



Queensland

# **Statute Law (Miscellaneous Provisions) Act 2004**

**Act No. 53 of 2004**





Queensland

# Statute Law (Miscellaneous Provisions) Act 2004

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Queensland

## **Statute Law (Miscellaneous Provisions) Act 2004**

### **Act No. 53 of 2004**

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**An Act to make various amendments of Queensland statute law  
[Assented to 29 November 2004]**

**The Parliament of Queensland enacts—****1 Short title**

This Act may be cited as the *Statute Law (Miscellaneous Provisions) Act 2004*.

**2 Amended Acts—schedule**

The schedule amends the Acts mentioned in it.

**3 Explanatory notes**

An explanatory note to a provision of this Act is not part of the Act.

## Schedule Amended Acts

section 2

### Acquisition of Land Act 1967

- 1 Section 11(4), paragraphs (a) to (d), ‘;’—**  
*omit, insert—*  
‘; and’.

#### Explanatory note

The amendment updates provisions in accordance with current legislative drafting practice.

### Agricultural Standards Act 1994

- 1 Section 47(1), from ‘, part 2’ to ‘Act)’—**  
*omit, insert—*  
‘or part 2 or 4,<sup>1</sup>’.
- 2 Section 47(2), from ‘section 36’ to ‘health)’—**  
*omit, insert—*  
‘section 36<sup>2</sup>’.

---

1 Part 2 (Standards) or 4 (Enforcement of Act)

2 Section 36 (Destruction of agricultural requirement that is a serious risk to health)

## Schedule (continued)

- 3 Section 59(2), from ‘section 4’ to ‘offences’—**  
*omit, insert—*  
‘section 4<sup>3</sup>’.
- 4 Section 61(1), from ‘section 62’ —**  
*omit, insert—*  
‘section 62.’.
- 5 Section 62(3), from ‘section 56’ —**  
*omit, insert—*  
‘section 56.<sup>4</sup>’.

**Explanatory notes**

Amendments 1 to 3 and 5 recast provision titles as footnotes in accordance with current legislative drafting practice.

Amendment 4 omits a provision title in brackets, in accordance with current legislative drafting practice.

**Ambulance Service Act 1991**

- 1 Section 53B(3)(a)—**  
*omit, insert—*  
‘(a) the *Workers’ Compensation and Rehabilitation Act 2003*;’.
- 2 Section 53C(a)—**  
*omit, insert—*

---

3 Criminal Code, section 4 (Attempts to commit offences)

4 *Justices Act 1886*, section 56 (Service of summonses)



## Schedule (continued)

- ‘(a) WorkCover Queensland established under the *Workers’ Compensation and Rehabilitation Act 2003*;’.

**Explanatory note**

Amendments 1 and 2 update cross-references.

**Brisbane Forest Park Act 1977****1 Section 5(2), from ‘section 7’ to ‘park),’—**

*omit, insert—*

‘section 7.’.

**2 Section 6—**

*omit, insert—*

**‘6 Land that may form park**

‘Only land of the following types may be included in, and form part of, the park—

- (a) unallocated State land under the *Land Act 1994*;
- (b) land reserved for a public purpose under the *Land Act 1994*;
- (c) land granted, under the *Land Act 1994*, in fee simple by the State to a local government;
- (d) land granted, under the *Land Act 1994*, in fee simple in trust by the State to a local government;
- (e) land, other than land mentioned in paragraphs (a) to (d), that is, under an Act, under the control of a person for a public purpose;
- (f) land, other than land mentioned in paragraphs (a) to (e), that is, under an Act, under the control of a department.’.

## Schedule (continued)

- 3 Sections 18(4)(a) and (b) and 27(a) to (d), ‘;’—**  
*omit, insert—*  
‘; and’.
- 4 Sections 24(a) and 32(1)(b)(i), ‘;’—**  
*omit, insert—*  
‘; or’.
- 5 Section 30(2A)—**  
*omit, insert—*  
‘(2A) A notice given under subsection (2) must—  
(a) identify the land that has been allocated under this section; and  
(b) state the use for which the land is allocated.’.
- 6 Section 41, ‘the Crown’—**  
*omit, insert—*  
‘the State’.
- 7 Section 86(1)—**  
*omit, insert—*  
‘(1) The provisions of the *Integrated Planning Act 1997* relating to a planning scheme are subject to this section.’.
- 8 Section 89—**  
*omit, insert—*
- ‘89 Nature of occupier’s duty to visitors in park—public use land**  
‘(1) This section applies to public use land.

### Schedule (continued)

- ‘(2) The nature of the duty owed by the occupier of the land to a member of the public who is on the land is as follows—
- (a) if the member is on land that is, or the use of which is, not the subject of the authority’s by-laws—the duty owed by a licensor to a licensee;
  - (b) if the member is on land that is, or the use of which is, the subject of the authority’s by-laws and the member is using the land in a way that is consistent with the by-laws—the duty owed by a licensor to a licensee;
  - (c) if the member is on land that is, or the use of which is, the subject of the authority’s by-laws and the member is using the land other than in a way that is consistent with the by-laws—the duty owed by an owner or occupier of land to a trespasser on the land.<sup>5</sup>

#### ‘89A Nature of occupier’s duty to visitors in park—other land

- ‘(1) This section applies to land within the park, other than public use land.
- ‘(2) The nature of the duty owed by the occupier of the land to a visitor on the land is as follows—
- (a) if the visitor is on the land under the approval or invitation of the proprietor, the administration authority or another lawful occupier of the land—the duty owed by a licensor to a licensee;
  - (b) if paragraph (a) does not apply—the duty owed by an owner or occupier of land to a trespasser on the land.’.

#### 9 Schedule—

*insert—*

*‘lawful occupier*, of land, means an entity authorised to occupy the land under this or another Act.

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<sup>5</sup> See also section 31 (Consequences of allocation of land).

## Schedule (continued)

*public use land* means land within the park that has been allocated under section 30.<sup>6</sup>.

**10 Schedule, definition *proprietor*—**

*omit, insert—*

*‘proprietor*, of land within the park, means—

- (a) for unallocated State land under the *Land Act 1994*—the Minister for the department in which the *Land Act 1994* is administered; or
- (b) for land reserved for a public purpose under the *Land Act 1994*—
  - (i) if the land is granted in trust—the trustee of the trust; or
  - (ii) if subparagraph (i) does not apply—the Minister for the department in which the *Land Act 1994* is administered; or
- (c) for land granted, under the *Land Act 1994*, in fee simple by the State to a local government—the local government; or
- (d) for land granted, under the *Land Act 1994*, in fee simple in trust by the State to a local government—the local government; or
- (e) for land, other than land mentioned in paragraphs (a) to (d), that is, under an Act, under the control of a person for a public purpose—the person; or
- (f) for land, other than land mentioned in paragraphs (a) to (e), that is, under an Act, under the control of a department—the Minister for the department.’.

