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Foreword

This Delegated Legislation Monitor for 2001 is a consolidated edition of the Monitors that are produced in respect of each sitting week of the Senate during the calendar year. The format of the consolidation is similar to that of the weekly Monitors, setting out details of all disallowable instrument of delegated legislation tabled in the Senate. These details include the enabling Act under which each instrument is made, the date it was made, the date of tabling in the Senate and House of Representatives, the Department of State administering the enabling Act, and a short summary of its subject matter.

During 2001, a total of 1293 disallowable instruments were tabled in the Senate. These instruments were made under the authority of 180 separate enabling Acts, administered by 18 Departments of State. By far the largest number of instruments, 471 in total, were made under the *Civil Aviation Act 1988*. Ninety-nine instruments were made under the *Veterans' Entitlements Act 1986*, 47 under the *National Health Act 1953*, 34 under the *Higher Education Funding Act 1988* and 32 under the *Defence Act 1903*. Most instruments were made under a single enabling Act, however, a number of instruments were made under more than one Act.

Of the 1293 instruments tabled in 2001, 305 or 23.5 per cent, were in the Statutory Rules Series. Regulations in this series are made in accordance with the *Statutory Rules Publication Act 1903*.

The Monitor contains the following information:

- Departmental statistics;
- Enabling Act statistics;
- Alphabetical listing by portfolio of all instruments, including tabling dates and a short summary of subject matter; and
- Index to all instruments.

Abbreviations used for citing tabling dates is as follows:

S = Senate
HR = House of Representatives

Departmental Statistics

DEPARTMENT OF STATE	NUMBER OF INSTRUMENTS
Agriculture, Fisheries and Forestry	94
Attorney-General's	71
Communications, Information Technology and the Arts	79
Defence	39
Education, Training and Youth Affairs	38
Employment, Workplace Relations and Small Business	18
Environment and Heritage	24
Family and Community Services	18
Finance and Administration	56
Foreign Affairs and Trade	3
Health and Aged Care	96
Immigration and Multicultural Affairs	16
Industry, Science and Resources	21
Prime Minister and Cabinet	10
Reconciliation and Aboriginal and Torres Strait Islander Affairs	5
Transport and Regional Services	534
Treasury	70
Veterans' Affairs	100
Total	1292

Enabling Act Statistics

Enabling Act	Number
<i>Aboriginal and Torres Strait Islander Commission Act 1989</i>	1
<i>ACIS Administration Act 1999</i>	3
<i>Acts Interpretation Act 1901</i>	5
<i>Administrative Appeals Tribunal Act 1975</i>	1
<i>Aged Care Act 1997</i>	11
<i>Air Force Act 1923</i>	3
<i>Air Navigation Act 1920</i>	5
<i>Airports Act 1996</i>	6
<i>A New Tax System (Family Assistance) Act 1999</i>	3
<i>A New Tax System (Family Assistance) (Administration) Act 1999</i>	6
<i>A New Tax System (Goods and Services Tax) Act 1999</i>	6
<i>A New Tax System (Wine Equalisation Tax) Act 1999</i>	1
<i>Australian Antarctic Territory Act 1954</i>	1
<i>Australian Capital Territory (Planning and Land Management) Act 1988</i>	2
<i>Australian Citizenship Act 1948</i>	1
<i>Australian Communications Authority Act 1997</i>	5
<i>Australian Federal Police Act 1979</i>	1
<i>Australian Land Transport Development Act 1988</i>	6
<i>Australian Meat and Live-stock Industry Act 1997</i>	9
<i>Australian Prudential Regulation Authority Act 1998</i>	3
<i>Australian Radiation Protection and Nuclear Safety Act 1998</i>	1
<i>Australian Securities and Investments Commission Act 2001</i>	1
<i>Australian War Memorial Act 1980</i>	1
<i>Australian Wine and Brandy Corporation Act 1980</i>	1
<i>Authorised Deposit-taking Institutions Supervisory Levy Imposition Act 1998</i>	1
<i>Authorised Non-operating Holding Companies Supervisory Levy Imposition Act 1998</i>	1
<i>Broadcasting Services Act 1992</i>	14
<i>Charter of the United Nations Act 1945</i>	1
<i>Child Support (Assessment) Act 1989</i>	1
<i>Child Support (Registration and Collection) Act 1988</i>	2
<i>Christmas Island Act 1958</i>	8
<i>Civil Aviation Act 1988</i>	471
<i>Coal Excise Act 1949</i>	2
<i>Cocos (Keeling) Islands Act 1955</i>	4
<i>Commonwealth Authorities and Companies Act 1997</i>	4
<i>Commonwealth Electoral Act 1918</i>	4
<i>Commonwealth Places (Mirror Taxes) Act 1998</i>	3
<i>Copyright Act 1968</i>	4
<i>Corporations Act 1989</i>	4
<i>Corporations Act 2001</i>	1
<i>Corporations (Fees) Act 2001</i>	1
<i>Crimes Act 1914</i>	3
<i>Crimes at Sea Act 1979</i>	1
<i>Currency Act 1965</i>	6
<i>Customs Act 1901</i>	26

