



Statute Law Revision Act 2008

No. 73, 2008

An Act to make various amendments of the statute law of the Commonwealth, to repeal certain obsolete Acts, and for related purposes

Note: An electronic version of this Act is available in ComLaw (<http://www.comlaw.gov.au/>)

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Statute Law Revision Act 2008

No. 73, 2008

An Act to make various amendments of the statute law of the Commonwealth, to repeal certain obsolete Acts, and for related purposes

[Assented to 3 July 2008]

The Parliament of Australia enacts:

1 Short title

This Act may be cited as the *Statute Law Revision Act 2008*.

2 Commencement

- (1) Each provision of this Act specified in column 1 of the table commences, or is taken to have commenced, in accordance with

column 2 of the table. Any other statement in column 2 has effect according to its terms.

Commencement information		
Column 1	Column 2	Column 3
Provision(s)	Commencement	Date/Details
1. Sections 1 to 3 and anything in this Act not elsewhere covered by this table	The day on which this Act receives the Royal Assent.	3 July 2008
2. Schedule 1, item 1	The day on which this Act receives the Royal Assent.	3 July 2008
3. Schedule 1, item 2	Immediately after the commencement of item 7 of Schedule 1 to the <i>Legislative Instruments (Transitional Provisions and Consequential Amendments) Act 2003</i> .	1 January 2005
4. Schedule 1, item 3	The day on which this Act receives the Royal Assent.	3 July 2008
5. Schedule 1, item 4	Immediately after the commencement of item 51 of Schedule 1 to the <i>Agricultural and Veterinary Chemicals (Administration) Amendment Act 2007</i> .	1 July 2007
6. Schedule 1, item 5	Immediately after the commencement of section 130 of the <i>Anti-Money Laundering and Counter-Terrorism Financing Act 2006</i> .	13 December 2006
7. Schedule 1, items 6 to 9	The day on which this Act receives the Royal Assent.	3 July 2008
8. Schedule 1, item 10	Immediately after the commencement of item 36 of Schedule 2 to the <i>Higher Education Support (Transitional Provisions and Consequential Amendments) Act 2003</i> .	1 July 2004
9. Schedule 1, item 11	Immediately after the commencement of item 9 of Schedule 2 to the <i>Financial Sector (Collection of Data—Consequential and Transitional Provisions) Act 2001</i> .	1 July 2002
10. Schedule 1, items 12 to 18	The day on which this Act receives the Royal Assent.	3 July 2008
11. Schedule 1,	Immediately after the commencement of	22 November

Commencement information		
Column 1	Column 2	Column 3
Provision(s)	Commencement	Date/Details
item 19	item 59 of Schedule 1 to the <i>Defence Housing Authority Amendment Act 2006</i> .	2006
12. Schedule 1, item 20	Immediately after the commencement of item 60 of Schedule 1 to the <i>Defence Housing Authority Amendment Act 2006</i> .	22 November 2006
13. Schedule 1, item 21	Immediately after the commencement of item 368 of Schedule 1 to the <i>Environment and Heritage Legislation Amendment Act (No. 1) 2006</i> .	19 February 2007
14. Schedule 1, item 22	Immediately after the commencement of item 471 of Schedule 1 to the <i>Environment and Heritage Legislation Amendment Act (No. 1) 2006</i> .	19 February 2007
15. Schedule 1, item 23	Immediately after the commencement of item 623 of Schedule 1 to the <i>Environment and Heritage Legislation Amendment Act (No. 1) 2006</i> .	19 February 2007
16. Schedule 1, item 24	Immediately after the commencement of item 691 of Schedule 1 to the <i>Environment and Heritage Legislation Amendment Act (No. 1) 2006</i> .	19 February 2007
17. Schedule 1, item 25	Immediately after the commencement of item 767 of Schedule 1 to the <i>Environment and Heritage Legislation Amendment Act (No. 1) 2006</i> .	19 February 2007
18. Schedule 1, item 26	Immediately after the commencement of item 825 of Schedule 1 to the <i>Environment and Heritage Legislation Amendment Act (No. 1) 2006</i> .	19 February 2007
19. Schedule 1, item 27	Immediately after the commencement of item 61 of Schedule 1 to the <i>Health Insurance Amendment (Professional Services Review) Act 1999</i> .	1 August 1999
20. Schedule 1, items 28 and 29	Immediately after the commencement of section 179-10 of the <i>Higher Education Support Act 2003</i> .	1 January 2004
21. Schedule 1,	Immediately after the commencement of	7 June 2007

Commencement information		
Column 1	Column 2	Column 3
Provision(s)	Commencement	Date/Details
item 30	section 77 of the <i>Inspector of Transport Security Act 2006</i> .	
22. Schedule 1, item 31	Immediately after the commencement of section 79 of the <i>Inspector of Transport Security Act 2006</i> .	7 June 2007
23. Schedule 1, items 32 and 33	Immediately after the commencement of item 2 of Schedule 2 to the <i>Migration Legislation Amendment (Overseas Students) Act 2000</i> .	1 March 2001
24. Schedule 1, item 34	Immediately after the commencement of section 123 of the <i>Military Rehabilitation and Compensation Act 2004</i> .	1 July 2004
25. Schedule 1, item 35	Immediately after the commencement of section 62 of the <i>Australian Maritime Safety Authority Act 1990</i> .	1 January 1991
26. Schedule 1, item 36	Immediately after the commencement of section 6 of the <i>Navigation (Protection of the Sea) Amendment Act 1983</i> .	14 January 1988
27. Schedule 1, item 37	Immediately after the commencement of item 3 of Schedule 1 to the <i>Protection of the Sea (Civil Liability) Amendment Act 2000</i> .	6 April 2001
28. Schedule 1, items 38 to 40	The day on which this Act receives the Royal Assent.	3 July 2008
29. Schedule 1, items 41 to 45	Immediately after the commencement of the <i>Renewable Energy (Electricity) Act 2000</i> .	18 January 2001
30. Schedule 1, item 46	Immediately after the commencement of item 39 of Schedule 1 to the <i>Family and Community Services Legislation Amendment (Australians Working Together and other 2001 Budget Measures) Act 2003</i> .	20 September 2003
31. Schedule 1, item 47	Immediately after the commencement of item 79 of Schedule 1 to the <i>Therapeutic Goods Amendment Act (No. 1) 2003</i> .	17 September 2001
32. Schedule 1, items 48 to 58	The day on which this Act receives the Royal Assent.	3 July 2008
33. Schedule 1, item 59	Immediately after the commencement of section 4 of the <i>Water Act 2007</i> .	3 March 2008

Commencement information		
Column 1	Column 2	Column 3
Provision(s)	Commencement	Date/Details
34. Schedule 1, item 60	Immediately after the commencement of section 11 of the <i>Water Act 2007</i> .	3 March 2008
35. Schedule 1, item 61	Immediately after the commencement of section 63 of the <i>Water Act 2007</i> .	3 March 2008
36. Schedule 1, item 62	Immediately after the commencement of section 69 of the <i>Water Act 2007</i> .	3 March 2008
37. Schedule 1, item 63	Immediately after the commencement of section 86 of the <i>Water Act 2007</i> .	3 March 2008
38. Schedule 1, item 64	Immediately after the commencement of section 92 of the <i>Water Act 2007</i> .	3 March 2008
39. Schedule 1, item 65	Immediately after the commencement of section 93 of the <i>Water Act 2007</i> .	3 March 2008
40. Schedule 1, item 66	Immediately after the commencement of section 156 of the <i>Water Act 2007</i> .	3 March 2008
41. Schedule 1, item 67	Immediately after the commencement of section 169 of the <i>Water Act 2007</i> .	3 March 2008
42. Schedule 1, item 68	Immediately after the commencement of section 170 of the <i>Water Act 2007</i> .	3 March 2008
43. Schedule 1, item 69	Immediately after the commencement of section 244 of the <i>Water Act 2007</i> .	3 March 2008
44. Schedule 2, item 1	Immediately after the time specified in the <i>Broadcasting Legislation Amendment (Digital Radio) Act 2007</i> for the commencement of item 148 of Schedule 1 to that Act.	29 May 2007
45. Schedule 2, item 2	Immediately after the time specified in the <i>Broadcasting Legislation Amendment (Digital Television) Act 2006</i> for the commencement of item 26 of Schedule 2A to that Act.	4 May 2007
46. Schedule 2, item 3	Immediately after the time specified in the <i>Corporations Legislation Amendment (Simpler Regulatory System) Act 2007</i> for the commencement of item 108 of Schedule 1 to that Act.	28 June 2007
47. Schedule 2,	Immediately after the time specified in the	28 June 2007