**Explanatory notes**

Amendment 1 omits a provision title in brackets, in accordance with current legislative drafting practice.

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6 Section 30 (Allocation of land for public use)

### Schedule (continued)

Amendments 2 and 10 update cross-references.

Amendments 3 and 4 update provisions in accordance with current legislative drafting practice.

Amendment 5 clarifies the operation of the provision being replaced.

Amendment 6 updates terminology in accordance with current legislative drafting practice.

Amendment 7 updates a cross-reference.

Amendment 8 clarifies the operation of the provision being replaced.

Amendment 9 inserts 2 definitions into the dictionary for amendment 8.

## Building Act 1975

**1 Section 3(1), definitions—**

*relocate* to the schedule, as inserted by this Act.

**2 Section 3(1), ‘In this Act—’—**

*omit, insert—*

‘The dictionary in the schedule defines particular words used in this Act.’.

**3 Section 41(3), ‘appellant’—**

*omit, insert—*

‘building certifier or complainant’.

**4 Section 54(1)(a), ‘the Act’—**

*omit, insert—*

‘that Act’.

## Schedule (continued)

**5 After section 65—***insert—***‘Schedule Dictionary**

section 3(1)’.

**Explanatory notes**

Amendments 1, 2 and 5 have the combined effect of relocating the definitions of the Act into a dictionary schedule, in accordance with current legislative drafting practice.

Amendments 3 and 4 make minor corrections.

**Building Units and Group Titles Act 1980****1 Section 134, heading—***omit, insert—***‘134 Regulation-making power’.****Explanatory note**

The amendment updates a section heading in accordance with current legislative drafting practice.

**Chicken Meat Industry Committee Act 1976****1 Section 26, heading—***omit, insert—***‘26 Regulation-making power’.**

## Schedule (continued)

### **Explanatory note**

The amendment updates a section heading in accordance with current legislative drafting practice.

## **Constitution of Queensland 2001**

### **1 Chapter 10, heading, ‘CONSEQUENTIAL AMENDMENTS AND’—**

*omit.*

### **Explanatory note**

The amendment omits redundant words.

## **Corrective Services Act 2000**

### **1 Section 15(3)(b), ‘section 33 of that Act.’ and footnote—**

*omit, insert—*

‘section 29 of that Act.<sup>7</sup>’.

### **2 Schedule 3, definition *incident*, paragraph (a)(ii), ‘; and’—**

*omit, insert—*

‘; or’.

---

<sup>7</sup> *Dangerous Prisoners (Sexual Offenders) Act 2003*, section 8 (Preliminary hearing) or 29 (Psychiatric reports to be prepared for review)

## Schedule (continued)

- 3** **Schedule 3, definition *warrant*, paragraph (a), ‘and’—**  
*omit, insert—*  
‘; and’.

**Explanatory notes**

Amendment 1 corrects a cross-reference.

Amendments 2 and 3 make minor corrections.

**Disaster Management Act 2003**

- 1** **Section 53(2)(d), ‘may’—**  
*omit.*

**Explanatory note**

The amendment corrects a typographical error.

**Domestic and Family Violence Protection Act 1989**

- 1** **Section 6(a), (b) and (c), ‘and’—**  
*omit.*
- 2** **Section 12D(6), ‘subsection (3) or (4)’—**  
*omit, insert—*  
‘subsection (4) or (5)’.



## Schedule (continued)

- 3 Section 58(2)(a), ‘cause a copy of’—**  
*omit, insert—*  
‘cause’.
- 4 Section 58(2)(a)(i), ‘the order’—**  
*omit, insert—*  
‘a copy of the order’.
- 5 Schedule, definition *clerk*, paragraph (c), ‘*District Court Act 1967*’—**  
*omit, insert—*  
‘*District Court of Queensland Act 1967*’.

**Explanatory notes**

Amendment 1 updates a provision in accordance with current legislative drafting practice.

Amendment 2 corrects a cross-reference.

Amendments 3 and 4 recast a provision and omit redundant words.

Amendment 5 updates a citation.

**Duties Act 2001**

- 1 Section 139(b), ‘schedule 7, part 2 or 3.’—**  
*omit, insert—*  
‘schedule 4, part 2 or 3.’<sup>8</sup>.

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<sup>8</sup> *South Bank Corporation Act 1989*, schedule 4 (Modified Building Units and Group Titles Act), part 2 (Subdivision of land) or 3 (Variation or termination of leasehold building units plan)

## Schedule (continued)

**Explanatory note**

The amendment updates a cross-reference.

**Education (Accreditation of Non-State Schools) Act 2001****1 Section 39(3)(a), ‘office’—**

*omit, insert—*

‘offence’.

**2 Sections 196(b), 199(b), 203(1)(b), 206(1)(b), 211(1)(d) and 213(1)(d), ‘definition *significantly modify*’—**

*omit, insert—*

‘definition *significantly modifying*’.

**Explanatory notes**

Amendment 1 corrects a typographical error.

Amendment 2 corrects references to a definition.

**Education (General Provisions) Act 1989****1 Part 4, heading, after ‘institutions’—**

*insert—*

**‘and non-State schools’.**

**Explanatory note**

The amendment amends a part heading to better reflect the subject matter of the provisions in the part.

## Schedule (continued)

**Education (Teacher Registration) Act 1988****1 Section 2—***insert—*

*‘approved form*, for a matter, means the form approved under section 78A for the matter.’.

**2 Section 43(5), definition *school*, paragraph (a), ‘; or’—***omit, insert—*

‘;’.

**3 After section 78—***insert—***‘78A Approved forms**

‘The board may approve forms for use under this Act.’.

**Explanatory notes**

Amendments 1 and 3 clarify the board’s power to approve forms for use under the Act.

Amendment 2 updates a provision in accordance with current legislative drafting practice.

**Education (Work Experience) Act 1996****1 Schedule, definition *home education*, ‘section 58(2)(a)(i)’—***omit, insert—*

‘section 115(2)(a)(i)’.

