasmania Development and Resources.</p> <p>omit “the Authority” and substitute “TDR”.</p> <p>omit “the Authority” and substitute “TDR”.</p>
<p><i>Housing Agreement Act 1982</i> section 3</p> <p>section 5 (2) (b)</p> <p>section 6</p>	<p>repeal the section and substitute the following section:—</p> <p>Interpretation 2—In this Act— “Director” means the Director of Housing; “Registrar” means the Registrar of Co-operative Housing Societies; “TDR” means Tasmania Development and Resources.</p> <p>omit “the Authority” and substitute “TDR”.</p> <p>omit “the Authority” and substitute “TDR”.</p>

COLUMN 1 Acts and provisions amended	COLUMN 2 Amendment
<i>Housing Agreement Act 1985</i> section 3	(a) omit the definition of "Authority"; (b) omit "Societies." from the definition of "Registrar" and substitute "Societies;"; (c) insert after the definition of "Registrar" the following definition:— "TDR" means Tasmania Development and Resources.
section 5 (2) (b)	omit "the Authority" and substitute "TDR".
section 6	omit "the Authority" and substitute "TDR".
<i>Housing Agreement Act 1990</i> section 3	(a) omit the definition of "Authority"; (b) omit "Societies." from the definition of "Registrar" and substitute "Societies;"; (c) insert after the definition of "Registrar" the following definition:— "TDR" means Tasmania Development and Resources.
section 5 (2) (b)	omit "the Authority" and substitute "TDR".
section 6	omit "the Authority" and substitute "TDR".

COLUMN 1 Acts and provisions amended	COLUMN 2 Amendment
<i>King and Flinders Islands (Power) Financial Assistance Act 1984</i> section 3	(a) omit the definition of "Authority"; (b) omit "Act." from the definition of "loan" and substitute "Act"; (c) insert after the definition of "loan" the following definition:— "TDR" means Tasmania Development and Resources.
section 4	omit "the Authority" (wherever occurring) and substitute "TDR".
section 6 (1)	omit "the Authority" and substitute "TDR".
section 6 (2) (c)	omit "the Authority" and substitute "TDR".
section 6 (3)	omit "the Authority" (twice occurring) and substitute "TDR".
section 7 (1)	omit "the Authority" and substitute "TDR".
section 7 (2) (a)	omit "the Authority" and substitute "TDR".
section 7 (3)	omit "The Authority" and "the Authority" and substitute "TDR".
section 7 (4)	omit "the Authority" and substitute "TDR".
section 8	omit "the Authority" (wherever occurring) and substitute "TDR".
section 9	omit "The Authority" and substitute "TDR".
section 10	omit "the Authority" and substitute "TDR".
section 11	omit "The Authority" and substitute "TDR".

COLUMN 1 Acts and provisions amended	COLUMN 2 Amendment
section 12 (b)	omit "the Authority" and substitute "TDR".
section 13 (3)	omit "the Authority" and substitute "TDR".
section 15 (4)	omit "the Authority" and substitute "TDR".
<i>Land and Income</i>	
<i>Taxation Act 1910</i>	
section 16A (1)	omit "the Authority" and substitute "Tasmania Development and Resources".
section 16A (2)	omit "the Authority" and substitute "Tasmania Development and Resources".
section 28 (d)	omit "the Authority" and substitute "Tasmania Development and Resources".
<i>Land Titles Act 1980</i>	
section 53 (1)	omit "the Authority" and substitute "Tasmania Development and Resources".
<i>Lawrence Vale</i>	
<i>Landslip Act 1961</i>	
section 4 (2) (a)	omit "the Authority" and substitute "Tasmania Development and Resources".
<i>Long Service Leave</i>	
<i>(State Employees)</i>	
<i>Act 1994</i>	
Schedule 1	omit "The Tasmanian Development Authority" from column 2 and substitute "Tasmania Development and Resources".