Commencement information		
Column 1	Column 2	Column 3
Provision(s)	Commencement	Date/Details
item 4	<i>Corporations Legislation Amendment (Simpler Regulatory System) Act 2007</i> for the commencement of item 112 of Schedule 1 to that Act.	
48. Schedule 2, item 5	Immediately after the time specified in the <i>Defence Legislation Amendment Act 2006</i> for the commencement of item 235 of Schedule 1 to that Act.	1 October 2007
49. Schedule 2, items 6 to 13	The day on which the <i>Australian Citizenship Act 2007</i> received the Royal Assent.	15 March 2007
50. Schedule 2, item 14	Immediately after the time specified in the <i>Environment and Heritage Legislation Amendment Act (No. 1) 2006</i> for the commencement of item 453 of Schedule 1 to that Act.	19 February 2007
51. Schedule 2, item 15	Immediately after the commencement of item 18 of Schedule 2 to the <i>Environment and Heritage Legislation Amendment Act (No. 1) 2006</i> .	12 December 2006
52. Schedule 2, item 16	Immediately after the commencement of section 2 of the <i>Families, Community Services and Indigenous Affairs Legislation Amendment (Child Support Reform Consolidation and Other Measures) Act 2007</i> .	21 June 2007
53. Schedule 2, item 17	Immediately after the time specified in the <i>Families, Community Services and Indigenous Affairs Legislation Amendment (Child Support Reform Consolidation and Other Measures) Act 2007</i> for the commencement of item 10 of Schedule 1 to that Act.	22 June 2007
54. Schedule 2, item 18	Immediately after the time specified in the <i>Families, Community Services and Indigenous Affairs Legislation Amendment (Child Support Reform Consolidation and Other Measures) Act 2007</i> for the commencement of item 11 of Schedule 1 to	22 June 2007

Commencement information		
Column 1	Column 2	Column 3
Provision(s)	Commencement	Date/Details
	that Act.	
55. Schedule 2, items 19 and 20	The day on which the <i>Australian Citizenship Act 2007</i> received the Royal Assent.	15 March 2007
56. Schedule 2, item 21	Immediately after the time specified in the <i>Fisheries Legislation Amendment Act 2007</i> for the commencement of item 16 of Schedule 2 to that Act.	26 July 2007
57. Schedule 2, item 22	Immediately after the time specified in the <i>Fisheries Legislation Amendment Act 2007</i> for the commencement of item 260 of Schedule 3 to that Act.	26 July 2007
58. Schedule 2, item 23	Immediately after the time specified in the <i>OHS and SRC Legislation Amendment Act 2006</i> for the commencement of items 55 and 56 of Schedule 1 to that Act.	14 March 2007
59. Schedule 2, item 24	Immediately after the time specified in the <i>Postal Industry Ombudsman Act 2006</i> for the commencement of item 18 of Schedule 1 to that Act.	6 October 2006
60. Schedule 2, item 25	Immediately after the time specified in the <i>Social Security and Family Assistance Legislation Amendment (Miscellaneous Measures) Act 2006</i> for the commencement of items 51, 74, 78 and 79 of Schedule 3 to that Act.	27 September 2006
61. Schedule 2, item 26	Immediately after the commencement of item 8 of Schedule 2 to the <i>Statute Law Revision Act 2007</i> .	1 July 2006
62. Schedule 2, items 27 and 28	Immediately after the time specified in the <i>Workplace Relations Legislation Amendment (Independent Contractors) Act 2006</i> for the commencement of item 7 of Schedule 4 to that Act.	12 December 2006
63. Schedule 3	The day on which this Act receives the Royal Assent.	3 July 2008
64. Schedule 4	The day after this Act receives the Royal Assent.	4 July 2008

Note: This table relates only to the provisions of this Act as originally passed by both Houses of the Parliament and assented to. It will not be expanded to deal with provisions inserted in this Act after assent.

- (2) Column 3 of the table contains additional information that is not part of this Act. Information in this column may be added to or edited in any published version of this Act.

3 Schedule(s)

Each Act that is specified in a Schedule to this Act is amended or repealed as set out in the applicable items in the Schedule concerned, and any other item in a Schedule to this Act has effect according to its terms.

Schedule 1—Amendment of principal Acts

Aboriginal and Torres Strait Islander Heritage Protection Act 1984

1 Subsection 18(2A) (the subsection 18(2A) inserted by item 7 of Schedule 3 to the *Aboriginal and Torres Strait Islander Heritage Protection Amendment Act 2006*)

Renumber as subsection (2B).

Acts Interpretation Act 1901

2 Subsections 19BA(4) and (5)

Repeal the subsections.

Note: This item repeals provisions that refer to a provision of the *Acts Interpretation Act 1901* that has been repealed.

Admiralty Act 1988

3 Paragraph 4(3)(u)

Omit “*Arbitration (Foreign Awards and Agreements) Act 1974*”, substitute “*International Arbitration Act 1974*”.

Note: This item corrects a misstatement of the short title of an Act.

Agricultural and Veterinary Chemicals (Administration) Act 1992

4 Subsection 57(1)

Omit “they apply”, substitute “it applies”.

Anti-Money Laundering and Counter-Terrorism Financing Act 2006

5 Subsection 130(3) (note)

Omit “and evidential”, substitute “an evidential”.

Australian Land Transport Development Act 1988

6 Part I (heading)

Repeal the heading, substitute:

Part 1—Preliminary

Note: This item changes the Part number to an Arabic numeral.

7 Part III (heading)

Repeal the heading, substitute:

Part 3—Approval of projects and programs

Note: This item changes the Part number to an Arabic numeral.

8 Part IV (heading)

Repeal the heading, substitute:

Part 4—Conditions of payments

Note: This item changes the Part number to an Arabic numeral.

9 Part V (heading)

Repeal the heading, substitute:

Part 5—Miscellaneous

Note: This item changes the Part number to an Arabic numeral.

Australian National University Act 1991

10 Paragraph 10(6)(c)

Omit “university”, substitute “University”.

Australian Prudential Regulation Authority Act 1998

11 Subsections 56(5A), (5B) and (5C) (note)

Omit “section”, substitute “subsection”.

Bills of Exchange Act 1909

12 Subsection 45(2)

Omit “do not”, substitute “does not”.

13 Section 47

Omit “do not”, substitute “does not”.

14 Paragraph 54(m)

Omit “give notice” (third occurring), substitute “gives notice”.

Broadcasting Services Act 1992

15 Paragraph 7(1)(q) of Schedule 2 (the paragraph 7(1)(q) inserted by item 80 of Schedule 1 to the *Broadcasting Legislation Amendment (Digital Radio) Act 2007*)

Renumber as paragraph (r).

16 Paragraph 8(1)(j) of Schedule 2 (the paragraph 8(1)(j) inserted by item 85 of Schedule 1 to the *Broadcasting Legislation Amendment (Digital Radio) Act 2007*)

Renumber as paragraph (k).

Data-matching Program (Assistance and Tax) Act 1990

17 Subsection 3(1) (paragraph (db) of the definition of *personal assistance*) (the paragraph (db) inserted by item 3 of Schedule 6 to the *Social Security Legislation Amendment (Parenting and Other Measures) Act 1997*)

Renumber as paragraph (de).

18 Subsection 3(1) (paragraph (dc) of the definition of *personal assistance*) (the paragraph (dc) inserted by item 3 of Schedule 6 to the *Social Security Legislation Amendment (Parenting and Other Measures) Act 1997*)

Renumber as paragraph (df).

Defence Housing Australia Act 1987

19 Subsection 23(3)

Omit “subsection (1) (2),”, substitute “subsection (1), (2)”.

20 Subsection 23(4)

Omit “subsection (1) (2),”, substitute “subsection (1), (2)”.

***Environment Protection and Biodiversity Conservation Act
1999***

21 Subsection 194N(2)

Omit “a place”, substitute “an item”.

Note: The heading to subsection 194Q(7) is altered by omitting “*place*” and substituting “*item*”.

22 Subsection 269AA(3)

Omit “189(1A)(c)”, substitute “189(1B)(c)”.

Note: This item fixes an incorrect cross-reference.

23 Subsection 404(1)

Omit “(subject to subsection (1A))”, substitute “(subject to subsection (1A))”.

24 Subsection 430(2)

Omit “(subject to subsection (2A))”, substitute “(subject to subsection (2A))”.

25 Paragraph 486G(3)(b)

Omit “official”, substitute “official.”.

26 Section 528 (definition of *Officer of Customs*) (the definition inserted by item 825 of Schedule 1 to the *Environment and Heritage Legislation Amendment Act (No. 1) 2006*)

Repeal the definition.

Note: This item repeals a duplicated definition.

Health Insurance Act 1973

27 Paragraph 106ZPB(2)(a)

Omit “authority”, substitute “Authority”.

Higher Education Support Act 2003

28 Section 179-10

Omit “the officer” (first occurring).

29 Paragraph 179-10(a)

Before “either”, insert “the officer”.

Inspector of Transport Security Act 2006

30 Subsection 77(1)

Omit “subsection (7)”, substitute “subsection (6)”.

Note: This item fixes an incorrect cross-reference.

31 Subsection 79(1)

Omit “subsection 77(7)”, substitute “subsection 77(6)”.

Note: This item fixes an incorrect cross-reference.

Migration Act 1958

32 Section 268AA (definition of *new ESOS Act*)

Repeal the definition.

Note: This item repeals a redundant definition.

33 Section 268AA (definition of *old ESOS Act*)

Repeal the definition.

Note: This item repeals a redundant definition.

Military Rehabilitation and Compensation Act 2004

34 Section 123

Omit “her or she”, substitute “he or she”.

Navigation Act 1912

35 Paragraph 15(2)(f)

Omit “or under orders made in pursuance of regulations made by virtue of paragraph (h) of this subsection”.

Note 1: This item omits redundant text.

Note 2: The following heading to section 190AB is inserted: “**Publication of information about ships**”.

36 Paragraph 267J(b)

Omit “267G(1)”, substitute “267G(2)”.

Note: This item fixes an incorrect cross-reference.