## Schedule (continued)

- 2**     **Schedule, definition *international educational institution*—**  
*omit, insert—*  
*‘international educational institution, see the Education (General Provisions) Act 1989, section 144.’.*
- 3**     **Schedule, definition *other non-school based education*,  
‘section 58(2)(a)(ii)’—**  
*omit, insert—*  
*‘section 115(2)(a)(ii)’.*
- 4**     **Schedule, definition *State educational institution*—**  
*omit, insert—*  
*‘State educational institution, see the Education (General Provisions) Act 1989, section 2(1).’.*
- 5**     **Schedule, definition *State school*—**  
*omit, insert—*  
*‘State school, see the Education (General Provisions) Act 1989, section 2(1).’.*

**Explanatory notes**

Amendments 1 and 3 update cross-references.

Amendments 2, 4 and 5 update references to an Act in accordance with current legislative drafting practice and update cross-references.

## Schedule (continued)

**Electricity Act 1994****1 Section 18(2)(e), from ‘section 287’—***omit, insert—*

‘sections 287 and 287A.’.

**2 Section 18(2)(d) and (e)—***renumber* as section 18(2)(c) and (d).**3 Section 31(a)(iv)—***omit, insert—*‘(iv) the conditions stated in sections 32, 33, 34, 35 and 36;<sup>10</sup> and’.**4 Section 42(a)(iii)—***omit, insert—*‘(iii) the conditions stated in sections 43, 44 and 45;<sup>11</sup> and’.

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9 Section 287 (Gladstone power station provisions) and 287A (Gladstone power station arrangements)

10 Sections 32 (Additional condition to allow connection to grid by complying persons), 33 (Additional condition not to buy and sell electricity), 34 (Additional conditions about grid operation etc.), 35 (Additional condition to provide network services) and 36 (Additional condition to comply with protocols, standards and codes)

11 Sections 43 (Additional condition to allow connection to supply network by complying persons), 44 (Additional condition to provide network services) and 45 (Additional condition to comply with protocols, standards and codes)

## Schedule (continued)

- 5 Section 100, from ‘the following’—**  
*omit, insert—*  
‘divisions 3 and 4.<sup>12</sup>’.
- 6 Section 101(3)—**  
*omit, insert—*  
‘(3) This section is subject to sections 102 and 104.<sup>13</sup>’.
- 7 Section 117(1)(a), ‘part 4 (Works)’—**  
*omit, insert—*  
‘part 4<sup>14</sup>’.
- 8 Section 138(1)(a), from ‘section 137’ —**  
*omit, insert—*  
‘section 137;<sup>15</sup> and’.
- 9 Section 141(4), from ‘part 1’—**  
*omit, insert—*  
‘part 1.<sup>16</sup>’.
- 10 Section 219(1), ‘(Decision on reconsideration)’—**  
*omit.*

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12 Divisions 3 (Works on railway land) and 4 (Works on protected areas)

13 Section 102 (Works on roads) and 104 (Regulation may declare restricted road)

14 Part 4 (Works)

15 Section 137 (Entry to read meters etc.)

16 Part 1 (Operational powers)

## Schedule (continued)

- 11 Section 241(2)—**  
*omit, insert—*  
'(2) The Criminal Code, section 4 applies to subsection (1).<sup>17</sup>'.
- 12 Section 252(2), from 'section 23'—**  
*omit, insert—*  
'section 23.<sup>18</sup>'.
- 13 Schedule 5, definitions *affected land, LGPE Act, permissible use, planning instrument, planning scheme, planning scheme maps, relevant planning scheme* and definition *trading arrangements, first occurrence—***  
*omit.*

**Explanatory notes**

Amendments 1, 3 to 9, 11 and 12 recast provision titles as footnotes in accordance with current legislative drafting practice.

Amendment 2 renumbers paragraphs in a subsection to make the numbering run consecutively.

Amendment 10 omits a provision title in brackets, in accordance with current legislative drafting practice.

Amendment 13 omits redundant definitions from the dictionary.

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17 Criminal Code, section 4 (Attempts to commit offences)

18 *Statutory Instruments Act 1992*, section 23 (Statutory instrument may make provision by applying another document)

## Schedule (continued)

**Environmental Protection Act 1994**

- 1 Section 38(2)(h), ‘section 6’ and footnote—**  
*omit, insert—*  
‘section 3<sup>19</sup>’.
- 2 Section 189(1)(c), ‘protect and’—**  
*omit, insert—*  
‘protect or’.
- 3 Section 194(2), from ‘must be—’ to ‘; and’—**  
*omit, insert—*  
‘must—  
(a) be in the approved form; and’.
- 4 Section 203(1)(c), ‘protect and’—**  
*omit, insert—*  
‘protect or’.
- 5 Section 219(1), ‘objection to’—**  
*omit, insert—*  
‘objection relating to’.
- 6 Section 226(3)—**  
*omit, insert—*  
‘(3) The environmental authority must state—

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19 *Local Government (Aboriginal Lands) Act 1978*, section 3 (Grant of leases to councils)



## Schedule (continued)

- (a) if the Minister's decision is to grant the application on the basis of the draft environmental authority for the application—the decision; or
- (b) if the Minister's decision is to grant the application on conditions that are different to the conditions in the draft environmental authority for the application—
  - (i) the decision; and
  - (ii) the conditions that are different to the conditions in the draft.'

**7 Section 227(a), 'objection to'—**

*omit, insert—*

'objection relating to'.

**8 Section 228(1)—**

*omit, insert—*

- '(1) The administering authority must issue the environmental authority in the approved form within 10 days after—
- (a) if at the end of the objection period for the application there is no current objection relating to the application—the end of the objection period; or
  - (b) if paragraph (a) does not apply—the applicant gives the administering authority a written notice stating there are no longer any current objections relating to the application.'

**9 Section 234(5), '2 or more'—**

*omit, insert—*

'1 or more'.

## Schedule (continued)

- 10 Section 270(4), ‘starts’—**  
*omit, insert—*  
‘ends’.
- 11 Section 270(4)(b), ‘holder.’—**  
*omit, insert—*  
‘holder, and the replacement environmental authority has taken effect.<sup>20</sup>’.
- 12 Section 271(2), ‘a stated’, second mention—**  
*omit.*
- 13 Section 292(2)(k), from ‘for,’ to ‘in,’—**  
*omit, insert—*  
‘for in’.
- 14 Section 293(1)(a), from ‘is issued’—**  
*omit, insert—*  
‘for the environmental authority has taken effect; or<sup>21</sup>’.
- 15 Section 302(1)(a)—**  
*omit, insert—*  
(a) make a decision to refuse a transfer application, unless the chief executive of the MRA department has notified the administering authority that a relevant mining tenement will not be assigned, under the Mineral

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20 For when an environmental authority (mining activities) takes effect, see section 303 (Restrictions on environmental authority or transfer taking effect).

