

Queensland



*Statutory Instruments Act 1992*

# STATUTORY INSTRUMENTS REGULATION 1992

**Reprinted as in force on 8 September 2000  
(includes amendments up to SL No. 223 of 2000)**

**Reprint No. 6B**

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## Information about this reprint

This regulation is reprinted as at 8 September 2000. The reprint shows the law as amended by all amendments that commenced on or before that day (Reprints Act 1992 s 5(c)).

The reprint includes a reference to the law by which each amendment was made—see list of legislation and list of annotations in endnotes.

This page is specific to this reprint. See previous reprints for information about earlier changes made under the Reprints Act 1992. A table of earlier reprints is included in the endnotes.

**Also see endnotes for information about—**

- **when provisions commenced**
- **editorial changes made in earlier reprints.**

# Queensland



## STATUTORY INSTRUMENTS REGULATION 1992

### TABLE OF PROVISIONS

Section		Page
<b>PART 1—PRELIMINARY</b>		
1	Short title .....	5
<b>PART 2—INSTRUMENTS THAT ARE OR ARE NOT SUBORDINATE LEGISLATION</b>		
2	Statutory instruments that are subordinate legislation .....	5
3	Statutory rules that are not subordinate legislation .....	6
<b>PART 3—EXEMPTIONS FROM EXPIRY</b>		
<i>Division 1—Interpretation</i>		
3A	Interpretation for pt 3 .....	6
<i>Division 2—Exemptions from expiry for uniform subordinate legislation</i>		
3B	Exemptions to 30 June 2003—Act, s 56, uniform subordinate legislation .....	7
3C	Exemption to 31 August 2000—Act, s 56, uniform subordinate legislation .....	7
3D	Exemptions to 31 August 2005—Act, s 56(1) and (2), uniform subordinate legislation .....	7
<i>Division 3—Exemptions from expiry for other subordinate legislation</i>		
4	Exemptions to 30 June 1999—replacement being drafted .....	8
5	Exemptions to 30 June 1999—no replacement proposed .....	8
6	Exemptions to 30 June 2000—Act, s 56A(2), subject to review .....	8
7	Exemptions to 31 August 2000—Act, s 56A(1)(a), replacement being drafted or no replacement proposed .....	9
8	Exemptions to 31 August 2000—Act, s 56A(1)(b), subject to review ....	9
9	Exemptions to 30 June 2001—Act, s 56A(2), subject to review .....	9

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10	Exemptions to 31 August 2001—Act, s 56A(1)(a), replacement being drafted or no replacement proposed . . . . .	10
11	Exemptions to 31 August 2001—Act, s 56A(1)(b), subject to review . . . .	10
12	Exemptions to 31 August 2001—Act, s 56A(2), subject to review . . . . .	11
	<b>SCHEDULE 1 . . . . .</b>	<b>12</b>
	<b>STATUTORY INSTRUMENTS THAT ARE SUBORDINATE LEGISLATION</b>	
	<b>SCHEDULE 2 . . . . .</b>	<b>13</b>
	<b>STATUTORY RULES THAT ARE NOT SUBORDINATE LEGISLATION</b>	
	<b>SCHEDULE 2A . . . . .</b>	<b>14</b>
	<b>EXEMPTIONS FROM EXPIRY TO 30 JUNE 2003—LEGISLATION SUBSTANTIALLY UNIFORM OR COMPLEMENTARY WITH LEGISLATION OF THE COMMONWEALTH OR ANOTHER STATE</b>	
	<b>SCHEDULE 2B . . . . .</b>	<b>16</b>
	<b>EXEMPTIONS FROM EXPIRY TO 31 AUGUST 2005—LEGISLATION SUBSTANTIALLY UNIFORM OR COMPLEMENTARY WITH LEGISLATION OF THE COMMONWEALTH OR ANOTHER STATE</b>	
	<b>SCHEDULE 3 . . . . .</b>	<b>17</b>
	<b>EXEMPTIONS FROM EXPIRY TO 30 JUNE 1999—LEGISLATION FOR WHICH A REPLACEMENT IS BEING DRAFTED</b>	
	<b>SCHEDULE 4 . . . . .</b>	<b>20</b>
	<b>EXEMPTIONS FROM EXPIRY TO 30 JUNE 1999—LEGISLATION NOT PROPOSED TO BE REPLACED</b>	
	<b>SCHEDULE 6 . . . . .</b>	<b>23</b>
	<b>EXEMPTIONS FROM EXPIRY TO 30 JUNE 2000—LEGISLATION UNDER ACT SUBJECT TO REVIEW</b>	
	<b>SCHEDULE 7 . . . . .</b>	<b>27</b>
	<b>EXEMPTIONS FROM EXPIRY TO 31 AUGUST 2000—LEGISLATION FOR WHICH A REPLACEMENT IS BEING DRAFTED OR NO REPLACEMENT IS PROPOSED</b>	
	<b>SCHEDULE 8 . . . . .</b>	<b>28</b>
	<b>EXEMPTIONS FROM EXPIRY TO 31 AUGUST 2000—LEGISLATION UNDER ACT SUBJECT TO REVIEW</b>	

	<b>SCHEDULE 9</b> .....	29
	<b>EXEMPTIONS FROM EXPIRY TO 30 JUNE</b>	
	<b>2001—LEGISLATION UNDER ACT SUBJECT TO REVIEW</b>	
	<b>SCHEDULE 10</b> .....	31
	<b>EXEMPTIONS FROM EXPIRY TO 31 AUGUST</b>	
	<b>2001—LEGISLATION FOR WHICH A REPLACEMENT IS</b>	
	<b>BEING DRAFTED OR NO REPLACEMENT IS PROPOSED</b>	
	<b>SCHEDULE 11</b> .....	33
	<b>EXEMPTIONS FROM EXPIRY TO 31 AUGUST</b>	
	<b>2001—LEGISLATION UNDER ACT SUBJECT TO REVIEW</b>	
	<b>(ACT, s 56A(1)(b))</b>	
	<b>SCHEDULE 12</b> .....	35
	<b>EXEMPTIONS FROM EXPIRY TO 31 AUGUST</b>	
	<b>2001—LEGISLATION UNDER ACT SUBJECT TO REVIEW</b>	
	<b>(ACT, s 56A(2))</b>	
	 <b>ENDNOTES</b>	
1	Index to endnotes .....	36
2	Date to which amendments incorporated .....	36
3	Key .....	36
4	Table of earlier reprints .....	37
5	List of legislation .....	37
6	List of annotations .....	39



# STATUTORY INSTRUMENTS REGULATION 1992

[as amended by all amendments that commenced on or before 8 September 2000]

## PART 1—PRELIMINARY

### Short title

1. This regulation may be cited as the *Statutory Instruments Regulation 1992*.

## PART 2—INSTRUMENTS THAT ARE OR ARE NOT SUBORDINATE LEGISLATION

### Statutory instruments that are subordinate legislation

2.(1) Subject to section 3, if—

- (a) a statutory instrument is made under a provision of an Act commencing before the commencement of the *Statutory Instruments Act 1992*; and
- (b) the instrument would have been required to be laid before, and subject to disallowance by, the Legislative Assembly, had it been made immediately before the commencement of the *Statutory Instruments Act 1992*;

the statutory instrument is subordinate legislation.