Protection of the Sea (Civil Liability) Act 1981

37 Part IV (heading)

Repeal the heading, substitute:

Part IV—Recovery of expenses of Authority under the Protection of the Sea (Powers of Intervention) Act 1981

Removal of Prisoners (Territories) Act 1923

38 At the end of paragraphs 8(3)(a) and (b)

Add “and”.

39 At the end of paragraph 11(1)(a)

Add “or”.

40 At the end of paragraphs 13(a), (b) and (c)

Add “or”.

Renewable Energy (Electricity) Act 2000

41 Subsections 127(2), 129(2) and 130(2)

After “Despite”, insert “subsection”.

42 Section 131

Before “This Part”, insert “(1)”.

43 Subsection 131(2)

After “Despite”, insert “subsection”.

44 Section 132

Before “This Part”, insert “(1)”.

45 Subsection 132(2)

After “Despite”, insert “subsection”.

Social Security (Administration) Act 1999

46 Subsection 127(2)

Repeal the subsection, substitute:

- (2) The Secretary may not review a decision made by the Employment Secretary declaring, under section 28 of the 1991 Act, a program of work to be an approved program of work for income support payment.

Note: This item repeals and substitutes subsection 127(2) so that it no longer contains a single paragraph.

Therapeutic Goods Act 1989

47 Subsection 54AA(1)

Omit “whichever of n or (3) applies”.

Note: This item omits redundant text.

Transfer of Prisoners Act 1983

48 At the end of paragraph 3(10)(a)

Add “or”.

49 At the end of paragraphs 8(1)(a) and 9(1)(a)

Add “and”.

50 At the end of paragraphs 10(4)(a) and (b)

Add “or”.

51 At the end of paragraph 12(a)

Add “and”.

52 At the end of paragraph 14(1)(a)

Add “and”.

53 At the end of paragraph 16A(1)(a)

Add “and”.

54 At the end of subparagraph 21(b)(i)

Add “and”.

55 At the end of paragraph 25(a)

Add “and”.

56 At the end of paragraph 28(a)

Add “or”.

57 At the end of paragraphs 30(a), (b) and (c)

Add “or”.

58 At the end of paragraph 31(2)(a)

Add “and”.

Water Act 2007

59 Subsection 4(1) (definition of *consumptive pool*)

Repeal the definition.

Note: This item repeals a redundant definition.

60 Subsection 11(3)

Before “intention”, insert “the”.

61 Subsections 63(3) and (4)

Omit “proposed water plan” (wherever occurring), substitute “proposed water resource plan”.

62 Subsection 69(1)

Omit “paragraph 68(2)(b)”, substitute “paragraph 68(6)(b)”.

Note: This item fixes an incorrect cross-reference.

63 Subsection 86(1)

After “responsible”, insert “for”.

64 Subsection 92(10)

Omit “subsection (7)”, substitute “subsection (9)”.

Note: This item fixes an incorrect cross-reference.

65 Subsection 93(6)

Omit “subsection (4)”, substitute “subsection (5)”.

Note: This item fixes an incorrect cross-reference.

66 Subparagraph 156(1)(a)(i)

Omit “Part 3,”.

Note: This item omits an incorrect cross-reference.

67 Subparagraph 169(1)(a)(i)

Omit “and the water charge rules”, substitute “, the water charge rules and the water market rules”.

Note: This item amends subparagraph 169(1)(a)(i) of the *Water Act 2007* to ensure it is consistent with subparagraph 169(1)(a)(iii) and paragraph 169(1)(b) of that Act.

68 Paragraph 170(5)(a)

Omit “and the water charge rules”, substitute “, the water charge rules and the water market rules”.

Note: This item amends paragraph 170(5)(a) of the *Water Act 2007* to ensure it is consistent with paragraph 170(5)(c) of that Act.

69 Paragraph 244(1)(b)

After “water”, insert “resource”.

Schedule 2—Amendment of amending Acts

Broadcasting Legislation Amendment (Digital Radio) Act 2007

1 Item 148 of Schedule 1

Omit “broadcasting services”, substitute “broadcasting purposes”.

Note: This item corrects a misdescribed amendment.

Broadcasting Legislation Amendment (Digital Television) Act 2006

2 Item 26 of Schedule 2A

Omit “20B,”, substitute “, 20B”.

Note: This item corrects a misdescribed amendment.

Corporations Legislation Amendment (Simpler Regulatory System) Act 2007

3 Item 108 of Schedule 1

Omit “subsection 946B(1)”, substitute “see subsection 946B(1)”.

Note: This item corrects a misdescribed amendment.

4 Item 112 of Schedule 1

Omit “subsection 946B(1)”, substitute “see subsection 946B(1)”.

Note: This item corrects a misdescribed amendment.

Defence Legislation Amendment Act 2006

5 Item 235 of Schedule 1

Omit “or prescribed”, substitute “or a prescribed”.

Note: This item corrects a misdescribed amendment.

Electoral and Referendum Amendment (Electoral Integrity and Other Measures) Act 2006

6 Subsection 2(1) (table item 11, column 2)

Omit “*Australian Citizenship Act 2006*”, substitute “*Australian Citizenship Act 2007*”.

Note: This item corrects a misstatement of the short title of an Act.

7 Subsection 2(1) (table item 13, column 2)

Omit “*Australian Citizenship Act 2006*”, substitute “*Australian Citizenship Act 2007*”.

Note: This item corrects a misstatement of the short title of an Act.

8 Subsection 2(1) (table item 15, column 2)

Omit “*Australian Citizenship Act 2006*”, substitute “*Australian Citizenship Act 2007*”.

Note: This item corrects a misstatement of the short title of an Act.

9 Subsection 2(1) (table item 17, column 2)

Omit “*Australian Citizenship Act 2006*”, substitute “*Australian Citizenship Act 2007*”.

Note: This item corrects a misstatement of the short title of an Act.

10 Item 37 of Schedule 1

Omit “*Australian Citizenship Act 2006*”, substitute “*Australian Citizenship Act 2007*”.

Note: This item corrects a misstatement of the short title of an Act.

11 Item 92 of Schedule 1

Omit “*Australian Citizenship Act 2006*”, substitute “*Australian Citizenship Act 2007*; and”.

Note: This item corrects a misstatement of the short title of an Act.

12 Item 115 of Schedule 1

Omit “*Australian Citizenship Act 2005*”, substitute “*Australian Citizenship Act 2007*”.

Note: This item corrects a misstatement of the short title of an Act.

13 Item 133 of Schedule 1

Omit “*Australian Citizenship Act 2006*”, substitute “*Australian Citizenship Act 2007*”.

Note: This item corrects a misstatement of the short title of an Act.

***Environment and Heritage Legislation Amendment Act
(No. 1) 2006***

14 Item 453 of Schedule 1 (note)

Omit “heading to section 254”, substitute “heading to section 254B”.

Note: This item fixes a note to an amending item that incorrectly identifies the number of the section whose heading is to be altered.

15 Subitem 18(2) of Schedule 2

Omit “give to”, substitute “given to”.

***Families, Community Services and Indigenous Affairs
Legislation Amendment (Child Support Reform
Consolidation and Other Measures) Act 2007***

16 Subsection 2(1) (table item 8, column 2)

After “commencement of”, insert “item 104 of”.

17 Item 10 of Schedule 1

Repeal the item.

18 Item 11 of Schedule 1 (heading)

Repeal the heading, substitute:

11 Subsection 117(3A)

***Family Law Amendment (Shared Parental Responsibility)
Act 2006***

19 Subsection 2(1) (table item 8, column 2)

Omit “*Australian Citizenship Act 2006*”, substitute “*Australian
Citizenship Act 2007*”.

Note: This item corrects a misstatement of the short title of an Act.

20 Schedule 8 (heading before item 2)

Repeal the heading, substitute:

Australian Citizenship Act 2007

Note: This item corrects a misstatement of the short title of an Act.

Fisheries Legislation Amendment Act 2007

21 Item 16 of Schedule 2 (heading)

Omit “3”, substitute “6”.

22 Item 260 of Schedule 3 (heading)

Omit “6”, substitute “3”.

OHS and SRC Legislation Amendment Act 2006

23 Items 55 and 56 of Schedule 1

Omit “*Employment*”, substitute “*Employees*”.

Note: This item fixes amending items that incorrectly identify words that are to be omitted.

Postal Industry Ombudsman Act 2006

24 Item 18 of Schedule 1

Omit “Ombudsman, or”, substitute “Ombudsman or”.

Note: This item corrects a misdescribed amendment.

***Social Security and Family Assistance Legislation
Amendment (Miscellaneous Measures) Act 2006***

25 Items 51, 74, 78 and 79 of Schedule 3

Repeal the items.

Note: This item repeals items made redundant by amendments made by the *Tax Laws Amendment (Repeal of Inoperative Provisions) Act 2006*.

Statute Law Revision Act 2007

26 Item 8 of Schedule 2

Repeal the heading to item 39, substitute:

39 Subsection 117(3B)

Workplace Relations Legislation Amendment (Independent Contractors) Act 2006

27 Item 7 of Schedule 4

Omit “(7)” (wherever occurring), substitute “7”.

Note: This item corrects a misdescribed amendment.

28 Item 7 of Schedule 4

Omit “(8)”, substitute “8”.

Note: This item corrects a misdescribed amendment.