21 For when an environmental authority (mining activities) takes effect, see section 303 (Restrictions on environmental authority or transfer taking effect).

## Schedule (continued)

Resources Act, to the transferee under the transfer application;

(aa) make a decision to refuse a surrender application;’.

**16 Section 302(1)(aa) to (d)—**

*renumber* as section 302(1)(b) to (e).

**17 Section 303(3)(d)—**

*omit*.

**18 Section 304(2), before ‘suitable’—**

*insert—*

‘a’.

**19 Section 367(1)(c), ‘to’—**

*omit*.

**20 Section 467(7), ‘the officer’—**

*omit, insert—*

‘the authorised person’.

**21 Section 530(2)(c), after ‘the administering authority’—**

*insert—*

‘who made the decision,’.

**22 Section 555(1), from ‘decide’—**

*omit, insert—*

‘decide—

## Schedule (continued)

- (a) an application for or in relation to an environmental authority; or
- (b) an EMP submission.’.

**23 Section 594(1), from ‘or environmental’ to ‘section 590’—**  
*omit.*

**24 Section 594(4), from ‘or environmental’ to ‘activities’—**  
*omit.*

**25 Schedule 3, definition *current objection*, ‘objection to’—**  
*omit, insert—*  
‘objection relating to’.

**26 Schedule 3, definition *disqualifying event*, paragraph (b)(ii)—**  
*omit, insert—*

- ‘(ii) a registration certificate; or
- (iii) an authority, instrument, licence or permit, however called, similar to an environmental authority or registration certificate under a corresponding law.’.

**Explanatory notes**

Amendment 1 updates a cross-reference.

Amendments 2 and 4 clarify that the environmental protection commitments referred to in the amended paragraphs are to either protect or enhance environmental values and not necessarily to do both.

Amendments 3, 12, 18 to 20 and 22 make minor corrections.

Amendments 5 and 7 clarify that the amended section applies to all applications in relation to which an objection is made.

Amendment 6 clarifies the requirements for an environmental authority issued under the amended section.

### Schedule (continued)

Amendment 8 clarifies the trigger for the period within which an environmental authority must be issued under the amended section.

Amendment 9 clarifies that a plan of operations referred to in the section amended by the amendment may be for 1 or more relevant mining leases.

Amendment 10 makes a minor timing correction in relation to the relationship between the *Environmental Protection Act 1994* and the *Mineral Resources Act 1989*.

Amendments 11 and 14 make minor timing corrections. Previously, the amended sections applied once a replacement environmental authority was issued, irrespective of whether the environmental authority had taken effect under section 303 of the *Environmental Protection Act 1994*.

Amendments 13, 17 and 21 clarify the operation of the amended section.

Amendment 15 clarifies the relationship between the *Environmental Protection Act 1994* and the *Mineral Resources Act 1989*.

Amendment 16 renumbers a provision consequential on amendment 15.

Amendments 23 and 24 omit redundant references.

Amendment 25 amends the definition *current objection* to ensure it refers to all applications in relation to which an objection is made.

Amendment 26 amends the definition *disqualifying event* consequential on the enactment of the *Environmental Protection Legislation Amendment Act 2003*.

## Fisheries Act 1994

### 1 Section 5(6)—

*omit, insert—*

‘(6) Subsection (5) does not limit the *Statutory Instruments Act 1992*, section 24 or 25.<sup>22</sup>’.

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22 *Statutory Instruments Act 1992*, section 24 (Statutory instrument may be of general or limited application) or 25 (Statutory instrument may make different provision for different categories)

## Schedule (continued)

**2 Section 22(2), from ‘section 27A’—**

*omit, insert—*

‘section 27A.<sup>23</sup>’.

**3 Section 46(9)—**

*omit, insert—*

‘(9) The *Statutory Instruments Act 1992*, sections 49, 50 and 51 apply to an emergency fisheries declaration as if it were subordinate legislation.<sup>24</sup>’.

**4 Section 132(2)—**

*omit, insert—*

‘(2) To remove any doubt, the arrangement is a statutory instrument to which the *Acts Interpretation Act 1954*, section 17 applies under the *Statutory Instruments Act 1992*, section 14.<sup>25</sup>’.

**5 Section 164, heading, ‘unclaimed’—**

*omit, insert—*

‘particular’.

**Explanatory notes**

Amendments 1 to 4 recast provision titles as footnotes in accordance with current legislative drafting practice.

Amendment 5 updates a section heading so it better reflects the content of the section.

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23 *Acts Interpretation Act 1954*, section 27A (Delegation of powers)

24 *Statutory Instruments Act 1992*, sections 49 (Subordinate legislation must be tabled), 50 (Disallowance) and 51 (Limited saving of operation of subordinate legislation that ceases to have effect)

25 *Acts Interpretation Act 1954*, section 17 (Exercise of powers between enactment and commencement); *Statutory Instruments Act 1992*, section 14 (Applicable provisions).

## Schedule (continued)

**Food Production (Safety) Act 2000****1 Sections 140B(7)(b) and 140L(7)(b), from ‘section 48’ to ‘Act,’—***omit, insert—*‘section 48,<sup>26</sup>’.**Explanatory note**

The amendment omits unnecessary words.

**Fossicking Act 1994****1 Section 26(3), definition *excluded land*, from ‘Part 2’—***omit, insert—*‘part 2.<sup>27</sup>’.**2 Section 34(3), first dot point, ‘section 1.9’—***omit, insert—*

‘section 8’.

**Explanatory notes**

Amendment 1 updates a provision in accordance with current legislative drafting practice.

Amendment 2 updates a cross-reference.

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26 Section 48 (Grant or renewal of accreditations)

27 Part 2 (Land excluded from Act’s application)

## Schedule (continued)

**Gladstone Power Station Agreement Act 1993**

- 1 Section 31, heading—**  
*omit, insert—*
- ‘31 Regulation-making power’.**

**Explanatory note**

The amendment updates a section heading in accordance with current legislative drafting practice.