(2) Subsection (1) does not apply to an instrument that, under a declaration made by an Act, is, or is not, subordinate legislation.

(3) A statutory instrument specified in schedule 1 is subordinate legislation.

**Statutory rules that are not subordinate legislation**

3. A statutory rule specified in schedule 2 is not subordinate legislation.

**PART 3—EXEMPTIONS FROM EXPIRY***Division 1—Interpretation***Interpretation for pt 3**

**3A.(1)** In schedules 3, 4 and 6 a reference to subordinate legislation without expressly identifying it is a reference only to subordinate legislation of the type referred to that is not spent.

**(2)** A reference to subordinate legislation in schedules 3 to 12 includes a reference to the subordinate legislation as amended from time to time.

**(3)** For subsection (1), subordinate legislation is “**spent**” if—

- (a) all of its operative provisions—
  - (i) have been expressly or impliedly repealed; or
  - (ii) are no longer in force; or
  - (iii) are incapable of operating; or
- (b) it would be repealed under the *Acts Interpretation Act 1954*, section 22C<sup>1</sup> had it been made after 30 June 1994; or
- (c) it is otherwise spent.

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<sup>1</sup> Section 22C (Automatic repeal of amending Act)



***Division 2—Exemptions from expiry for uniform subordinate legislation*****Exemptions to 30 June 2003—Act, s 56, uniform subordinate legislation**

**3B.(1)** Subordinate legislation mentioned in schedule 2A—

- (a) is substantially uniform or complementary with legislation of the Commonwealth or another State; and
- (b) is exempt from expiry under part 7 of the Act for the period ending at midnight on 30 June 2003 (the “**exemption period**”).

(2) The exemption for an instrument of subordinate legislation ends if the subordinate legislation stops having effect during the exemption period.

**Exemption to 31 August 2000—Act, s 56, uniform subordinate legislation**

**3C.(1)** The *Futures Industry (Application of Laws—Regulations) Regulation 1989* is exempt from expiry under part 7 of the Act for the period ending at midnight on 31 August 2000 (the “**exemption period**”).

(2) The exemption ends if the subordinate legislation stops having effect during the exemption period.

**Exemptions to 31 August 2005—Act, s 56(1) and (2), uniform subordinate legislation**

**3D.(1)** Subordinate legislation mentioned in schedule 2B—

- (a) is substantially uniform or complementary with legislation of the Commonwealth or another State; and
- (b) is exempt from expiry under part 7 of the Act for the period ending at midnight on 31 August 2005 (the “**exemption period**”).

(2) The exemption for an instrument of subordinate legislation ends if the subordinate legislation stops having effect during the exemption period.

***Division 3—Exemptions from expiry for other subordinate legislation*****Exemptions to 30 June 1999—replacement being drafted**

**4.(1)** Replacement subordinate legislation is being drafted for the subordinate legislation mentioned in schedule 3 and is proposed to be made before the end of 30 June 1999.

**(2)** Subordinate legislation mentioned in schedule 3, if not repealed on or before 1 July 1998, is exempt from expiry under part 7 of the Act for the period ending at midnight on 30 June 1999 (the “**exemption period**”).

**(3)** The exemption for an instrument of subordinate legislation ends if the instrument stops having effect during the exemption period.

**Exemptions to 30 June 1999—no replacement proposed**

**5.(1)** Subordinate legislation mentioned in schedule 4, if not repealed on or before 1 July 1998—

(a) is exempt from expiry under part 7 of the Act for the period ending at midnight on 30 June 1999 (the “**exemption period**”); and

(b) is not proposed to be replaced at the end of the exemption period.

**(2)** The exemption for an instrument of subordinate legislation ends if the subordinate legislation stops having effect during the exemption period.

**Exemptions to 30 June 2000—Act, s 56A(2), subject to review**

**6.(1)** The Act or provision under which or in relation to which the subordinate legislation, or part of the subordinate legislation, mentioned in schedule 6 is made or preserved is subject to review.

**(2)** Subordinate legislation mentioned in schedule 6, if not repealed on or before 1 July 1999, is exempt from expiry under part 7 of the Act for the period ending at midnight on 30 June 2000 (the “**exemption period**”).

**(3)** The exemption for an instrument of subordinate legislation ends if the instrument stops having effect during the exemption period.

**Exemptions to 31 August 2000—Act, s 56A(1)(a), replacement being drafted or no replacement proposed**

**7.(1)** Subordinate legislation mentioned in schedule 7, if not repealed on or before 1 September 1999, is exempt from expiry under part 7 of the Act for the period ending at midnight on 31 August 2000 (the “**exemption period**”).

**(2)** The exemption of subordinate legislation under subsection (1) is because either—

- (a) replacement subordinate legislation is being drafted and is proposed to be made before the exemption period ends; or
- (b) the subordinate legislation is not proposed to be replaced by other subordinate legislation made under the Act under which or in relation to which it was made or preserved when it expires at the end of the exemption period.

**(3)** The exemption for an instrument of subordinate legislation ends if the instrument stops having effect during the exemption period.

**Exemptions to 31 August 2000—Act, s 56A(1)(b), subject to review**

**8.(1)** Subordinate legislation mentioned in schedule 8, if not repealed on or before 1 September 1999, is exempt from expiry under part 7 of the Act for the period ending at midnight on 31 August 2000 (the “**exemption period**”).

**(2)** The exemption of subordinate legislation under subsection (1) is because the Act or provision under which or in relation to which the subordinate legislation, or part of the subordinate legislation, is made or preserved is subject to review.

**(3)** The exemption for an instrument of subordinate legislation ends if the instrument stops having effect during the exemption period.

**Exemptions to 30 June 2001—Act, s 56A(2), subject to review**

**9.(1)** Subordinate legislation mentioned in schedule 9, if not repealed on or before midnight on 30 June 2000, is exempt from expiry under part 7 of the Act for the period ending at midnight on 30 June 2001 (the “**exemption period**”).

(2) The exemption of subordinate legislation under subsection (1) is because the Act or provision under which or in relation to which the subordinate legislation, or part of the subordinate legislation, is made or preserved is subject to review.

(3) The exemption for an instrument of subordinate legislation ends if the instrument stops having effect during the exemption period.