Schedule 3—Repeal of obsolete Acts

Part 1—Acts administered by the Minister for Agriculture, Fisheries and Forestry

Brigalow Lands Agreement Act 1962

1 The whole of the Act

Repeal the Act.

Note: This item repeals spent legislation.

Foreign Fishing Boats Levy Act 1981

2 The whole of the Act

Repeal the Act.

Note: This item repeals spent legislation.

New South Wales Flood Relief Act 1974

3 The whole of the Act

Repeal the Act.

Note: This item repeals spent legislation.

New South Wales Grant (Leeton Co-operative Cannery Limited) Act 1971

4 The whole of the Act

Repeal the Act.

Note: This item repeals spent legislation.

Northern Prawn Fishery Voluntary Adjustment Scheme Loan Guarantee Act 1985

5 The whole of the Act

Repeal the Act.

Schedule 3 Repeal of obsolete Acts

Part 1 Acts administered by the Minister for Agriculture, Fisheries and Forestry

Note: This item repeals spent legislation.

Queensland Flood Relief Act 1974

6 The whole of the Act

Repeal the Act.

Note: This item repeals spent legislation.

Queensland Grant (Proserpine Flood Mitigation) Act 1976

7 The whole of the Act

Repeal the Act.

Note: This item repeals spent legislation.

***Queensland Tobacco Leaf Marketing Board Guarantee Act
1953***

8 The whole of the Act

Repeal the Act.

Note: This item repeals spent legislation.

Softwood Forestry Agreements Act 1967

9 The whole of the Act

Repeal the Act.

Note: This item repeals spent legislation.

Softwood Forestry Agreements Act 1972

10 The whole of the Act

Repeal the Act.

Note: This item repeals spent legislation.

Softwood Forestry Agreements Act 1976

11 The whole of the Act

Repeal the Act.

Note: This item repeals spent legislation.

Softwood Forestry Agreements Act 1978

12 The whole of the Act

Repeal the Act.

Note: This item repeals spent legislation.

States Grants (Rural Reconstruction) Act 1971

13 The whole of the Act

Repeal the Act.

Note: This item repeals spent legislation.

States Grants (Rural Reconstruction) Act 1973

14 The whole of the Act

Repeal the Act.

Note: This item repeals spent legislation.

Tasmanian Native Forestry Agreement Act 1979

15 The whole of the Act

Repeal the Act.

Note: This item repeals spent legislation.

Tasmanian Native Forestry Agreement Act 1980

16 The whole of the Act

Repeal the Act.

Note: This item repeals spent legislation.

Western Australia Grant (Northern Development) Act 1958

17 The whole of the Act

Repeal the Act.

Note: This item repeals spent legislation.

Schedule 3 Repeal of obsolete Acts

Part 1 Acts administered by the Minister for Agriculture, Fisheries and Forestry

***Western Australia (Northern Development) Agreement Act
1963***

18 The whole of the Act

Repeal the Act.

Note: This item repeals spent legislation.

**Part 2—Act administered by the Minister for Health
and Ageing**

Alcohol Education and Rehabilitation Account Act 2001

19 The whole of the Act

Repeal the Act.

Note: This item repeals spent legislation.

**Part 3—Acts administered by the Minister for
Infrastructure, Transport, Regional
Development and Local Government**

Air Navigation (Charges) Act 1952

20 The whole of the Act

Repeal the Act.

Note: This item repeals spent legislation.

National Railway Network (Financial Assistance) Act 1979

21 The whole of the Act

Repeal the Act.

Note: This item repeals spent legislation.

*Tasmania Agreement (Launceston Precision Tool Annexe)
Act 1980*

22 The whole of the Act

Repeal the Act.

Note: This item repeals spent legislation.

**Part 4—Act administered by the Minister for
Innovation, Industry, Science and Research**

Education Research Act 1970

23 The whole of the Act

Repeal the Act.

Note: This item repeals spent legislation.

Part 5—Act administered by the Prime Minister

Resource Assessment Commission Act 1989

24 The whole of the Act

Repeal the Act.

Note: This item repeals spent legislation.

**Part 6—Amendments consequential on repeal of
obsolete Acts**

Age Discrimination Act 2004

25 Schedule 1 (table item 42)

Repeal the item.

Bankruptcy Act 1966

26 Paragraph 253B(b)

Repeal the paragraph.

Sea Installations Act 1987

27 Schedule

Omit “*Air Navigation (Charges) Act 1952*”.

Schedule 4—Removing gender-specific language

Aboriginal Affairs (Arrangements with the States) Act 1973

1 Paragraph 6(1)(a)

After “he”, insert “or she”.

2 Paragraph 6(1)(b)

After “he”, insert “or she”.

3 Section 7

After “him”, insert “or her”.

4 Subsection 8(1)

After “his”, insert “or her”.

5 Subsection 9(1)

After “he” (wherever occurring), insert “or she”.

6 Subsection 9(1)

After “his”, insert “or her”.

7 Subsection 9(2)

After “he”, insert “or she”.

8 Subsection 9(2)

After “his”, insert “or her”.

9 Subsection 9(2)

After “him”, insert “or her”.

10 Subsection 9(3)

After “his”, insert “or her”.

11 Section 10

After “his”, insert “or her”.

12 Section 11

After “his” (wherever occurring), insert “or her”.

13 Subsection 12(1)

After “he”, insert “or she”.

14 Paragraph 12(1)(a)

After “him”, insert “or her”.

15 Paragraph 12(1)(b)

After “him”, insert “or her”.

***Aboriginal and Torres Strait Islanders (Queensland
Discriminatory Laws) Act 1975***

16 Subsection 5(1)

After “his”, insert “or her”.

17 Subsection 6(1)

After “him” (wherever occurring), insert “or her”.

18 Subsection 6(2)

After “he”, insert “or she”.

19 Subsection 6(2)

After “him”, insert “or her”.

20 Subsection 6(3)

After “him”, insert “or her”.

21 Subsection 7(1)

After “he”, insert “or she”.

22 Subsection 7(1)

After “himself”, insert “or herself”.

23 Subsection 7(1)

After “his”, insert “or her”.

24 Subsection 9(2)

After “he” (wherever occurring), insert “or she”.

25 Paragraph 10(1)(a)

After “him”, insert “or her”.

26 Paragraph 10(1)(b)

After “he”, insert “or she”.

27 Paragraph 10(1)(c)

After “him”, insert “or her”.

28 Paragraph 10(1)(c)

After “he”, insert “or she”.

29 Section 11

After “him”, insert “or her”.

30 Section 11

After “he”, insert “or she”.

Aboriginal Land Rights (Northern Territory) Act 1976

31 Subsection 70(3)

After “his”, insert “or her”.

***Air Accidents (Commonwealth Government Liability) Act
1963***

32 Subsection 8(1)

After “his”, insert “or her”.

33 Paragraph 8(2)(a)

After “his”, insert “or her”.

34 Paragraph 8(2)(b)

After “him”, insert “or her”.

35 Subsection 9(1)

After “his”, insert “or her”.

36 Subparagraph 11(1)(a)(i)

After “he”, insert “or she”.

37 Paragraph 11(1)(a)

After “his”, insert “or her”.

38 Section 12

After “his” (wherever occurring), insert “or her”.

39 Subsection 14(1)

After “his”, insert “or her”.

40 Subparagraph 14(2)(b)(i)

After “his”, insert “or her”.

41 Subparagraph 14(2)(b)(ii)

After “him”, insert “or her”.

42 Paragraph 16(1)(a)

After “he”, insert “or she”.

43 Paragraph 16(1)(b)

After “he”, insert “or she”.

Albury-Wodonga Development Act 1973

44 Subsection 19(5)

After “he”, insert “or she”.

45 Subsection 30(1)

After “his”, insert “or her”.

Antarctic Treaty Act 1960

46 Subsection 4(1)

After “he”, insert “or she”.

47 Subsection 4(1)

After “his”, insert “or her”.

48 Subsection 4(2)

After “he”, insert “or she”.

49 Subsection 4(2)

After “his”, insert “or her”.

Ashmore and Cartier Islands Acceptance Act 1933

50 Subsection 13(1)

Omit “his”, substitute “the Governor-General’s”.

51 Subsection 13(1)

Omit “he”, substitute “the Governor-General”.

52 Subsection 13(2)

Omit “his”, substitute “the Governor-General’s”.

Atomic Energy Act 1953

53 Subsection 36(2)

After “he”, insert “or she”.

54 Paragraph 37(1)(a)

Omit “his” (wherever occurring), substitute “the person’s”.

55 Paragraph 37(1)(b)

Omit “his” (wherever occurring), substitute “the person’s”.

56 Paragraph 37(1)(b)

Omit “him”, substitute “the person”.

57 Paragraph 37(1)(c)

Omit “him”, substitute “the person”.

58 Paragraph 37(1)(c)

Omit “his” (wherever occurring), substitute “the person’s”.

59 Subsection 41(1)

After “his”, insert “or her”.

60 Paragraph 41(2)(a)

Omit “workmen”, substitute “workers”.

61 Paragraph 41(2)(a)

After “he” (wherever occurring), insert “or she”.

62 Subsection 41A(2)

After “his” (wherever occurring), insert “or her”.

63 Subsection 41A(3)

After “he”, insert “or she”.

64 Subsection 41A(4)

After “his”, insert “or her”.

65 Paragraph 41A(5)(a)

Omit “he”, substitute “the Minister”.

66 Paragraph 41A(5)(a)

After “his” (wherever occurring), insert “or her”.