**Industrial Relations Act 1999**

- 1 Section 78(4)(c) and (b)—**  
*renumber* as section 78(4)(b) and (c).
- 2 Section 92(3), ‘WorkCover Queensland Act 1996’—**  
*omit, insert—*  
*‘Workers’ Compensation and Rehabilitation Act 2003’.*
- 3 Section 341(4)(b), ‘(Tribunal)’—**  
*omit, insert—*  
*‘(Tribunals)’.*
- 4 Section 411(1)(b), ‘section 202,’ and footnote—**  
*omit, insert—*  
*‘schedule 1B, section 151,<sup>28</sup>’.*

---

<sup>28</sup> Commonwealth Act, schedule 1B (Registration and accountability of organisations), section 151 (Membership agreements)



## Schedule (continued)

- 5 Section 586(c), ‘section 285.’ and footnote—**  
*omit, insert—*  
 ‘schedule 1B, section 270.<sup>29</sup>’.
- 6 Section 587(4), ‘part 9, division 11’ and footnote—**  
*omit, insert—*  
 ‘schedule 1B, chapter 8, part 3<sup>30</sup>’.
- 7 Section 588(2), ‘section 280,’ and footnote—**  
*omit, insert—*  
 ‘schedule 1B, section 268,<sup>31</sup>’.
- 8 Section 589(1)(c), ‘section 285;’—**  
*omit, insert—*  
 ‘schedule 1B, section 270;<sup>32</sup>’.
- 9 Section 650(2)(b), ‘section 424(2);’—**  
*omit, insert—*  
 ‘section 424(1);’.

**Explanatory notes**

Amendment 1 renumbers paragraphs in a subsection to make the numbering run consecutively.

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29 Commonwealth Act, schedule 1B (Registration and accountability of organisations), section 270 (Organisations with income of less than certain amount)

30 Commonwealth Act, schedule 1B (Registration and accountability of organisations), chapter 8 (Records and accounts), part 3 (Accounts and audit)

31 Commonwealth Act, schedule 1B (Registration and accountability of organisations), section 268 (Reports etc. to be lodged in Industrial Registry)

32 Commonwealth Act, schedule 1B (Registration and accountability of organisations), section 270 (Organisations with income of less than certain amount)

### Schedule (continued)

Amendments 2 and 4 to 8 update cross-references.

Amendments 3 and 9 correct references.

## Integrated Resort Development Act 1987

**1 Section 2, heading—**

*omit, insert—*

**‘2 Definitions’.**

**2 Section 2, definition *canal*, ‘Canals Act 1958’—**

*omit, insert—*

‘*Coastal Protection and Management Act 1995*, section 9<sup>33</sup>’.

**3 Section 2, definitions—**

*relocate* to schedule 2, as inserted by this Act.

**4 Section 2, ‘In this Act—’—**

*omit, insert—*

‘The dictionary in schedule 2 defines particular words used in this Act.’.

**5 Section 3(1), ‘at the least’—**

*omit, insert—*

‘each of the following’.

---

<sup>33</sup> *Coastal Protection and Management Act 1995*, section 9 (Meaning of *canal*)

## Schedule (continued)

- 6 Sections 4(2)(a) and (b), 21(4) and 26(4)(a) and (b), ‘the schedule’—**  
*omit, insert—*  
‘schedule 1’.
- 7 Sections 20(1)(b) and 96(7), from ‘Canals Act 1958’ to ‘purposes of’—**  
*omit, insert—*  
‘*Coastal Protection and Management Act 1995* or *Integrated Planning Act 1997* prescribed for’.
- 8 Section 28(1) and heading, ‘Crown land’—**  
*omit, insert—*  
‘unallocated State land’.
- 9 Section 28, ‘Land Act 1962’—**  
*omit, insert—*  
‘*Land Act 1994*’
- 10 Section 59(7), after ‘any of’—**  
*insert—*  
‘the following’.
- 11 Section 90(3), from ‘Canals Act 1958’ to ‘applies’—**  
*omit, insert—*  
‘*Coastal Protection and Management Act 1995* and the *Integrated Planning Act 1997*, other than the provisions of those Acts prescribed for this section, apply’.

## Schedule (continued)

- 12 Section 90(4), ‘section 9 of the Canals Act 1958’—**  
*omit, insert—*  
 ‘the *Coastal Protection and Management Act 1995*, chapter 2, part 6, division 4, subdivision 3,<sup>34</sup>’.
- 13 Sections 96 and 98(1), ‘the Crown’—**  
*omit, insert—*  
 ‘the State’.
- 14 Sections 102(7), paragraphs (a) to (c), 106(5), paragraphs (a) and (b), 106(8), paragraphs (a) to (j), 116(1)(b)(i), 139(8), paragraphs (a) to (c), 143(5), paragraphs (a) and (b), 143(8), paragraphs (a) to (e), (f)(ii) and (g) to (i), 151(1)(b)(i) and the schedule, part B, item 4(a) and (b), ‘;’—**  
*omit, insert—*  
 ‘; and’.
- 15 Sections 103(1)(a), 111(1)(a), 122(1)(a) and (b), 140(1)(a), 141(1)(a), 143(8)(f)(i), 157(1)(a) and (b), ‘;’—**  
*omit, insert—*  
 ‘; or’.
- 16 Section 113 and 148, ‘may—’**  
*omit, insert—*  
 ‘may do any of the following—’.

---

34 *Coastal Protection and Management Act 1995*, chapter 2 (Coastal management), part 6 (Development approvals for assessable development), division 4 (Matters about artificial waterways), subdivision 3 (Plans of subdivision)

## Schedule (continued)

- 17 Section 119(1)(b) and 154(1)(b), before ‘available’—**  
*insert—*  
‘the following’.
- 18 Section 182, heading—**  
*omit, insert—*  
‘**182 Regulation-making power**’.
- 19 Schedule, part A, item 11, from ‘Canals Act 1958’—**  
*omit, insert—*  
‘the *Coastal Protection and Management Act 1995* or the *Integrated Planning Act 1997*’.
- 20 Schedule, part A, item 18, ‘shall include’—**  
*insert—*  
‘must include the following’.
- 21 Schedule—**  
*number* as schedule 1.
- 22 After schedule 1, as numbered by this Act—**  
*insert—*
- ‘Schedule 2 Dictionary**

section 2’.

**Explanatory notes**

Amendments 1, 3, 4, and 22 have the combined effect of relocating the definitions for the Act into a dictionary schedule, in accordance with current legislative drafting practice.

Amendments 2, 7, 9, 11, 12 and 19 update cross-references.

### Schedule (continued)

Amendments 5, 10, 14 to 17 and 20 update provisions in accordance with current legislative drafting practice.

Amendment 6 updates cross-references consequential on amendment 21.

Amendments 8 and 13 update terminology to reflect current *Land Act 1994* terminology.

Amendment 18 updates a section heading in accordance with current legislative drafting practice.