### **Exemptions to 31 August 2001—Act, s 56A(1)(a), replacement being drafted or no replacement proposed**

**10.(1)** Subordinate legislation mentioned in schedule 10, if not repealed on or before 1 September 2000, is exempt from expiry under part 7 of the Act for the period ending at midnight on 31 August 2001 (the “**exemption period**”).

(2) The exemption of subordinate legislation under subsection (1) is because either—

- (a) replacement subordinate legislation is being drafted and is proposed to be made before the exemption period ends; or
- (b) the subordinate legislation is not proposed to be replaced by other subordinate legislation made under the Act under which or in relation to which it was made or preserved when it expires at the end of the exemption period.

(3) The exemption for an instrument of subordinate legislation ends if the instrument stops having effect during the exemption period.

### **Exemptions to 31 August 2001—Act, s 56A(1)(b), subject to review**

**11.(1)** Subordinate legislation mentioned in schedule 11, if not repealed on or before 1 September 2000, is exempt from expiry under part 7 of the Act for the period ending at midnight on 31 August 2001 (the “**exemption period**”).

(2) The exemption of subordinate legislation under subsection (1) is because the Act or provision under which or in relation to which the subordinate legislation, or part of the subordinate legislation, is made or preserved is subject to review.

(3) The exemption for an instrument of subordinate legislation ends if the instrument stops having effect during the exemption period.

**Exemptions to 31 August 2001—Act, s 56A(2), subject to review**

**12.(1)** Subordinate legislation mentioned in schedule 12, if not repealed on or before midnight on 31 August 2000, is exempt from expiry under part 7 of the Act for the period ending at midnight on 31 August 2001 (the “**exemption period**”).

(2) The exemption of subordinate legislation under subsection (1) is because the Act or provision under which or in relation to which the subordinate legislation, or part of the subordinate legislation, is made or preserved is subject to review.

(3) The exemption for an instrument of subordinate legislation ends if the instrument stops having effect during the exemption period.

**SCHEDULE 1****STATUTORY INSTRUMENTS THAT ARE  
SUBORDINATE LEGISLATION**

section 2(3) of this regulation

1. A statutory rule under the *Coal Mining Act 1925*.
2. An order in council under the *Corrective Services Act 1988*.
3. A statutory rule under the *Criminal Law Amendment Act 1945*, section 18(10).
4. An order in council under the *Indy Car Grand Prix Act 1990*, section 23.
5. A standard under the *Meat Industry Act 1993*.
6. A notice declaring a harvest period under a conservation plan under the *Nature Conservation Act 1992*.
7. A notice making a determination (other than an administrative determination) under the *Transport Operations (Road Use Management—Dangerous Goods) Regulation 1998*, section 13, 85 or 150.<sup>2</sup>

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<sup>2</sup> Section 13 (Determinations—dangerous goods), 85 (Determinations—foreign approved tanks and IBC's) or 150 (Determinations—routes, areas, vehicles and times)

**SCHEDULE 2****STATUTORY RULES THAT ARE NOT  
SUBORDINATE LEGISLATION**

section 3 of this regulation

1. A statutory rule under the *Acquisition of Land Act 1967*.
2. An order in council under the *Auctioneers and Agents Act 1971*, section 6.
3. An order in council under the *Industrial Development Act 1963*, section 6(3)(c).
4. An order in council under the *Industrial Development Act 1963*, section 6B.
5. A statutory rule under the *Land Act 1962* (other than a statutory rule under section 339 or 383).
6. An order in council under the *Primary Producers' Organisation and Marketing Act 1926*, section 37(1) or 40(2).
7. An order in council under the *River Improvement Trust Act 1940*, section 8.

**SCHEDULE 2A****EXEMPTIONS FROM EXPIRY TO 30 JUNE  
2003—LEGISLATION SUBSTANTIALLY UNIFORM  
OR COMPLEMENTARY WITH LEGISLATION OF  
THE COMMONWEALTH OR ANOTHER STATE**

section 3B

Credit (Australian Films Exemption) Order No. 4 1988

Credit (Continuing Credit Contract Interest Charges) Order No. 9 1988

Credit (Powers of Mortgagee) Order No. 1 1988

Credit (Recognised States) Order No. 5 1988

Credit Regulation 1988

Credit (Sydney Futures Exchange Ltd) Order No. 8 1988

Credit (Term Loans) Order No. 2 1988

Credit (Variation of Insurance) Order No. 6 1988

Proclamations made under the *Maintenance Act 1965*, section 98<sup>3</sup>

Maintenance Regulation 1967

The zoning plan for the Mackay/Capricorn Marine Park approved in the instrument—

- (a) made as an order in council under the *Marine Parks Act 1982*;  
and
- (b) gazetted on 27 August 1988 at pages 3657–8

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<sup>3</sup> The proclamations make declarations for the purposes of certain countries becoming reciprocating countries.



## SCHEDULE 2A (continued)

The zoning plan for the Townsville-Whitsunday Marine Park approved in the instrument—

- (a) made as an order in council under the *Marine Parks Act 1982*;  
and
- (b) gazetted on 3 October 1987 at page 395

National Crime Authority (State Provisions) Regulation 1986

**SCHEDULE 2B****EXEMPTIONS FROM EXPIRY TO 31 AUGUST  
2005—LEGISLATION SUBSTANTIALLY UNIFORM  
OR COMPLEMENTARY WITH LEGISLATION OF  
THE COMMONWEALTH OR ANOTHER STATE**

section 3D

Companies (Application of Laws) Regulation 1989

Companies (Application of Laws) Regulation (No. 2) 1989

Futures Industry (Application of Laws—Regulations) Regulation 1989

Futures Industry (Application of Laws) Regulation 1989

Securities Industry (Application of Laws) Regulation 1989

Securities Industry (Application of Laws) Regulation (No. 2) 1989

**SCHEDULE 3****EXEMPTIONS FROM EXPIRY TO 30 JUNE  
1999—LEGISLATION FOR WHICH A  
REPLACEMENT IS BEING DRAFTED**

section 4

Animal Valuers Regulation 1987

Appeal Costs Fund Regulation 1974

Associations Incorporation Regulation 1982

Instruments made under the *Auctioneers and Agents Act 1971* and gazetted on 13 July 1974 at pages 1598-9 and on 18 June 1977 at pages 1055-6<sup>4</sup>

Auctioneers and Agents Regulation 1986

Instruments made as orders in council under the *Beach Protection Act 1968*, section 3 or 36<sup>5</sup>

Brisbane Forest Park By-law 1982

Casino Control Regulation 1984

Casino Gaming Rules 1985

City of Brisbane Market Regulation 1982

Coastal Management Control Districts (Requirements for Buildings or Other Structures) Regulation 1984

Court Funds Regulation 1988

Farm Produce Marketing Regulation 1984

Fluoridation of Public Water Supplies Regulation 1964

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<sup>4</sup> The instruments approve codes of professional conduct.