67 Paragraph 41A(5)(b)

Omit “he” (first occurring), substitute “the Minister”.

68 Subparagraph 41A(5)(b)(i)

After “he”, insert “or she”.

69 Subparagraph 41A(5)(b)(i)

After “his”, insert “or her”.

70 Subsection 41A(6)

After “his”, insert “, her”.

71 Subsection 41A(8)

After “his”, insert “or her”.

72 Subsection 41B(1)

After “his” (wherever occurring), insert “or her”.

73 Subsection 41B(2)

After “his”, insert “or her”.

74 Subsection 41B(3)

After “his” (wherever occurring), insert “or her”.

75 Subsection 41C(5)

After “his”, insert “or her”.

76 Subsection 59(1)

After “his” (wherever occurring), insert “or her”.

Australian Antarctic Territory Act 1954

77 Subsection 13(1)

Omit “his”, substitute “the Governor-General’s”.

78 Subsection 13(1)

Omit “he”, substitute “the Governor-General”.

79 Subsection 13(2)

Omit “his”, substitute “the Governor-General’s”.

***Australian Centre for International Agricultural Research
Act 1982***

80 Paragraph 19(4)(b)

After “his”, insert “or her”.

81 Subsection 19(6)

After “his”, insert “or her”.

82 Paragraph 21(2)(a)

After “his” (wherever occurring), insert “or her”.

83 Section 22

After “his”, insert “or her”.

84 Section 22

After “him”, insert “or her”.

85 Paragraph 23(1)(a)

After “he”, insert “or she”.

86 Subsection 23(3)

After “he”, insert “or she”.

Australian Wine and Brandy Corporation Act 1980

87 Subsection 9(7)

After “him” (wherever occurring), insert “or her”.

88 Section 50

After “him”, insert “or her”.

Banking Act 1959

89 Subsection 63(5)

After “his”, insert “or her”.

Bills of Exchange Act 1909

**90 The whole of the Act (other than subsection 45(2),
section 47, paragraph 54(m) and the Second Schedule)**

The Act (other than subsection 45(2), section 47, paragraph 54(m) and the Second Schedule) is amended so that every occurrence of “he” is followed once by “or she”.

91 The whole of the Act (other than subsections 13(5) and 40(2))

The Act (other than subsections 13(5) and 40(2)) is amended so that every occurrence of “him” is followed once by “or her”.

92 The whole of the Act

Amend so that every occurrence of “his” is followed once by “or her”.

93 The whole of the Act (other than subsection 39(4), paragraphs 54(h), (j) and (m) and subsections 69(1) and 76(2))

The Act (other than subsection 39(4), paragraphs 54(h), (j) and (m) and subsections 69(1) and 76(2)) is amended so that every occurrence of “himself” is followed once by “or herself”.

94 Subsection 13(5)

Omit “him” (wherever occurring), substitute “the person”.

95 Subsection 39(4)

After “himself”, insert “, herself”.

96 Subsection 40(2)

Omit “him” (wherever occurring), substitute “the indorsee”.

97 Paragraph 43(1)(a)

After “He”, insert “or she”.

98 Subsection 45(2)

Omit “he”, substitute “the holder”.

99 Section 47

Omit “he”, substitute “the person”.

100 Paragraph 54(h)

Omit “himself”.

101 Paragraph 54(j)

Omit “himself”.

102 Paragraph 54(m)

Omit “he” (first occurring), substitute “the agent”.

103 Paragraph 54(m)

Omit “himself” (first occurring).

104 Paragraph 54(m)

Omit “he” (second to fifth occurring), substitute “the agent”.

105 Paragraph 54(m)

Omit “himself” (second occurring).

106 Subsection 69(1)

Omit “himself” (first occurring).

107 Subsection 69(1)

After “himself” (second occurring), insert “or herself”.

108 Subsection 76(2)

Omit “himself”.

Biological Control Act 1984

109 Paragraph 45(1)(c)

After “him”, insert “or her”.

Canberra Water Supply (Googong Dam) Act 1974

110 Subsection 7(3)

After “him”, insert “or her”.

111 Subsection 8(2)

After “he”, insert “or she”.

112 Subsection 8(2)

After “him”, insert “or her”.

113 Paragraph 8(4)(b)

After “him”, insert “or her”.

114 Subsection 10(1)

After “he”, insert “or she”.

115 Subsection 10(2)

After “he”, insert “or she”.

116 Subsection 21(1)

After “he”, insert “or she”.

117 Section 23

After “his” (wherever occurring), insert “or her”.

Civil Aviation (Carriers’ Liability) Act 1959

118 Subsection 12(3)

After “his”, insert “or her”.

119 Subsection 12(4)

After “his” (wherever occurring), insert “or her”.

120 Paragraph 15(e)

After “he” (wherever occurring), insert “or she”.

121 Paragraph 22(1)(c)

Omit “himself”, substitute “itself”.

122 Subsection 29(1)

Omit “he and his”, substitute “the carrier and the carrier’s”.

123 Subsection 29(1)

Omit “him”, substitute “the carrier”.

124 Subsection 29(4)

After “he”, insert “or she”.

125 Subsection 29(5)

Omit “his”, substitute “the carrier’s”.

126 Subsection 30(2)

After “his”, insert “or her”.

127 Subsection 31(1)

After “his”, insert “or her”.

128 Subsection 33(1)

After “he” (wherever occurring), insert “or she”.

129 Subsection 33(1)

After “his”, insert “or her”.

130 Subsection 33(1)

After “himself” (first occurring), insert “or herself”.

131 Subsection 33(1)

Omit “himself” (second occurring).

132 Subsection 33(1)

Omit “him”, substitute “the carrier”.

133 Subsection 33(2)

Omit “his”, substitute “the carrier’s”.

134 Section 34

After “him”, insert “or her”.

135 Section 34

After “his”, insert “or her”.

136 Subsection 35(3)

After “his”, insert “or her”.

137 Subsection 35(4)

After “his” (wherever occurring), insert “or her”.

138 Paragraph 38(e)

After “he” (wherever occurring), insert “or she”.

139 Section 41

Omit “his”, substitute “the carrier’s”.

140 Subsection 42(1)

After “he” (first occurring), insert “or she”.

141 Subsection 42(1)

After “his” (first occurring), insert “or her”.

142 Subsection 42(1)

After “he” (second occurring), insert “or she”.

143 Subsection 42(1)

After “his” (second occurring), insert “or her”.

144 Subsection 42(1)

Omit “his” (third occurring), substitute “the carrier’s”.

145 Subsection 42(1)

After “his” (last occurring), insert “or her”.

146 Subsection 42(2)

Omit “he”, substitute “the carrier”.

147 Subsection 42(3)

After “he” (wherever occurring), insert “or she”.

Coal Research Assistance Act 1977

148 Subsection 6(2)

After “his”, insert “or her”.

149 Subsection 6(2)

After “him”, insert “or her”.

150 Subsection 7(1)

After “he”, insert “or she”.

151 Subsection 7(2)

After “him” (first occurring), insert “or her”.

152 Subsection 7(2)

Omit “he”, substitute “the Minister”.

153 Subsection 7(2)

After “him” (second occurring), insert “or her”.

154 Subsection 7(3)

After “his”, insert “or her”.

155 Subsection 7(4)

After “him”, insert “or her”.

156 Subsection 7(5)

After “he”, insert “or she”.

Cocos (Keeling) Islands Act 1955

157 Subsection 17(1)

Omit “his”, substitute “the Governor-General’s”.

158 Subsection 17(1)

Omit “he”, substitute “the Governor-General”.

159 Subsection 17(2)

Omit “his”, substitute “the Governor-General’s”.

Commerce (Trade Descriptions) Act 1905

160 Subsection 5(2)

After “him”, insert “or her”.

161 Subsection 5(3)

After “him”, insert “or her”.

162 Subsection 5(3)

After “his”, insert “or her”.

163 Subsection 6(1)

After “his”, insert “or her”.

164 Subsection 9(2)

After “he”, insert “or she”.

***Common Informers (Parliamentary Disqualifications) Act
1975***

165 Subsection 3(1)

After “he” (first occurring), insert “or she”.

166 Paragraph 3(1)(a)

After “his”, insert “or her”.

167 Paragraph 3(1)(a)

After “him”, insert “or her”.

168 Paragraph 3(1)(b)

After “he”, insert “or she”.

Commonwealth Electoral Act 1918

169 Section 5 (definition of *appointed Commissioner*)

Omit “Chairman”, substitute “Chairperson”.

170 Section 5 (definition of *Commissioner*)

Omit “Chairman”, substitute “Chairperson”.

Commonwealth Grants Commission Act 1973

171 Subsection 8(3)

After “his”, insert “or her”.

172 Subsection 8(6A)

After “his”, insert “or her”.

173 Subsection 8(6A)

After “he”, insert “or she”.

174 Section 9

After “he”, insert “or she”.

175 Subsection 9A(1)

After “he”, insert “or she”.

176 Subsection 11(1)

After “his” (wherever occurring), insert “or her”.

177 Subsection 12(7)

After “his”, insert “or her”.

178 Subsection 12(7)

After “he”, insert “or she”.

179 Paragraph 13(2)(c)

After “his”, insert “or her”.

180 Subsection 14(5)

After “he”, insert “or she”.

181 Subsection 15(1)

After “he”, insert “or she”.