Amendment 21 numbers the schedule of the Act consequential on amendment 22.

## Libraries Act 1988

### 1 Section 43(4)(a), ‘format’—

*omit, insert—*

‘form’.

#### Explanatory note

The amendment changes the wording of a provision for consistency with related legislation.

## Liquor Act 1992

### 1 Section 4, definition *community justice group*, ‘part 3A’—

*omit, insert—*

‘part 5’.

### 2 Section 4, definition *presiding case manager*, ‘*Queensland Building Tribunal Act 2000*’—

*omit, insert—*

‘*Commercial and Consumer Tribunal Act 2003*’.

## Schedule (continued)

- 3 Section 175(7), penalty, ‘imprisonment for 1 year’—**  
*omit, insert—*  
‘1 year’s imprisonment’.
- 4 Section 176(2)(e), ‘part 3B’—**  
*omit, insert—*  
‘part 6’.
- 5 Section 185, penalty, ‘imprisonment for 1 year’—**  
*omit, insert—*  
‘1 year’s imprisonment’.
- 6 Section 226(d)—**  
*omit.*
- 7 Section 226, penalty, paragraph (a), from ‘permit’ to ‘authorisation’—**  
*omit, insert—*  
‘licence, permit, temporary authority or authority’.
- 8 Section 231(1), penalty, ‘imprisonment for 6 months’—**  
*omit, insert—*  
‘6 months imprisonment’.
- 9 Section 231A(1), penalty, ‘imprisonment for 6 months’—**  
*omit, insert—*  
‘6 months imprisonment’.

**Explanatory notes**

Amendments 1, 2 and 4 update cross-references.

### Schedule (continued)

Amendments 3, 5, 8 and 9 update provisions in accordance with current legislative drafting practice.

Amendment 6 omits a redundant provision.

Amendment 7 inserts a required reference and omits a redundant reference.

## Local Government (Aboriginal Lands) Act 1978

**1 Section 2, definition *liquor provisions*, paragraph (a), ‘section 45T,’ and footnote—**

*omit, insert—*

‘section 103;<sup>35</sup>’.

**2 Section 11(1), from ‘Each of’ to ‘Mornington’—**

*omit, insert—*

‘The Council of the Shire of Aurukun and the Council of the Shire of Mornington’.

**3 Section 22(1)—**

*omit, insert—*

‘(1) The Council of the Shire of Aurukun or the Council of the Shire of Mornington may, by resolution, make and levy a charge on residents of residential premises in its shire.’.

**4 Section 35(1), ‘or Mornington’—**

*omit, insert—*

‘or the Council of the Shire of Mornington’.

---

35 *Community Services (Aborigines) Act 1984*, section 103 (Possession or consumption of alcohol in or on dry place)



## Schedule (continued)

### Explanatory notes

Amendment 1 updates a cross-reference.

Amendments 2, 3 and 4 amend wording so the amended provisions are drafted in a more clear and precise way.

## Local Government Act 1993

### 1 Section 60R(1), 7th and 25th dot points—

*omit.*

### 2 Section 60R(1)—

*insert—*

- sections 1069 to 1072
- sections 1076 to 1077’.

### 3 Section 305(3), example, ‘Informal’—

*omit, insert—*

‘ ‘Informal’ ’.

### 4 Section 934A(3), definition *canal*, ‘section 5C.’ and footnote—

*omit, insert—*

‘section 9.<sup>36</sup>’.

### 5 Chapter 19, part 9, second occurring—

*renumber* as part 10.

---

36 *Coastal Protection and Management Act 1995*, section 9 (Meaning of *canal*)

## Schedule (continued)

**Explanatory notes**

Amendments 1, 2 and 4 update cross-references.

Amendment 3 corrects punctuation.

Amendment 5 corrects numbering.

## Local Government (Chinatown and the Valley Malls) Act 1984

**1 Section 3, heading—**

*omit, insert—*

**‘3 Definitions’.**

**2 Section 3, definitions—**

*relocate* to schedule 4, as inserted by this Act.

**3 Section 3, ‘In this Act—’—**

*omit, insert—*

‘The dictionary in schedule 4 defines particular words used in this Act.’.

**4 After schedule 3—**

*insert—*

### ‘Schedule 4 Dictionary

section 3’.

**Explanatory note**

Amendments 1 to 4 have the combined effect of relocating the definitions for the Act into a dictionary schedule, in accordance with current legislative drafting practice.

## Schedule (continued)

**Local Government (Queen Street Mall) Act 1981**

- 1 Section 3, heading—**  
*omit, insert—*
- ‘3 Definitions’.**
- 2 Section 3, definitions *designated road areas* and *mall area*, ‘the schedule’—**  
*omit, insert—*  
‘schedule 1’.
- 3 Section 3, definitions—**  
*relocate* to schedule 2, as inserted by this Act.
- 4 Section 3, ‘In this Act—’—**  
*omit, insert—*  
‘The dictionary in schedule 2 defines particular words used in this Act.’.
- 5 Schedule, after ‘Schedule’—**  
*insert—*  
**‘Designated road areas and mall area’.**
- 6 Schedule—**  
*number* as schedule 1.

## Schedule (continued)

**7 After schedule 1, as numbered by this Act—***insert—***‘Schedule 2 Dictionary**

section 3’.

**Explanatory notes**

Amendments 1, 3, 4 and 7 have the combined effect of relocating the definitions for the Act into a dictionary schedule, in accordance with current legislative drafting practice.

Amendment 2 updates cross references consequential on amendment 6.

Amendment 5 inserts a schedule heading in accordance with current legislative drafting practice.

Amendment 6 numbers the schedule of the Act consequential on amendment 7.

**Mixed Use Development Act 1993****1 Section 214, ‘Fire and Rescue Authority Act 1990’—***omit, insert—**‘Fire and Rescue Service Act 1990’.***2 Section 218, heading—***omit, insert—***‘218 Regulation-making power’.****Explanatory notes**

Amendment 1 updates a cross-reference.

Amendment 2 updates a section heading in accordance with current legislative drafting practice.

## Schedule (continued)

**Nature Conservation Act 1992**

- 1 Section 91, heading, ‘Prohibition’—**  
*omit, insert—*  
**‘Restriction’.**
- 2 Section 92, heading, ‘Prohibition’—**  
*omit, insert—*  
**‘Restriction’.**
- 3 Section 160(4) and (5), ‘specified’—**  
*omit, insert—*  
**‘stated’.**
- 4 Section 160(5)(c), from ‘specified wildlife’—**  
*omit, insert—*  
**‘a stated taxon, species or class of wildlife;’.**
- 5 Section 160(5)(d), after ‘is’—**  
*insert—*  
**‘or is not’.**

**Explanatory notes**

Amendments 1 and 2 update section headings to reflect the operation of the amended section.