<sup>5</sup> Section 3 (Meaning of terms) or 36 (Coastal management control districts)

## SCHEDULE 3 (continued)

Instruments in force under the *Forestry Act 1959* setting apart land as timber reserves

Forestry Regulation 1987

Fruit Marketing Organisation Regulation 1964

Land Tax Regulation 1936

By-law No. 3 (Trespass) of the Mount Isa Water Board gazetted on 14 January 1978 at page 99

Instruments made as orders in council and in force under the *Primary Producers' Organisation and Marketing Act 1926* establishing or making provision in relation to the Queensland Dairymen's State Council

Primary Producers' Organisation and Marketing (Queensland Cane Growers' Organisation) Regulation 1987

Queensland Dairymen's State Council Regulation 1947

Queensland Law Society (Indemnity) Rule 1987

Queensland Law Society Rule 1987

Pay-roll Tax Regulation 1971

Racing and Betting Regulation 1981

Sawmills Licensing Regulation 1965

Sewerage and Water Supply Regulation 1987

By-law No. 3 of the South Burdekin Water Board gazetted on 6 February 1982 at page 421

The following instruments made as orders in council under the *Stamp Act 1894*—

- the instrument declaring Sepon (Australia) Pty Limited to be a prescribed corporation and gazetted on 19 April 1986 at page 1853
- the instrument prescribing Australian Stock Exchange (Brisbane) Limited to be a prescribed stock exchange and gazetted on 4 April 1987 at page 1642

Stamp Duties Regulation 1926

## SCHEDULE 3 (continued)

State Counter-Disaster Organisation Regulation 1975

Stock Identification Regulation 1985

Stock Regulation 1988

Tow Truck Regulation 1988

Traffic Regulation 1962

Trust Accounts Regulation 1973

Instruments (other than by-laws) in force under the *Water Resources Act 1989* establishing, declaring or making provision about areas as defined in that Act

**SCHEDULE 4****EXEMPTIONS FROM EXPIRY TO 30 JUNE  
1999—LEGISLATION NOT PROPOSED TO BE  
REPLACED**

section 5

Adoption of Children Regulation 1988

Barrier Reef Island Jetty Regulation 1971

Boat Ramp Regulation 1972

Bowen Harbour Board By-law 1977

Brisbane City Council Rules of Procedure Order 1939

The instruments made as orders in council under the *Carriage of Dangerous Goods by Road Act 1984*, section 16 or 28, and gazetted on 20 August 1988 at page 3523<sup>6</sup>

Children's Services Regulation 1966

Coal Mining Certificate and Winding License Rule 1988

Coal Mining (General Rules for Open-cut Coal Mines) Rule 1988

Coal Mining (Underground Coal Mines) General Rule 1983

Coal Mining (Underground Coal Mines) Special Rule 1983

Code of Symbols for Mine Plans

Cremation Regulation 1987

Dental By-law 1988

Explosives Regulation 1955

Gold Coast Waterways Authority By-law 1980

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<sup>6</sup> Section 16 (Unlicensed carriage an offence) or 28 (Recognition of inter-State authority)

## SCHEDULE 4 (continued)

The following statutes made by the council of Griffith University—

- Statute 2.3—Convocation gazetted on 13 February 1988 at page 758
- Statute 8.2—Student Good Order gazetted on 5 September 1981 at pages 73–5
- Statute 8.4—Appeals gazetted on 12 December 1987 at pages 1393–4

Harbours (Reclamation of Land) Regulation 1979

Health (Private Hospitals) Regulation 1978

Houseboats By-law 1978

Litter Regulation 1988

Marine Land Dredging By-law 1987

Medical Board of Queensland By-law 1987

Mental Health Regulation 1985

Metalliferous Mining Regulation 1985

Instruments made as orders in council under the *Mines Regulation Act 1964*, section 6<sup>7</sup>

Mooloolaba Boat Harbour By-law 1976

The instrument made as an order in council under the *Motor Vehicles Safety Act 1980*, section 37,<sup>8</sup> and published in the industrial gazette on 31 January 1981 at page 175

Northern Pig Marketing Board Exemption Regulation 1969

Petroleum Regulation 1966

Pharmacy By-law 1985

Physiotherapists Regulation 1965

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<sup>7</sup> Section 6 (Application of Act)

<sup>8</sup> Section 37 (Application of ss 32-34)

## SCHEDULE 4 (continued)

Instruments made as orders in council and in force under the *Primary Producers' Organisation and Marketing Act 1926* establishing or making provision in relation to a board<sup>9</sup> within the meaning of that Act (other than instruments mentioned in schedule 3)

Public Service Management and Employment Regulation 1988

The statute of the Queensland University of Technology made as By-law No. 9 of the Queensland Institute of Technology and gazetted on 23 September 1972 at pages 420 to 422<sup>10</sup>

Radioactive Substances Regulation 1961

The instrument made as an order in council under the *Registration of Plans (H.S.P. (Nominees) Pty. Limited) Enabling Act 1980* gazetted on 28 March 1981 at page 1184

Rosslyn Bay Boat Harbour By-law 1980

Snapper Creek and Urangan Boat Harbours By-law 1976

State Transport Regulation 1987

Underground Belt Conveyor Rule

Underground Coal Mines Electrical Rule 1971

Underground Coal Mines Fire Precautions Rule 1978

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<sup>9</sup> “**Board**” includes the State council of each producer representative body and each marketing board. See the Act, section 2.

<sup>10</sup> The by-law is taken to be a statute of the Queensland University of Technology under the *Queensland University of Technology Act 1988*, section 86.



**SCHEDULE 6****EXEMPTIONS FROM EXPIRY TO 30 JUNE  
2000—LEGISLATION UNDER ACT SUBJECT TO  
REVIEW**

section 6

Instruments made under the *Auctioneers and Agents Act 1971* and gazetted on 13 July 1974 at pages 1598-9 and on 18 June 1977 at pages 1055-6<sup>11</sup>

Auctioneers and Agents Regulation 1986

Barrier Reef Island Jetty Regulation 1971<sup>12</sup>

Instruments made as orders in council under the *Beach Protection Act 1968*, section 3 or 36<sup>13</sup>

Boat Ramp Regulation 1972<sup>14</sup>

Bowen Harbour Board By-law 1977<sup>15</sup>

City of Brisbane Market Regulation 1982

Coal Mining Certificate and Winding License Rule 1988

Coal Mining (General Rules for Open-cut Coal Mines) Rule 1988

Coal Mining (Underground Coal Mines) General Rule 1983

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<sup>11</sup> The instruments approve codes of professional conduct.

<sup>12</sup> The amendment of the *Transport Infrastructure Act 1994*, section 235 by the *Transport Legislation Amendment Act 2000*, when commenced, will continue the effect of this subordinate legislation until 31 December 2000.