COLUMN 1 Acts and provisions amended	COLUMN 2 Amendment
<i>Police Offences Act</i> 1935 section 3 (1)	omit "the Authority" in the definition of "public authority" and substitute "Tasmania Development and Resources".
<i>Rosetta Landslip Act</i> 1992 section 5	omit "the Department" and "The Department" and substitute "Tasmania Development and Resources".
<i>Rural Adjustment Act</i> 1990 section 3 (1)	(a) omit the definition of "Authority"; (b) omit "6." from the definition of "Scheme" and substitute "6"; (c) insert after the definition of "Scheme" the following definition:— "TDR" means Tasmania Development and Resources.
section 6 (2)	omit "The Authority" and substitute "TDR".
section 7	omit "the Authority" and substitute "TDR".
section 8 (1)	omit "the Authority" and substitute "TDR".
section 8 (2)	omit "the Authority" and substitute "TDR".
section 9 (1)	omit "the Authority" and substitute "TDR".
section 9 (2)	omit "the Authority" and substitute "TDR".
section 9 (3)	omit "the Authority" (twice occurring) and substitute "TDR".

COLUMN 1 Acts and provisions amended	COLUMN 2 Amendment
section 10 (1)	omit "the Authority" and substitute "TDR".
section 10 (2)	omit "the Authority" (twice occurring) and substitute "TDR".
section 10 (3)	omit "The Authority" and substitute "TDR".
section 11 (1)	omit "the Authority" and substitute "TDR".
section 11 (2)	omit "The Authority" and "the Authority" (wherever occurring) and substitute "TDR".
section 11 (3)	omit "the Authority" (twice occurring) and substitute "TDR".
section 11 (4)	omit "the Authority" and substitute "TDR".
section 13	omit "the Authority" (twice occurring) and substitute "TDR".
section 14	omit "The Authority" and substitute "TDR".
section 15 (2)	omit "the Authority" and substitute "TDR".
section 16 (1)	omit "The Authority" and substitute "TDR".
section 17	omit "the Authority" and substitute "TDR".
section 20	omit "the Authority" and substitute "TDR".
<i>Sewers and Drains Act 1954</i>	
section 2 (1)	omit "Closer Settlement Board" from the definition of "statutory undertaker" and substitute "Tasmania Development and Resources".

COLUMN 1 Acts and provisions amended	COLUMN 2 Amendment
<p><i>State Policies and Projects Act 1993</i> section 31 (1) (e)</p>	<p>omit the paragraph and substitute the following paragraph:— (e) the chief executive of Tasmania Development and Resources or a person nominated by the chief executive; and</p>
<p>section 31 (2)</p>	<p>omit “managing director of the Tasmanian Development Authority,” and substitute “chief executive of Tasmania Development and Resources,”.</p>
<p>Schedule 2, clause 1</p>	<p>omit “managing director of the Tasmanian Development Authority,” and substitute “chief executive of Tasmania Development and Resources,”.</p>
<p>Schedule 2, clause 8 (2) (d)</p>	<p>omit “managing director of the Tasmanian Development Authority;” and substitute “chief executive of Tasmania Development and Resources;”.</p>
<p><i>Vermin Destruction Act 1950</i> section 4 (1) (b)</p>	<p>omit the paragraph and substitute the following paragraph:— (b) Tasmania Development and Resources;</p>

COLUMN 1 Acts and provisions amended	COLUMN 2 Amendment
<i>War Service Land Settlement Act 1950</i>	
section 3	(a) omit the definition of "Authority";
	(b) insert after the definition of "register" the following definition:— "TDR" means Tasmania Development and Resources.
section 22 (3) (a)	omit "the Tasmanian Development Authority" and substitute "TDR".
section 22 (3) (b)	omit "the Tasmanian Development Authority" and substitute "TDR".
section 69A (1) (b)	omit "the Tasmanian Development Authority" and substitute "TDR".
The First Schedule	omit "The Tasmanian Development Authority," and "the Tasmanian Development Authority" and substitute "Tasmania Development and Resources".
The Second Schedule	omit "The Tasmanian Development Authority," and "the Tasmanian Development Authority" and substitute "TDR".

SCHEDULE 2

Section 4

AMENDMENT OF STATUTORY RULES***Proclamation under Part 1 of Schedule 3 to the Stamp
Duties Act 1931***

(Statutory Rules 1987, No. 137)

1—Schedule 1 is amended by inserting after item 15 the following item:—

16. Tasmania Development and Resources.

*[Second reading presentation speech made in:—
House of Assembly on 5 October 1995
Legislative Council on 18 October 1995]*