Amendment 3 updates terminology in accordance with current legislative drafting practice.

Amendments 4 and 5 clarify the operation of the provisions amended.

## Schedule (continued)

**Pastoral Workers' Accommodation Act 1980**

- 1 **Section 5, definition *occupier*, paragraph (a), after ‘;’—**  
*insert—*  
‘or’.
  
- 2 **Section 5, definition *pastoral work*, paragraphs (a), (b) and (c), after ‘;’—**  
*insert—*  
‘or’.

**Explanatory note**

The amendments update definitions in accordance with current legislative drafting practice.

**Plumbing and Drainage Act 2002**

- 1 **Section 145(3)(c), ‘may’—**  
*omit.*

**Explanatory note**

The amendment omits an unnecessary word.

## Schedule (continued)

**Police Powers and Responsibilities Act 2000**

- 1 Section 51(6), definition *liquor provision*, paragraph (b), '45T'—**  
*omit, insert—*  
'103'.
- 2 Section 51(6), definition *liquor provision*, paragraph (c), '43T.' and footnote—**  
*omit, insert—*  
'101.<sup>37</sup>'.
- 3 Section 59W(2)(d)(i), after 'owner;'**—  
*insert—*  
'or'.
- 4 Section 65A(3), definition *veterinary treatment*, paragraph (b), after 'surgeon;'**—  
*insert—*  
'or'.

---

<sup>37</sup> *Liquor Act 1992*, section 168B (Prohibition of possession of liquor in restricted area), 169 (Authority required for sale) or 171 (Carrying or exposing liquor for sale), *Community Services (Aborigines) Act 1984*, section 103 (Possession or consumption of alcohol in or on dry place), *Community Services (Torres Strait) Act 1984*, section 101 (Possession or consumption of alcohol in or on dry place)

## Schedule (continued)

- 5 Section 74, heading—**  
*omit, insert—*
- ‘74 Powers under search warrant’.**
- 6 Section 105(1)(b) and (c)—**  
*omit, insert—*  
‘(b) a serious crime related activity.’.
- 7 Section 105(2), ‘interstate serious offence’—**  
*omit, insert—*  
‘interstate confiscation offence’.
- 8 Section 131(a), ‘device; or’—**  
*omit, insert—*  
‘device;’.
- 9 Section 318I(4)(d), after ‘one QDNA’—**  
*insert—*  
‘index’.
- 10 Section 362(1)(b), ‘361’—**  
*omit, insert—*  
‘360’.
- 11 Schedule 1, ‘Fuel Subsidy Act 1997, section 129(2) and (3)’ and footnote—**  
*omit, insert—*  
‘Fuel Subsidy Act 1997, section 107(2) and (3)’.



## Schedule (continued)

**12 Schedule 1, ‘Young Offenders (Interstate Transfer) Act 1989.’—***omit, insert—**‘Young Offenders (Interstate Transfer) Act 1987’.***13 Schedule 4, definition *mall*, paragraphs (b), (c) and (d)—***omit, insert—*

- (b) the Chinatown Mall within the meaning of the *Local Government (Chinatown and the Valley Malls) Act 1984*;
- (c) the Queen Street Mall within the meaning of the *Local Government (Queen Street Mall) Act 1981*;
- (d) the Valley Mall within the meaning of the *Local Government (Chinatown and the Valley Malls) Act 1984*’.

**Explanatory notes**

Amendments 1, 2 and 11 update cross-references.

Amendments 3 to 5 and 8 to 10 make minor corrections.

Amendment 6 omits a redundant reference to an offence.

Amendment 7 corrects a reference to a type of offence.

Amendments 12 and 13 correct cross-references.

**Private Employment Agents Act 1983****1 Section 17(1A)—***renumber* as section 17(2).**2 Section 31(4)—***renumber* as section 31(3).

## Schedule (continued)

**Explanatory note**

The amendments renumber subsections in different sections to make the numbering run consecutively.

**Public Records Act 2002****1 Section 18(5)(a), ‘section 42(g) to (i)’—**

*omit, insert—*

‘section 42(1)(g) to (i)’.

**2 Section 29(2)(b), ‘section 19(2)’—**

*omit, insert—*

‘section 19(4)’.

**3 Section 38(2)(a), ‘section 19(2)’—**

*omit, insert—*

‘section 19(4)’.

**Explanatory note**

Amendments 1 to 3 correct cross-references.

**Public Service Act 1996****1 Section 114A, definition *engage*, paragraph (c), ‘*Training and Employment Act 2000*’—**

*omit, insert—*

‘*Vocational Educational, Training and Employment Act 2000*’.

## Schedule (continued)

**Explanatory note**

The amendment updates a cross-reference.

**Queensland Building Services Authority Act 1991**

- 1**      **Schedule 2, definition *contract*, ‘*contract* means’—**  
*omit, insert—*  
*‘contract, for part 7, means’.*
  
- 2**      **Schedule 2, definition *convicted company officer*,**  
**‘section 596(b)’—**  
*omit, insert—*  
*‘section 596(1)(b)’.*
  
- 3**      **Schedule 2, definition *subcontractor*, ‘*subcontractor***  
**means’—**  
*omit, insert—*  
*‘subcontractor, for part 7, means’.*
  
- 4**      **Schedule 2, definition *trade licence*—**  
*omit.*

**Explanatory notes**

Amendments 1 and 3 clarify that the relevant definitions apply only to part 7 of the Act.

Amendment 2 updates a cross-reference.

Amendment 4 omits a redundant definition.

## Schedule (continued)

**Racing Act 2002**

- 1**      **Schedule 1, section 11J(1)(d), after ‘be’—**  
*insert—*  
‘a’.
  
- 2**      **Schedule 1, section 11J(2)(b), ‘11FA(b)’—**  
*omit, insert—*  
‘11FA(1)(b)’.
  
- 3**      **Schedule 1, section 12C, heading, after ‘conduct’—**  
*insert—*  
‘of’.

**Explanatory notes**

Amendments 1 and 3 correct grammatical errors.

Amendment 2 corrects a cross-reference.

**Sanctuary Cove Resort Act 1985**

- 1**      **Section 111, heading—**  
*omit, insert—*  
‘111    **Regulation-making power’.**

**Explanatory note**

The amendment updates a section heading in accordance with current legislative drafting practice.