<sup>13</sup> Section 3 (Meaning of terms) or 36 (Coastal management control districts)

<sup>14</sup> The amendment of the *Transport Infrastructure Act 1994*, section 235 by the *Transport Legislation Amendment Act 2000*, when commenced, will continue the effect of this subordinate legislation until 31 December 2000.

<sup>15</sup> The amendment of the *Transport Infrastructure Act 1994*, section 232 by the *Transport Legislation Amendment Act 2000*, when commenced, will continue the effect of by-laws 1, 2, 9 and 10 until 31 December 2000.

## SCHEDULE 6 (continued)

Coal Mining (Underground Coal Mines) Special Rule 1983

Coastal Management Control Districts (Requirements for Buildings or Other Structures) Regulation 1984

Code of Symbols for Mine Plans

Dental By-law 1988

Farm Produce Marketing Regulation 1984

Fruit Marketing Organisation Regulation 1964

Gold Coast Waterways Authority By-law 1980<sup>16</sup>

Harbours (Reclamation of Land) Regulation 1979<sup>17</sup>

Health (Private Hospitals) Regulation 1978

Houseboats By-law 1978<sup>18</sup>

Marine Land Dredging By-law 1987<sup>19</sup>

Medical Board of Queensland By-law 1987

Mental Health Regulation 1985

Metalliferous Mining Regulation 1985

Instruments made as orders in council under the *Mines Regulation Act 1964*, section 6<sup>20</sup>

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<sup>16</sup> The amendment of the *Transport Infrastructure Act 1994*, section 232 by the *Transport Legislation Amendment Act 2000*, when commenced, will continue the effect of chapters 1 to 3, 7 and 10 to 18 until 31 December 2000.

<sup>17</sup> The *Transport Infrastructure Act 1994*, section 236 continues the effect of this subordinate legislation until 31 December 2000.

<sup>18</sup> The amendment of the *Transport Infrastructure Act 1994*, section 232 by the *Transport Legislation Amendment Act 2000*, when commenced, will continue the effect of this subordinate legislation until 31 December 2000.

<sup>19</sup> The *Transport Infrastructure Act 1994*, section 233 continues the effect of this subordinate legislation until 31 December 2000.

<sup>20</sup> Section 6 (Application of Act)

## SCHEDULE 6 (continued)

Mooloolaba Boat Harbour By-law 1976<sup>21</sup>

Petroleum Regulation 1966

Pharmacy By-law 1985

Physiotherapists Regulation 1965

Instruments made as orders in council and in force under the *Primary Producers' Organisation and Marketing Act 1926* establishing or making provision in relation to the Queensland Dairymen's State Council

Primary Producers' Organisation and Marketing (Queensland Cane Growers' Organisation) Regulation 1987

Queensland Dairymen's State Council Regulation 1947

Queensland Law Society (Indemnity) Rule 1987

Queensland Law Society Rule 1987

Racing and Betting Regulation 1981

Rosslyn Bay Boat Harbour By-law 1980<sup>22</sup>

Sawmills Licensing Regulation 1965

Snapper Creek and Urangan Boat Harbours By-law 1976<sup>23</sup>

Stock Identification Regulation 1985

Stock Regulation 1988

Underground Belt Conveyor Rule

Underground Coal Mines Electrical Rule 1971

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<sup>21</sup> The amendment of the *Transport Infrastructure Act 1994*, section 232 by the *Transport Legislation Amendment Act 2000*, when commenced, will continue the effect of this subordinate legislation until 31 December 2000.

<sup>22</sup> The amendment of the *Transport Infrastructure Act 1994*, section 232 by the *Transport Legislation Amendment Act 2000*, when commenced, will continue the effect of this subordinate legislation until 31 December 2000.

<sup>23</sup> The amendment of the *Transport Infrastructure Act 1994*, section 232 by the *Transport Legislation Amendment Act 2000*, when commenced, will continue the effect of this subordinate legislation until 31 December 2000.

## SCHEDULE 6 (continued)

Underground Coal Mines Fire Precautions Rule 1978

Instruments (other than by-laws) in force under the *Water Resources Act 1989* establishing, declaring or making provision about areas as defined in that Act

**SCHEDULE 7****EXEMPTIONS FROM EXPIRY TO 31 AUGUST  
2000—LEGISLATION FOR WHICH A  
REPLACEMENT IS BEING DRAFTED OR NO  
REPLACEMENT IS PROPOSED**

section 7

Banana Industry Protection Regulation 1989

Chicken Meat Industry Committee Regulation 1989

Education (General Provisions) Regulation 1989

Education (Senior Secondary School Studies) By-law 1989

Education (Senior Secondary School Studies) Regulation 1989

Education (Teacher Registration) By-law 1989

Funeral Benefit Business Regulation 1989

Land Sales Regulation 1989

Local Government (Queen Street Mall) Regulation 1989

Public Trustee Regulation 1989

**SCHEDULE 8****EXEMPTIONS FROM EXPIRY TO 31 AUGUST  
2000—LEGISLATION UNDER ACT SUBJECT TO  
REVIEW**

section 8

Continuing Legal Education Rule 1988

Corrective Services Regulation 1989

Food Hygiene Regulation 1989

Gas (Insufficiency of Supply) Regulation 1989

Gas Regulation 1989

Pastoral Workers' Accommodation Regulation 1989

Private Employment Agencies Regulation 1989

Recreation Areas Management Regulation 1989

Rural Lands Protection Regulation 1989

Status of Children Regulation 1989

**SCHEDULE 9****EXEMPTIONS FROM EXPIRY TO 30 JUNE  
2001—LEGISLATION UNDER ACT SUBJECT TO  
REVIEW**

section 9

Instruments made under the *Auctioneers and Agents Act 1971* and gazetted on 13 July 1974 at pages 1598-9 and on 18 June 1977 at pages 1055-6<sup>24</sup>

Auctioneers and Agents Regulation 1986

Instruments made as orders in council under the *Beach Protection Act 1968*, section 3 or 36<sup>25</sup>

Coal Mining Certificate and Winding License Rule 1988

Coal Mining (General Rules for Open-cut Coal Mines) Rule 1988

Coal Mining (Underground Coal Mines) General Rule 1983

Coal Mining (Underground Coal Mines) Special Rule 1983

Coastal Management Control Districts (Requirements for Buildings or Other Structures) Regulation 1984

Code of Symbols for Mine Plans

Dental By-law 1988

Health (Private Hospitals) Regulation 1978

Medical Board of Queensland By-law 1987

Mental Health Regulation 1985

Metalliferous Mining Regulation 1985

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<sup>24</sup> The instruments approve codes of professional conduct.