182 Subsection 19(1)

After “his”, insert “or her”.

183 Subsection 19(2)

After “he”, insert “or she”.

184 Subsection 19(2)

After “his”, insert “or her”.

185 Subsection 23(1)

After “him”, insert “or her”.

186 Section 24

After “he”, insert “or she”.

187 Subsection 25(3)

After “him”, insert “or her”.

188 Subsection 25(3)

After “he”, insert “or she”.

Commonwealth Inscribed Stock Act 1911

189 Subsection 51H(1)

After “his”, insert “or her”.

190 Subsection 56(1)

After “his” (wherever occurring), insert “or her”.

Consular Fees Act 1955

191 Section 4

After “his”, insert “or her”.

192 Section 4

After “him”, insert “or her”.

Consular Privileges and Immunities Act 1972

193 Paragraph 6(1)(a)

After “his”, insert “or her”.

194 Subparagraph 6(1)(b)(i)

After “he”, insert “or she”.

195 Subparagraph 6(1)(b)(ii)

After “he”, insert “or she”.

196 Subsection 7(3)

After “his”, insert “or her”.

197 Paragraph 7(4)(a)

After “he”, insert “or she”.

198 Paragraph 7(4)(b)

After “he”, insert “or she”.

199 Subsection 11(1)

After “he”, insert “or she”.

Copyright Act 1968

200 Subsection 184(4)

After “he”, insert “or she”.

Crimes Act 1914

201 The whole of the Act

Amend so that every occurrence of “he” is followed once by “or she”.

202 The whole of the Act

Amend so that every occurrence of “him” is followed once by “or her”.

203 The whole of the Act (other than paragraph 24F(1)(a))

The Act (other than paragraph 24F(1)(a)) is amended so that every occurrence of “his” is followed once by “or her”.

204 Paragraph 24F(1)(a)

After “his”, insert “, her”.

205 Paragraph 37(c)

After “himself”, insert “or herself”.

206 Section 44

After “himself”, insert “or herself”.

207 Paragraph 79(4)(c)

After “himself”, insert “or herself”.

Crimes (Biological Weapons) Act 1976

208 Subsection 9(2)

After “he”, insert “or she”.

209 Subsection 10(2)

After “his”, insert “or her”.

210 Subsection 10(3)

After “him”, insert “or her”.

211 Subsection 12(5)

After “he”, insert “or she”.

212 Paragraph 13(b)

After “his”, insert “or her”.

Crimes (Currency) Act 1981

213 Paragraph 3(7)(a)

After “he”, insert “or she”.

214 Paragraph 9(1)(a)

After “his”, insert “or her”.

215 Paragraph 9(1)(b)

After “his”, insert “or her”.

216 Paragraph 9(2)(a)

After “he”, insert “or she”.

217 Paragraph 9(2)(b)

After “he” (wherever occurring), insert “or she”.

218 Subsection 11(1)

After “his” (wherever occurring), insert “or her”.

219 Subsection 11(2)

After “his” (wherever occurring), insert “or her”.

220 Paragraph 12(a)

After “his”, insert “or her”.

221 Paragraph 12(b)

After “his”, insert “or her”.

222 Subsection 15(1)

After “his” (wherever occurring), insert “or her”.

223 Section 18

After “his”, insert “or her”.

224 Subsection 19(2)

After “he” (wherever occurring), insert “or she”.

225 Subsection 21(1)

After “himself”, insert “or herself”.

226 Subsection 21(2)

After “his”, insert “or her”.

227 Subsection 21(3)

After “his”, insert “or her”.

228 Subsection 21(3)

After “himself”, insert “or herself”.

229 Subsection 23(2) (paragraph (c) of the definition of *Australian aircraft*)

After “his”, insert “or her”.

230 Subsection 27(4)

After “he”, insert “or she”.

231 Subsection 27(4)

After “his”, insert “or her”.

232 Subsection 27(7)

After “he”, insert “or she”.

233 Subsection 28(1)

After “his”, insert “or her”.

234 Subsection 28(1)

After “he”, insert “or she”.

235 Paragraph 28(1)(a)

After “him”, insert “or her”.

236 Paragraph 28(1)(b)

After “him” (wherever occurring), insert “or her”.

237 Subsection 29(2)

After “he”, insert “or she”.

238 Subsection 29(3)

After “he”, insert “or she”.

Crimes (Overseas) Act 1964

239 Subsection 6(2)

After “him”, insert “or her”.

240 Subsection 6(2)

After “he”, insert “or she”.

241 Subsection 6(3)

After “him”, insert “or her”.

242 Subsection 7(6)

After “he”, insert “or she”.

Customs Tariff (Anti-Dumping) Act 1975

243 Subsection 8(7)

After “he”, insert “or she”.

244 Subsection 8(8)

After “his”, insert “or her”.

245 Subsection 9(7)

After “he”, insert “or she”.

246 Subsection 9(8)

After “his”, insert “or her”.

Defence Force Discipline Appeals Act 1955

247 Subsection 44(1)

After “himself”, insert “or herself”.

Defence (Visiting Forces) Act 1963

248 The whole of the Act

Amend so that every occurrence of “he” is followed once by “or she”.

249 The whole of the Act

Amend so that every occurrence of “him” is followed once by “or her”.

250 The whole of the Act

Amend so that every occurrence of “his” is followed once by “or her”.

Diplomatic and Consular Missions Act 1978

251 Subsection 5(1)

Omit “he”, substitute “the Sheriff or Deputy Sheriff”.

Diplomatic Privileges and Immunities Act 1967

252 Subsection 8(2)

After “his”, insert “or her”.

253 Paragraph 8(3)(a)

After “he”, insert “or she”.

254 Paragraph 8(3)(b)

After “he”, insert “or she”.

255 Subsection 9(2)

After “his”, insert “or her”.

256 Paragraph 9(3)(a)

After “he”, insert “or she”.

257 Paragraph 9(3)(b)

After “he”, insert “or she”.

258 Subsection 12(1)

After “he”, insert “or she”.

Domicile Act 1982

259 Section 7

After “he”, insert “or she”.

260 Paragraph 8(1)(a)

After “he”, insert “or she”.

261 Paragraph 8(1)(b)

After “he”, insert “or she”.

262 Subsection 9(1)

After “his” (wherever occurring), insert “or her”.

263 Subsection 9(2)

After “his” (first occurring), insert “or her”.

264 Paragraph 9(2)(a)

After “his”, insert “or her”.

265 Paragraph 9(2)(a)

After “he” (wherever occurring), insert “or she”.

266 Paragraph 9(2)(b)

After “his”, insert “or her”.

267 Paragraph 9(2)(b)

After “he”, insert “or she”.

268 Subsection 9(3)

After “his” (first occurring), insert “or her”.

269 Paragraph 9(3)(a)

After “he”, insert “or she”.

270 Paragraph 9(3)(a)

After “his”, insert “or her”.

271 Paragraph 9(3)(b)

After “his” (wherever occurring), insert “or her”.

272 Subsection 9(4)

After “he” (wherever occurring), insert “or she”.

273 Section 10

After “his”, insert “or her”.

274 Section 11

After “he”, insert “or she”.

Epidemiological Studies (Confidentiality) Act 1981

275 Subsection 3(2)

After “he”, insert “or she”.

276 Subsection 3(2)

After “himself”, insert “, herself”.

277 Section 4

After “him”, insert “or her”.

278 Section 4

After “his”, insert “or her”.

279 Section 5

After “him”, insert “or her”.

280 Section 6

After “him”, insert “or her”.

281 Section 6

After “his”, insert “or her”.

282 Paragraph 8(1)(b)

After “him”, insert “or her”.

283 Paragraph 8(1)(b)

After “his”, insert “or her”.

284 Paragraph 8(2)(b)

After “him”, insert “or her”.

285 Paragraph 8(2)(b)

After “his”, insert “or her”.

286 Paragraph 9(c)

After “his”, insert “or her”.

287 Section 9

After “he”, insert “or she”.

288 Section 9

After “him”, insert “or her”.

Family Law Act 1975

289 Subsection 22(2A)

After “he” (wherever occurring), insert “or she”.

290 Paragraph 30(b)

After “he”, insert “or she”.

291 Subparagraph 31(1)(c)(v)

After “his”, insert “or her”.

292 Subsection 110(1) (paragraph (c) of the definition of *maintenance order*)

After “his”, insert “or her”.

293 Subsection 110(1) (paragraph (d) of the definition of *maintenance order*)

After “his”, insert “or her”.

Flags Act 1953

294 Section 5

After “he”, insert “or she”.

Foreign Acquisitions and Takeovers Act 1975

295 The whole of the Act

Amend so that every occurrence of “he” is followed once by “or she”.

296 The whole of the Act

Amend so that every occurrence of “him” is followed once by “or her”.

297 The whole of the Act

Amend so that every occurrence of “his” is followed once by “or her”.

298 Paragraph 11(2)(b)

After “himself”, insert “or herself”.

Foreign Proceedings (Excess of Jurisdiction) Act 1984

299 Subsection 6(2)

After “his”, insert “or her”.

300 Subsection 6(3)

After “he”, insert “or she”.

301 Subsection 6(4)

After “he”, insert “or she”.

302 Subsection 6(5)

After “his”, insert “or her”.

303 Subsection 6(5)

After “he”, insert “or she”.

304 Paragraph 7(1)(c)

After “he”, insert “or she”.