## Schedule (continued)

**State Development and Public Works Organisation Act 1971****1 Sections 42(2), 176(1)(a)(iii) and (4)(b), ‘Integrated Planning Act 1997’—**

*omit, insert—*

‘Integrated Planning Act’.

**Explanatory note**

The amendment replaces references to the full short title of an Act with a shorter version (which is a defined term).

**Subcontractors’ Charges Act 1974****1 Section 10A(1)(b), after ‘2002’—**

*insert—*

‘; or’.

**Explanatory note**

The amendment corrects punctuation and updates a provision in accordance with current legislative drafting practice.

**Taxation Administration Act 2001****1 Section 67(2), ‘is lodged is’—**

*omit, insert—*

‘relates was’.

## Schedule (continued)

**Explanatory note**

The amendment clarifies the relationship between objections and assessments and also clarifies that an assessment will have already been made before an objection is lodged.

**Transport Infrastructure Act 1994****1 Section 62(4), ‘section 51’—**

*omit, insert—*

‘section 54’.

**Explanatory note**

The amendment corrects a reference.

**Transport Operations (Marine Pollution) Act 1995****1 Section 116(2)(a), from ‘under’ to ‘66<sup>41</sup>’—**

*omit, insert—*

‘under the *District Court of Queensland Act 1967*, section 68<sup>38</sup>’.

**Explanatory note**

The amendment updates a cross-reference.

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38 *District Court of Queensland Act 1967*, section 68 (Civil jurisdiction)

## Schedule (continued)

**Transport Operations (Passenger Transport) Act 1994**

- 1**      **Schedule 3, definition *authorised driver*, ‘accreditation’—**  
*omit, insert—*  
‘authorisation’.

**Explanatory note**

The amendment corrects a reference.

**Transport Operations (Road Use Management) Act 1995**

- 1**      **Section 37(2) and (3), penalty, paragraph (a), ‘and’—**  
*omit, insert—*  
‘or’.
- 2**      **Section 38(3), penalty, paragraph (a), ‘and’—**  
*omit, insert—*  
‘or’.
- 3**      **Section 48(1)(d)—**  
*renumber* as section 48(1)(c).
- 4**      **Section 48(2)(a)—**  
*omit, insert—*  
‘(a) for subsection (1)(a) or (b)—the person mentioned in the relevant paragraph;’.

## Schedule (continued)

- 5 Section 48(2)(b), ‘paragraph (c) or (d)’—**  
*omit, insert—*  
‘subsection (1)(c)’.
- 6 Section 64(1), ‘section 31(2)(a)’—**  
*omit, insert—*  
‘section 31(1)(a)’.
- 7 Section 79(4)(a), after ‘time;’—**  
*insert—*  
‘and’.
- 8 Section 79(11)(a), (b) and (d), after ‘elsewhere;’—**  
*insert—*  
‘or’.
- 9 Section 79(11)(c), after ‘motion;’—**  
*insert—*  
‘or’.
- 10 Section 142(3), definition *health professional*,  
‘Occupational Therapist Act 1979’—**  
*omit, insert—*  
‘Occupational Therapists Registration Act 2001’.
- 11 Section 142(3), definition *health professional*,  
‘Optometrists Act 1974’—**  
*omit, insert—*  
‘Optometrists Registration Act 2001’.



## Schedule (continued)

- 12 Section 142(3), definition *health professional*, ‘*Physiotherapists Act 1964*’—**  
*omit, insert—*  
*‘Physiotherapists Registration Act 2001’.*
- 13 Section 181—**  
*omit.*
- 14 Schedule 4, definition *doctor*, ‘*Medical Act 1939*’ and footnote—**  
*omit, insert—*  
*‘Medical Practitioners Registration Act 2001’.*

**Explanatory notes**

Amendments 1, 2, 4, 5 and 7 to 9 make minor corrections.

Amendment 3 renumbers a paragraph in a section to make the numbering run consecutively.

Amendments 6, 10 to 12 and 14 update cross-references.

Amendment 13 omits a redundant section.

**Vocational Education, Training and Employment Act 2000**

- 1 Section 3(h), ‘people.’—**  
*omit, insert—*  
*‘people’.*
- 2 Section 13(1)(c), ‘training; and’—**  
*omit, insert—*  
*‘training.’.*

## Schedule (continued)

- 3 Section 24(5), ‘application, if’—**  
*omit, insert—*  
‘application if’.
- 4 Section 44(3)(a) and (b), ‘and’—**  
*omit.*
- 5 Section 111(1), ‘an placement person’—**  
*omit, insert—*  
‘a placement person’.
- 6 Section 121(6), definition *impairment*, after ‘by’—**  
*insert—*  
‘the’.
- 7 Section 144(2)(b), 152(2)(b) and 173(2)(b), ‘the other’—**  
*omit, insert—*  
‘on the other’.
- 8 Section 284(2)(b), ‘an registered’—**  
*omit, insert—*  
‘a registered’.
- 9 Schedule 3, definition *group training organisation*, ‘as group’—**  
*omit, insert—*  
‘as a group’.

## Schedule (continued)

- 10**     **Schedule 3, definition *restricted calling*, ‘be restricted’—**  
*omit, insert—*  
‘be a restricted’.

**Explanatory notes**

Amendment 1 corrects a typographical error.

Amendment 2 makes a minor correction.

Amendments 3 and 5 to 10 correct grammatical errors.

Amendment 4 updates a provision in accordance with current legislative drafting practice.

**Workers’ Compensation and Rehabilitation Act 2003**

- 1**     **Section 540(1)(b)(vii), ‘; or’—**  
*omit, insert—*  
‘;’.
- 2**     **Schedule 4, sections 4 and 5—**  
*renumber* as schedule 4, sections 1 and 2.

**Explanatory notes**

Amendment 1 updates a provision in accordance with current legislative drafting practice.

Amendment 2 renumbers sections in a schedule to make the numbering run consecutively from the number 1.

## Schedule (continued)

**Youth Participation in Education and Training Act 2003**

- 1 Section 12, ‘a course of higher education under the *Higher Education (General Provisions) Act 1993*’—**  
*omit, insert—*  
‘a higher education course under the *Higher Education (General Provisions) Act 2003*’.
- 2 Schedule 2, definitions *non-university provider* and *university*, ‘the *Higher Education (General Provisions) Act 1993*, section 3’—**  
*omit, insert—*  
‘the *Higher Education (General Provisions) Act 2003*, schedule 2’.

**Explanatory note**

Amendments 1 and 2 update cross-references.