<sup>25</sup> Section 3 (Meaning of terms) or 36 (Coastal management control districts)

## SCHEDULE 9 (continued)

Instruments made as orders in council under the *Mines Regulation Act 1964*, section 6<sup>26</sup>

Petroleum Regulation 1966

Pharmacy By-law 1985

Physiotherapists Regulation 1965

Queensland Law Society (Indemnity) Rule 1987

Queensland Law Society Rule 1987

Racing and Betting Regulation 1981

Sawmills Licensing Regulation 1965

Stock Identification Regulation 1985

Stock Regulation 1988

Underground Belt Conveyor Rule

Underground Coal Mines Electrical Rule 1971

Underground Coal Mines Fire Precautions Rule 1978

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<sup>26</sup> Section 6 (Application of Act)



**SCHEDULE 10****EXEMPTIONS FROM EXPIRY TO 31 AUGUST  
2001—LEGISLATION FOR WHICH A  
REPLACEMENT IS BEING DRAFTED OR NO  
REPLACEMENT IS PROPOSED**

section 10

Bail Regulation 1989

Fair Trading Regulation 1989

Fire and Rescue Authority Regulation 1990

The following instruments made as orders in council under the *Plant Protection Act 1989*—

- the instrument entitled ‘Conditions of introduction into Queensland of strawberry plants’ and gazetted on 3 February 1990 at page 548
- the instrument entitled ‘Conditions of introduction into Queensland of hosts of Mediterranean fruit fly’ and gazetted on 3 February 1990 at page 548
- the instrument entitled ‘Conditions of introduction into Queensland of grape fruit’ and gazetted on 3 February 1990 at page 549
- the instrument entitled ‘Conditions of introduction into Queensland of grape plants’ and gazetted on 3 February 1990 at page 549
- the instrument entitled ‘Declaration of tobacco districts’ and gazetted on 3 February 1990 at page 549

## SCHEDULE 10 (continued)

The instrument made as a notification under the *Plant Protection Act 1989* entitled 'Directions to prevent, control or eradicate pest infestations of tobacco' and gazetted on 3 February 1990 at page 568

Plant Protection Regulation 1990

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## SCHEDULE 11

### EXEMPTIONS FROM EXPIRY TO 31 AUGUST 2001—LEGISLATION UNDER ACT SUBJECT TO REVIEW (ACT, s 56A(1)(b))

section 11

Chiropractors and Osteopaths By-law 1990

Gladstone Area Water Board By-law 1989

Gladstone Area Water Board Inscribed Stock Regulation 1989

Libraries and Archives Regulation 1990

The zoning plan for the Hervey Bay Marine Park approved in the instrument—

(a) made as an order in council under the *Marine Parks Act 1982*;  
and

(b) gazetted on 16 September 1989 at page 544

Marine Parks Regulation 1990

Medical Regulation 1990

Mineral Resources Regulation 1990

Police Service Administration Regulation 1990

Police Service Administration (Review of Decisions) Regulation 1990

Police Service (Discipline) Regulation 1990

The instrument made as an order in council under the *South Bank Corporation Act 1989* and gazetted on 14 April 1990 at pages 2051–2

The instrument made as an order in council under the *Stock Act 1915* and gazetted on 16 September 1989 at pages 539–41

Stock (Maximum Chemical Residue Limits) Regulation 1989

Superannuation (State Public Sector) Deed 1990

## SCHEDULE 11 (continued)

The instrument made as an order in council under the *Water Resources Act 1989* and gazetted on 14 July 1990 at page 1635

**SCHEDULE 12****EXEMPTIONS FROM EXPIRY TO 31 AUGUST  
2001—LEGISLATION UNDER ACT SUBJECT TO  
REVIEW (ACT, s 56A(2))**

section 12

Continuing Legal Education Rule<sup>27</sup>

Corrective Services Regulation 1989

Food Hygiene Regulation 1989

Gas (Insufficiency of Supply) Regulation 1989

Gas Regulation 1989

Pastoral Workers' Accommodation Regulation 1989

Private Employment Agencies Regulation 1989

Public Trustee Regulation 1989

Recreation Areas Management Regulation 1989

Rural Lands Protection Regulation 1989

Status of Children Regulation 1989

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<sup>27</sup> This rule is the rule in the schedule of the order in council made under the *Queensland Law Society Act 1952* and gazetted on 17 December 1988 at pages 2136–43.

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## ENDNOTES

### 1 Index to endnotes

		Page
2	Date to which amendments incorporated . . . . .	36
3	Key . . . . .	36
4	Table of earlier reprints . . . . .	37
5	List of legislation . . . . .	37
6	List of annotations . . . . .	39

### 2 Date to which amendments incorporated

This is the reprint date mentioned in the Reprints Act 1992, section 5(c). Accordingly, this reprint includes all amendments that commenced operation on or before 8 September 2000. Future amendments of the Statutory Instruments Regulation 1992 may be made in accordance with this reprint under the Reprints Act 1992, section 49.

### 3 Key

#### Key to abbreviations in list of legislation and annotations

AIA	=	Acts Interpretation Act 1954		(prev)	=	previously
amd	=	amended		proc	=	proclamation
amdt	=	amendment		prov	=	provision
ch	=	chapter		pt	=	part
def	=	definition		pubd	=	published
div	=	division		R[X]	=	Reprint No.[X]
exp	=	expires/expired		RA	=	Reprints Act 1992
gaz	=	gazette		reloc	=	relocated
hdg	=	heading		renum	=	renumbered
ins	=	inserted		rep	=	repealed
lap	=	lapsed		s	=	section
notfd	=	notified		sch	=	schedule
o in c	=	order in council		sdiv	=	subdivision
om	=	omitted		SIA	=	Statutory Instruments Act 1992
orig	=	original		SIR	=	Statutory Instruments Regulation 1992
p	=	page		SL	=	subordinate legislation
para	=	paragraph		sub	=	substituted
prec	=	preceding		unnum	=	unnumbered
pres	=	present				
prev	=	previous				

## 4 Table of earlier reprints

### TABLE OF EARLIER REPRINTS

[If a reprint number includes a roman letter, the reprint was released in unauthorised, electronic form only.]