305 Subsection 7(4)

After “he”, insert “or she”.

306 Paragraph 9(1)(c)

After “he”, insert “or she”.

307 Paragraph 9(1)(d)

After “he”, insert “or she”.

308 Paragraph 11(1)(c)

After “his”, insert “or her”.

309 Subsection 11(3)

After “he”, insert “or she”.

310 Subsection 13(1)

After “he”, insert “or she”.

311 Subsection 14(2)

After “he”, insert “or she”.

312 Subsection 14(3)

After “he”, insert “or she”.

313 Subsection 15(3)

After “he”, insert “or she”.

314 Subparagraph 17(a)(i)

After “his”, insert “or her”.

315 Subsection 18(1)

After “him”, insert “or her”.

Growth Centres (Financial Assistance) Act 1973

316 Subsection 7(1)

After “he”, insert “or she”.

317 Section 13

After “him”, insert “or her”.

318 Section 13

After “he”, insert “or she”.

Health Insurance Act 1973

319 Subsection 81(1)

Insert:

Chair means Chair of the Authority.

320 Subsection 81(1) (definition of *Chairman*)

Repeal the definition.

321 Subsection 81(1) (definition of *Chairman of the Authority*)

Repeal the definition.

322 Subsection 81(1)

Insert:

Chair of the Authority includes a person acting in the office of
Chair of the Authority.

323 Subsection 81(1) (definition of *member of the Authority*)

Omit “Chairman”, substitute “Chair”.

324 Paragraph 106ZPA(1)(a)

Omit “Chairman”, substitute “Chair”.

325 Paragraph 106ZPA(2)(c)

Omit “Chairman”, substitute “Chair”.

326 Paragraph 106ZPB(2)(a)

Omit “Chairman”, substitute “Chair”.

327 Subsection 106ZPH(2)

Omit “Chairman”, substitute “Chair”.

328 Subsection 106ZPK(1)

Omit “Chairman”, substitute “Chair”.

329 Subsection 106ZPK(3)

Omit “Chairman”, substitute “Chair”.

Heard Island and McDonald Islands Act 1953

330 Subsection 12(1)

Omit “his”, substitute “the Governor-General’s”.

331 Subsection 12(1)

Omit “he”, substitute “the Governor-General”.

332 Subsection 12(2)

Omit “his”, substitute “the Governor-General’s”.

Immigration (Education) Act 1971

333 Subsection 10(1)

After “his”, insert “or her”.

Immigration (Guardianship of Children) Act 1946

334 Subsection 5(1)

After “his” (wherever occurring), insert “or her”.

335 Subsection 6A(2)

After “he”, insert “or she”.

336 Subsection 7(2)

After “he”, insert “or she”.

337 Subsection 7(2)

After “his”, insert “or her”.

338 Section 9

After “him” (first occurring), insert “or her”.

339 Paragraph 9(a)

After “his”, insert “or her”.

340 Paragraph 9(b)

After “him”, insert “or her”.

341 Paragraph 9(b)

After “his”, insert “or her”.

342 Section 11

After “his”, insert “or her”.

Insurance Contracts Act 1984

343 Paragraph 48(2)(a)

Omit “he”, substitute “the person”.

344 Subsection 65(4)

Omit “his”, substitute “the third party’s”.

345 Paragraph 75(5)(c)

Omit “he”, substitute “the insurer”.

346 Paragraph 75(5)(d)

Omit “he”, substitute “the insurer”.

347 Subsection 75(5)

Omit “his”, substitute “the insurer’s”.

International Arbitration Act 1974

348 Paragraph 8(5)(a)

After “him”, insert “or her”.

349 Paragraph 8(5)(c)

After “his”, insert “or her”.

350 Subsection 9(1)

After “he”, insert “or she”.

International Monetary Agreements Act 1947

351 Section 8A

After “he”, insert “or she”.

***International Organisations (Privileges and Immunities) Act
1963***

352 Subsection 3(3)

After “he”, insert “or she”.

353 Subsection 6(3)

After “his”, insert “or her”.

354 Subsection 6(6)

After “he”, insert “or she”.

355 Subsection 6(6)

After “his”, insert “or her”.

356 Paragraph 7(2)(a)

After “he”, insert “or she”.

357 Paragraph 7(2)(c)

After “his”, insert “or her”.

358 Subsection 7(3)

After “he”, insert “or she”.

359 Subsection 7(3)

After “his”, insert “or her”.

International Tax Agreements Act 1953

360 Subsection 16(2)

Omit “his”, substitute “the taxpayer’s”.

361 Subsection 16(3)

Omit “his” (wherever occurring), substitute “the taxpayer’s”.

362 Paragraph 16(5)(a)

Omit “his”, substitute “the taxpayer’s”.

363 Paragraph 16(5)(b)

Omit “him”, substitute “the taxpayer”.

364 Subsection 20(2)

After “his”, insert “or her”.

365 Subsection 20(4)

After “his”, insert “or her”.

Judges’ Pensions Act 1968

366 Subsection 4(1) (paragraph (a) of the definition of *appropriate current judicial salary*)

After “he”, insert “or she”.

367 Subsection 4(1) (definition of *prior judicial service*)

After “his”, insert “or her”.

368 Subsection 4(1) (definition of *prior judicial service*)

After “he”, insert “or she”.

369 Subsection 5(2)

After “his”, insert “or her”.

370 Subsection 5(2)

After “he”, insert “or she”.

371 Subsection 13(3)

After “he” (wherever occurring), insert “or she”.

372 Paragraph 15(1)(a)

After “he” (wherever occurring), insert “or she”.

373 Paragraph 15(1)(b)

After “he” (wherever occurring), insert “or she”.

374 Paragraph 15(3)(a)

After “he” (wherever occurring), insert “or she”.

375 Paragraph 15(3)(b)

After “he”, insert “or she”.

Judicial and Statutory Officers (Remuneration and Allowances) Act 1984

376 Subsection 3(7)

Omit “Chairman”, substitute “Chairperson”.

377 Subsection 6(7)

Omit “Chairman”, substitute “Chairperson”.

Land Commissions (Financial Assistance) Act 1973

378 Subsection 7(1)

After “he”, insert “or she”.

379 Section 13

After “him”, insert “or her”.

380 Section 13

After “he”, insert “or she”.

Law Officers Act 1964

381 Paragraph 16(2)(b)

After “his”, insert “or her”.

Lighthouses Act 1911

382 Subsection 5(3)

Omit “it or him”, substitute “it, him or her”.

383 Section 19A

After “he”, insert “or she”.

384 Subsection 19B(1)

After “him”, insert “or her”.

Loans Securities Act 1919

385 Paragraph 5(b)

After “he”, insert “or she”.

Marine Insurance Act 1909

386 The whole of the Act

Amend so that every occurrence of “he” is followed once by “or she”.

387 The whole of the Act (other than the Schedules)

The Act (other than the Schedules) is amended so that every occurrence of “him” is followed once by “or her”.

388 The whole of the Act (other than the Schedules)

The Act (other than the Schedules) is amended so that every occurrence of “his” is followed once by “or her”.

389 The whole of the Act

Amend so that every occurrence of “himself” is followed once by “or herself”.

Narcotic Drugs Act 1967

390 The whole of the Act (other than the Schedules)

The Act (other than the Schedules) is amended so that every occurrence of “he” is followed once by “or she”.

391 The whole of the Act (other than the Schedules)

The Act (other than the Schedules) is amended so that every occurrence of “him” is followed once by “or her”.

392 The whole of the Act (other than the Schedules)

The Act (other than the Schedules) is amended so that every occurrence of “his” is followed once by “or her”.

Natural Heritage Trust of Australia Act 1997

393 Paragraph 30(1)(a)

Omit “Chairman”, substitute “Chair”.

394 Section 36

Omit “Chairman”, substitute “Chair”.

Nauru (High Court Appeals) Act 1976

395 Paragraph 10(1)(c)

After “he”, insert “or she”.

396 Subsection 10(2)

After “he”, insert “or she”.

Navigation Act 1912

397 Subsection 85(5)

After “he”, insert “or she”.

Non-Government Schools (Loans Guarantee) Act 1977

398 Paragraph 5(2)(a)

After “he”, insert “or she”.

399 Paragraph 5(2)(b)

After “he”, insert “or she”.

400 Paragraph 5(2)(c)

After “he”, insert “or she”.

401 Subsection 9(1)

After “him”, insert “or her”.

402 Subsection 9(1)

After “his”, insert “or her”.

Northern Territory (Lessees’ Loans Guarantee) Act 1954

403 Paragraph 4(1)(a)

After “his”, insert “or her”.

404 Paragraph 4(1)(b)

After “his” (wherever occurring), insert “or her”.

405 Paragraph 4(1)(b)

After “him”, insert “or her”.

Northern Territory (Self-Government) Act 1978

406 The whole of the Act

Amend so that every occurrence of “he” is followed once by “or she”.

407 The whole of the Act

Amend so that every occurrence of “him” is followed once by “or her”.

408 The whole of the Act

Amend so that every occurrence of “his” is followed once by “or her”.

Parliamentary Contributory Superannuation Act 1948

409 Subparagraph 17(4)(a)(i)

After “his”, insert “or her”.

410 Paragraph 20(2C)(b)

After “his”, insert “or her”.

411 Paragraph 20A(1)(b)

After “his”, insert “or her”.