Reprint No.	Amendments included	Reprint date
1	to SL No. 217 of 1992	1 October 1992
2	to SL No. 89 of 1993	22 April 1993
3	to SL No. 137 of 1993	10 June 1993
4	to SL No. 382 of 1993	17 January 1994
5	to SL No. 423 of 1994	21 December 1994
5A	to SL No. 119 of 1998	18 May 1998
5B	to SL No. 119 of 1998	22 July 1998
5C	to SL No. 334 of 1998	16 December 1998
5D	to SL No. 115 of 1999	9 August 1999
6	to SL No. 219 of 1999	1 October 1999
6A	to SL No. 123 of 2000	30 June 2000

## 5 List of legislation

### **Statutory Instruments Regulation 1992 SL No. 135**

made by the Governor in Council on 15 June 1992

pubd gaz 15 June 1992 pp 1248–51

commenced on date of publication

exp 1 September 2002 (see SIA s 54)

as amended by—

### **Statutory Instruments Amendment Regulation (No. 1) 1992 SL No. 217**

notfd gaz 17 July 1992 pp 2431–2

commenced on date of notification

### **Statutory Instruments Amendment Regulation (No. 2) 1992 SL No. 328**

notfd gaz 30 October 1992 pp 1178–80

commenced on date of notification

### **Statutory Instruments Amendment Regulation (No. 3) 1992 SL No. 460**

notfd gaz 18 December 1992 pp 1988–96

commenced on date of notification

### **Statutory Instruments Amendment Regulation (No. 1) 1993 SL No. 41**

notfd gaz 26 February 1993 pp 770–2

commenced on date of notification

### **Statutory Instruments Amendment Regulation (No. 2) 1993 SL No. 57**

notfd gaz 12 March 1993 pp 1099–101

commenced on date of notification

- Statutory Instruments Amendment Regulation (No. 3) 1993 SL No. 89**  
notfd gaz 2 April 1993 pp 1665–6  
commenced on date of notification
- Statutory Instruments Amendment Regulation (No. 4) 1993 SL No. 137**  
notfd gaz 14 May 1993 pp 445–7  
commenced on day of notification
- Statutory Instruments Amendment Regulation (No. 5) 1993 SL No. 197**  
notfd gaz 11 June 1993 pp 874–6  
commenced on date of notification
- Statutory Instruments Amendment Regulation (No. 6) 1993 SL No. 247**  
notfd gaz 2 July 1993 pp 1255–7  
commenced on date of notification
- Statutory Instruments Amendment Regulation (No. 7) 1993 SL No. 291**  
notfd gaz 6 August 1993 pp 1682–5  
commenced on date of notification
- Statutory Instruments Amendment Regulation (No. 8) 1993 SL No. 382**  
notfd gaz 22 October 1993 pp 695–7  
commenced on date of notification
- Statutory Instruments Amendment Regulation (No. 1) 1994 SL No. 93**  
notfd gaz 25 March 1994 pp 1228–32  
commenced on date of notification
- Statutory Instruments Amendment Regulation (No. 2) 1994 SL No. 422**  
notfd gaz 9 December 1994 pp 1575–8  
commenced on date of notification
- Statutory Instruments Amendment Regulation (No. 3) 1994 SL No. 423**  
notfd gaz 9 December 1994 pp 1575–8  
commenced on date of notification
- Statutory Instruments Amendment Regulation (No. 1) 1998 SL No. 119**  
notfd gaz 15 May 1998 pp 311–16  
ss 1–2 commenced on date of notification  
remaining provisions commenced 1 July 1998 (see s 2)
- Transport Operations (Road Use Management—Dangerous Goods) Regulation  
1998 SL No. 224 ss 1–2 pt 24**  
notfd gaz 7 August 1998 pp 1717–20  
commenced on date of notification (see s 2)
- Statutory Instruments Amendment Regulation (No. 2) 1998 SL No. 334**  
notfd gaz 11 December 1998 pp 1376–77  
commenced on date of assent
- Statutory Instruments Amendment Regulation (No. 1) 1999 SL No. 115**  
notfd gaz 25 June 1999 pp 932–8  
commenced on date of notification



**Statutory Instruments Amendment Regulation (No. 2) 1999 SL No. 192**

notfd gaz 27 August 1999 pp 2224–7  
commenced on date of notification

**Statutory Instruments Amendment Regulation (No. 3) 1999 SL No. 219**

notfd gaz 17 September 1999 pp 250–1  
commenced on date of notification

**Statutory Instruments Amendment Regulation (No. 1) 2000 SL No. 123**

notfd gaz 23 June 2000 pp 652–4  
commenced on date of notification

**Statutory Instruments Amendment Regulation (No. 2) 2000 SL No. 223**

notfd gaz 31 August 2000 pp 1521–2  
commenced on date of notification

**6 List of annotations****PART 1—PRELIMINARY**

**pt hdg** ins 1999 SL No. 115 s 3

**PART 2—INSTRUMENTS THAT ARE OR ARE NOT SUBORDINATE LEGISLATION**

**pt hdg** ins 1999 SL No. 115 s 4

**PART 3—EXEMPTIONS FROM EXPIRY**

**pt hdg** ins 1999 SL No. 115 s 5

**Division 1—Interpretation**

**div hdg** ins 1999 SL No. 115 s 5

**Interpretation for pt 3**

**prov hdg** amd 1999 SL No. 115 s 7(1)

**s 3A** (prev s 7) reloc and renum 1999 SL No. 115 s 7(4)

amd 1999 SL No. 115 s 7(2)–(3); 1999 SL No. 192 s 3; 2000 SL No. 223  
s 3

**Division 2—Exemptions from expiry for uniform subordinate legislation**

**div hdg** ins 1999 SL No. 115 s 5  
sub 1999 SL No. 192 s 4

**Exemptions to 30 June 2003—Act, s 56, uniform subordinate legislation**

**s 3B** prev s 6 reloc and renum 1999 SL No. 192 s 9(3)

**Exemption to 31 August 2000—Act, s 56, uniform subordinate legislation**

**s 3C** ins 1999 SL No. 192 s 4

**Exemptions to 31 August 2005—Act, s 56(1) and (2), uniform subordinate legislation**

**s 3D** ins 2000 SL No. 223 s 4

**Division 3—Exemptions from expiry for other subordinate legislation**

**div hdg** ins 1999 SL No. 192 s 5

**Exemptions to 30 June 1999—replacement being drafted**

**prov hdg** sub 1999 SL No. 192 s 6  
**s 4** ins 1998 SL No. 119 s 4

**Exemptions to 30 June 1999—no replacement proposed**

**prov hdg** sub 1999 SL No. 192 s 7  
**s 5** ins 1998 SL No. 119 s 4

**Division 3—Exemptions from expiry to 30 June 2003**

**div hdg** ins 1999 SL No. 115 s 6  
om 1999 SL No. 192 s 8

**Exemptions to 30 June 2003—Act, s 56, uniform subordinate legislation**

**prov hdg** sub 1999 SL No. 192 s 9(1)  
**s 6** ins 1998 SL No. 119 s 4  
amd 1999 SL No. 192 s 9(2)  
pres s 6 (prev s 9) reloc and renum as s 3B 1999 SL No. 192 s 9(3)

**Exemptions to 31 August 2000—Act, s 56A(1)(a), replacement being drafted or no replacement proposed**

**s 7** ins 1999 SL No. 192 s 12

**Exemptions to 31 August 2000—Act, s 56A(1)(b), subject to review**

**s 8** ins 1999 SL No. 192 s 12

**Exemptions from expiry—interpretation**

**s 7** ins 1998 SL No. 119 s 4  
reloc and renum as s 3A 1999 SL No. 115 s 7(4)

**Division 4—Exemption from expiry to 15 December 1999**

**div hdg** ins 1999 SL No. 115 s 8  
om 1999 SL No. 192 s 10

**Exemption from expiry—Continuing Legal Education Rule**

**s 8** ins 1998 No. 334 s 3  
om 1999 SL No. 192 s 10

**Division 5—Exemptions from expiry to 30 June 2000**

**div hdg** ins 1999 SL No. 115 s 9  
om 1999 SL No. 192 s 10

**Exemptions to 30 June 2001—Act, s 56A(2), subject to review**

**prov hdg** sub 1999 SL No. 192 s 11(1)  
**s 9** ins 1999 SL No. 115 s 9  
prev s 9 renum as s 6 1999 SL No. 192 s 11(2)  
pres s 9 ins 2000 SL No. 123 s 3

**Exemptions to 31 August 2001—Act, s 56A(1)(a), replacement being drafted or no replacement proposed**

**s 10** ins 2000 SL No. 223 s 5

**Exemptions to 31 August 2001—Act, s 56A(1)(b), subject to review**

**s 11** ins 2000 SL No. 223 s 5

**Exemptions to 31 August 2001—Act, s 56A(2), subject to review**  
**s 12** ins 2000 SL No. 223 s 5

**SCHEDULE 1—STATUTORY INSTRUMENTS THAT ARE SUBORDINATE LEGISLATION**

**sch hdg** ins 1994 SL No. 422 s 3  
**sch 1** amd 1992 SL No. 217 s 3; 1992 SL No. 328 s 3  
sub 1992 SL No. 460 s 3  
amd 1993 SL No. 41 s 3; 1993 SL No. 57 s 3; 1993 SL No. 89 s 3; 1993  
SL No. 137 s 3; 1993 SL No. 197 s 3  
sub 1993 No. 247 s 3  
amd 1993 No. 291 s 3; 1993 No. 382 s 3; 1994 SL No. 93 s 3; 1994 SL  
No. 422 s 3; 1994 SL No. 423 s 3; 1998 SL No. 119 s 5; 1998 SL  
No. 224 s 250

**SCHEDULE 2—STATUTORY RULES THAT ARE NOT SUBORDINATE LEGISLATION**

**sch hdg** ins 1994 SL No. 422 s 4  
**sch 2** amd 1992 SL No. 328 s 4; 1992 SL No. 460 s 4; 1993 SL No. 57 s 4; 1993  
SL No. 89 s 4; 1993 SL No. 197 s 4  
sub 1993 No. 247 s 4  
amd 1993 No. 291 s 4; 1993 No. 382 s 4; 1994 SL No. 93 s 4; 1994 SL  
No. 422 s 4; 1998 SL No. 119 s 6

**SCHEDULE 2A—EXEMPTIONS FROM EXPIRY TO 30 JUNE 2003—LEGISLATION SUBSTANTIALLY UNIFORM OR COMPLEMENTARY WITH LEGISLATION OF THE COMMONWEALTH OR ANOTHER STATE**

(prev sch 5) reloc and renum 1999 SL No. 192 s 13(2)

**SCHEDULE 2B—EXEMPTIONS FROM EXPIRY TO 31 AUGUST 2005—LEGISLATION SUBSTANTIALLY UNIFORM OR COMPLEMENTARY WITH LEGISLATION OF THE COMMONWEALTH OR ANOTHER STATE**

ins 2000 SL No. 223 s 6

**SCHEDULE 3—EXEMPTIONS FROM EXPIRY TO 30 JUNE 1999—LEGISLATION FOR WHICH A REPLACEMENT IS BEING DRAFTED**

**sch hdg** amd 1999 SL No. 115 s 10(1)  
**sch 3** ins 1998 SL No. 119 s 7  
amd 1999 SL No. 115 s 10(2)

**SCHEDULE 4—EXEMPTIONS FROM EXPIRY TO 30 JUNE 1999—LEGISLATION NOT PROPOSED TO BE REPLACED**

**sch hdg** amd 1999 SL No. 115 s 11(1)  
**sch 4** ins 1998 SL No. 119 s 7  
amd 1999 SL No. 115 s 11(2)

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**SCHEDULE 5—EXEMPTIONS FROM EXPIRY TO 30 JUNE  
2003—LEGISLATION SUBSTANTIALLY UNIFORM OR  
COMPLEMENTARY WITH LEGISLATION OF THE  
COMMONWEALTH OR ANOTHER STATE**

sch hdg amd 1999 SL No. 115 s 12

sch 5 ins 1998 SL No. 119 s 7

amd 1999 SL No. 192 s 13(1)

reloc and renum as sch 2A 1999 SL No. 192 s 13(2)

**SCHEDULE 6—EXEMPTIONS FROM EXPIRY TO 30 JUNE  
2000—LEGISLATION UNDER ACT SUBJECT TO REVIEW**

ins 1999 SL No. 115 s 13

amd 1999 SL No. 192 s 14

sub 2000 SL No. 123 s 4

**SCHEDULE 7—EXEMPTIONS FROM EXPIRY TO 31 AUGUST  
2000—LEGISLATION FOR WHICH A REPLACEMENT IS BEING  
DRAFTED OR NOT REPLACEMENT IS PROPOSED**

ins 1999 SL No. 192 s 15

**SCHEDULE 8—EXEMPTIONS FROM EXPIRY TO 31 AUGUST  
2000—LEGISLATION UNDER ACTS SUBJECT TO REVIEW**

ins 1999 SL No. 192 s 15

amd 1999 SL No. 219 s 3

**SCHEDULE 9—EXEMPTIONS FROM EXPIRY TO 30 JUNE  
2001—LEGISLATION UNDER ACT SUBJECT TO REVIEW**

ins 2000 SL No. 123 s 5

**SCHEDULE 10—EXEMPTIONS FROM EXPIRY TO 31 AUGUST  
2001—LEGISLATION FOR WHICH A REPLACEMENT IS BEING  
DRAFTED OR NO REPLACEMENT IS PROPOSED**

ins 2000 SL No. 223 s 7

**SCHEDULE 11—EXEMPTIONS FROM EXPIRY TO 31 AUGUST  
2001—LEGISLATION UNDER ACT SUBJECT TO REVIEW (ACT,  
s 56A(1)(b))**

ins 2000 SL No. 223 s 7

**SCHEDULE 12—EXEMPTIONS FROM EXPIRY TO 31 AUGUST  
2001—LEGISLATION UNDER ACT SUBJECT TO REVIEW (ACT,  
s 56A(2))**

ins 2000 SL No. 223 s 7