Parliamentary Counsel Act 1970

412 Paragraph 10(2)(a)

After “himself”, insert “or herself”.

Port Statistics Act 1977

413 Subsection 4(2)

After “he”, insert “or she”.

414 Subsection 6(1)

After “him”, insert “or her”.

415 Subsection 6(1)

After “his” (wherever occurring), insert “or her”.

416 Paragraph 7(1)(a)

After “him”, insert “or her”.

417 Paragraph 7(1)(a)

After “his” (wherever occurring), insert “or her”.

418 Subsection 9(2)

After “his” (wherever occurring), insert “or her”.

Postal and Telecommunications Commissions (Transitional Provisions) Act 1975

419 The whole of the Act (other than subsection 29(4))

The Act (other than subsection 29(4)) is amended so that every occurrence of “he” is followed once by “or she”.

420 The whole of the Act (other than subsections 29(4) and 36(8))

The Act (other than subsections 29(4) and 36(8)) is amended so that every occurrence of “him” is followed once by “or her”.

421 The whole of the Act (other than subsection 29(4))

The Act (other than subsection 29(4)) is amended so that every occurrence of “his” is followed once by “or her”.

422 Subsection 29(4)

Omit “him”, substitute “the authorized officer”.

423 Subsection 29(4)

Omit “he”, substitute “the person”.

424 Subsection 29(4)

Omit “his”, substitute “the authorized officer’s”.

425 Subsection 36(8)

Omit “it or him”, substitute “it, him or her”.

Racial Discrimination Act 1975

426 Subsection 3(1)

Insert:

Chair means Chair of the Council.

427 Subsection 3(1) (definition of *Chairman*)

Repeal the definition.

428 Subsection 3(1)

Insert:

Deputy Chair means Deputy Chair of the Council.

429 Subsection 3(1) (definition of *Deputy Chairman*)

Repeal the definition.

430 Subsection 3(1) (definition of *member*)

Omit “Chairman” (wherever occurring), substitute “Chair”.

431 Subsection 41(2)

Omit “Chairman” (wherever occurring), substitute “Chair”.

432 Subsection 43(1)

Omit “Chairman” (wherever occurring), substitute “Chair”.

433 Subsection 43(3)

Omit “Chairman” (wherever occurring), substitute “Chair”.

434 Subsection 43(4)

Omit “Chairman” (wherever occurring), substitute “Chair”.

435 Subsection 43(5)

Omit “Chairman” (wherever occurring), substitute “Chair”.

Registration of Deaths Abroad Act 1984

436 The whole of the Act

Amend so that every occurrence of “he” is followed once by “or she”.

437 The whole of the Act

Amend so that every occurrence of “him” is followed once by “or her”.

438 The whole of the Act

Amend so that every occurrence of “his” is followed once by “or her”.

439 Subsection 12(3)

After “himself”, insert “or herself”.

Removal of Prisoners (Territories) Act 1923

440 The whole of the Act

Amend so that every occurrence of “he” is followed once by “or she”.

441 The whole of the Act

Amend so that every occurrence of “him” is followed once by “or her”.

442 The whole of the Act

Amend so that every occurrence of “his” is followed once by “or her”.

Remuneration and Allowances Act 1990

443 Clause 3 of Schedule 1

Omit “Chairman”, substitute “Chairperson”.

444 Clause 3 of Schedule 2 (Part 3 of the table, table item dealing with the Chairman, Australian Competition and Consumer Commission, column headed “Office”)

Omit “Chairman”, substitute “Chairperson”.

445 Clause 3 of Schedule 2 (Part 3 of the table, table item dealing with the Chairman, Commonwealth Grants Commission, column headed “Office”)

Omit “Chairman”, substitute “Chairperson”.

Remuneration Tribunal Act 1973

446 Paragraph 7(12A)(a)

After “he”, insert “or she”.

447 Subparagraph 7(12A)(b)(i)

After “he”, insert “or she”.

448 Subparagraph 7(12A)(b)(ii)

After “he”, insert “or she”.

449 Subparagraph 7(12A)(b)(iii)

After “he”, insert “or she”.

Reserve Bank Act 1959

450 Subsection 18(1)

After “his” (last occurring), insert “or her”.

451 Subsection 84(5)

After “his”, insert “or her”.

Royal Commissions Act 1902

452 Section 1A

After “he”, insert “or she”.

453 Section 1A

After “him”, insert “or her”.

454 Subsection 2(4)

Omit “Chairman”, substitute “Chair”.

455 Subsection 6B(1)

Omit “Chairman”, substitute “Chair”.

456 Subsection 6B(2)

Omit “Chairman”, substitute “Chair”.

457 Subsection 6F(3)

Omit “Chairman”, substitute “Chair”.

458 Subsection 6G(2)

Omit “Chairman”, substitute “Chair”.

459 Paragraph 6I(1)(c)

After “himself”, insert “or herself”.

460 Paragraph 6I(2)(c)

After “himself”, insert “or herself”.

461 Subsection 6O(2)

Omit “Chairman”, substitute “Chair”.

462 Subsection 8(2)

Omit “Chairman”, substitute “Chair”.

463 Paragraph 16(1)(b)

Omit “Chairman”, substitute “Chair”.

Royal Powers Act 1953

464 Subsection 2(2)

After “himself”, insert “or herself”.

Scout Association Act 1924

465 Section 4

After “him”, insert “or her”.

Seas and Submerged Lands Act 1973

466 Paragraph 8(a)

After “he”, insert “or she”.

467 Paragraph 8(b)

After “he”, insert “or she”.

468 Subsection 9(1)

After “he”, insert “or she”.

469 Subsection 13(1)

After “he”, insert “or she”.

Seat of Government (Administration) Act 1910

470 Subsection 12C(1)

After “his” (wherever occurring), insert “or her”.

Special Prosecutors Act 1982

471 The whole of the Act

Amend so that every occurrence of “he” is followed once by “or she”.

472 The whole of the Act

Amend so that every occurrence of “him” is followed once by “or her”.

473 The whole of the Act

Amend so that every occurrence of “his” is followed once by “or her”.

States Grants (Advanced Education) Act 1976

474 The whole of the Act

Amend so that every occurrence of “he” is followed once by “or she”.

475 Subsection 18(1)

After “him”, insert “or her”.

476 The whole of the Act

Amend so that every occurrence of “his” is followed once by “or her”.

477 The whole of the Act

Amend so that every occurrence of “himself” is followed once by “or herself”.

Submarine Cables and Pipelines Protection Act 1963

478 Section 8

After “he” (wherever occurring), insert “or she”.

479 Section 9

After “his”, insert “or her”.

Taxation Administration Act 1953

480 Subsection 10(1)

Omit “his”, substitute “the person’s”.

481 Subsection 11(1)

Omit “his ”, substitute “the defendant’s”.

482 Subsection 11(2)

Omit “him” (wherever occurring), substitute “the defendant”.

483 Subsection 11(2)

Omit “his”, substitute “the defendant’s”.

484 Paragraph 12(a)

After “him”, insert “or her”.

485 Section 12

After “his”, insert “or her”.

486 Section 13

Omit “his”, substitute “the defendant’s”.

487 Paragraph 14C(1)(b)

After “he” (wherever occurring), insert “or she”.

488 Subsection 14D(4)

After “he”, insert “or she”.

489 Subsection 14I(3)

Omit “his”, substitute “the person’s”.

490 Subsection 14J(2)

After “he” (wherever occurring), insert “or she”.

491 Section 14N

Omit “his” (wherever occurring), substitute “the person’s”.

Transfer of Prisoners Act 1983

492 The whole of the Act

Amend so that every occurrence of “he” is followed once by “or she”.

493 The whole of the Act

Amend so that every occurrence of “him” is followed once by “or her”.

494 The whole of the Act

Amend so that every occurrence of “his” is followed once by “or her”.

Trust Recoupment Tax Assessment Act 1985

495 Subsection 12(5)

After “him”, insert “or her”.

United States Naval Communication Station (Civilian Employees) Act 1968

496 Subsection 5(1)

After “he”, insert “or she”.

497 Paragraph 6(1)(c)

After “he”, insert “or she”.

498 Paragraph 6(1)(c)

After “his” (wherever occurring), insert “or her”.

499 Subsection 6(1)

After “he” (second occurring), insert “or she”.

500 Paragraph 6(2)(b)

After “he”, insert “or she”.

501 Subsection 6(2)

After “he” (second occurring), insert “or she”.

War Graves Act 1980

502 Subsection 5(2)

After “his”, insert “or her”.

503 Subsection 6(1)

After “he”, insert “or she”.

504 Section 8

After “his”, insert “or her”.

505 Section 8

After “him”, insert “or her”.

506 Subsection 9(2)

After “his” (wherever occurring), insert “or her”.

507 Paragraph 10(1)(b)

After “his”, insert “or her”.

508 Subsection 10(5)

After “he”, insert “or she”.

509 Subsection 10(5)

After “his”, insert “or her”.

510 Subsection 10(5)

After “him”, insert “or her”.

511 Subsection 10(6)

After “he”, insert “or she”.

512 Subsection 10(7)

After “his” (wherever occurring), insert “or her”.

513 Subsection 10(7)

After “him”, insert “or her”.

514 Subsection 13(2)

After “him”, insert “or her”.

*[Minister’s second reading speech made in—
Senate on 19 March 2008
House of Representatives on 25 June 2008]*

(55/08)