<i>Customs Administration Act 1985</i>	2
<i>Dairy Produce Act 1986</i>	3
<i>Datacasting Charge (Imposition) Act 1998</i>	1
<i>Defence Act 1903</i>	32
<i>Designs Act 1906</i>	1
<i>Diesel and Alternative Fuels Grants Scheme Act 1999</i>	2
<i>Distillation Act 1901</i>	2
<i>Education Services for Overseas Students Act 2000</i>	2
<i>Education Services for Overseas Students (Consequential and Transitional) Act 2000</i>	1
<i>Electronic Transactions Act 1999</i>	2
<i>Environment Protection and Biodiversity Conservation Act 1999</i>	10
<i>Environment Protection (Nuclear Codes) Act 1978</i>	1
<i>Environment Protection (Sea Dumping) Act 1981</i>	1
<i>Excise Act 1901</i>	8
<i>Excise Amendment (Compliance Improvement) Act 2000</i>	1
<i>Export Control Act 1982</i>	3
<i>Export Inspection and Meat Charges Collection Act 1985</i>	1
<i>Export Inspection (Establishment Registration Charges) Act 1985</i>	3
<i>Export Inspection (Services Charge) Act 1985</i>	1
<i>Extradition Act 1988</i>	2
<i>Family Law Act 1975</i>	4
<i>Farm Household Support Act 1992</i>	7
<i>Federal Court of Australia Act 1976</i>	6
<i>Federal Magistrates Act 1999</i>	1
<i>Financial Management and Accountability Act 1997</i>	12
<i>Financial Transactions Reports Act 1988</i>	1
<i>Fisheries Levy Act 1984</i>	1
<i>Fisheries Management Act 1991</i>	23
<i>Fishing Levy Act 1991</i>	2
<i>Fringe Benefits Tax Act 1986</i>	1
<i>Fringe Benefits Tax Assessment Act 1986</i>	1
<i>Fuel Quality Standards Act 2000</i>	3
<i>Fuel Sales Grants Act 2000</i>	3
<i>Gene Technology Act 2000</i>	1
<i>General Insurance Supervisory Levy Imposition Act 1998</i>	1
<i>Great Barrier Reef Marine Park Act 1975</i>	3
<i>Hazardous Waste (Regulation of Exports and Imports) Act 1989</i>	1
<i>Health Insurance Act 1973</i>	23
<i>Heard Island and McDonald Islands Act 1953</i>	1
<i>Higher Education Funding Act 1988</i>	34
<i>Horticulture Marketing and Research and Development Services Act 2000</i>	1
<i>Horticulture Marketing and Research and Development Services (Repeals and Consequential Provisions) Act 2000</i>	1
<i>Income Tax Assessment Act 1936</i>	5
<i>Income Tax Assessment Act 1997</i>	2
<i>Immigration (Education) Act 1971</i>	1
<i>Immigration (Guardianship of Children) Act 1946</i>	1
<i>Import Processing Charges Act 1997</i>	1
<i>Imported Food Control Act 1992</i>	1
<i>Insurance Act 1973</i>	1

<i>International Organisations (Privileges and Immunities) Act 1963</i>	1
<i>Interstate Road Transport Act 1985</i>	4
<i>Interstate Road Transport Charge Act 1985</i>	1
<i>Jervis Bay Territory Acceptance Act 1915</i>	3
<i>Judiciary Act 1903</i>	1
<i>Life Insurance Act 1995</i>	1
<i>Life Insurance Supervisory Levy Imposition Act 1998</i>	1
<i>Marine Navigation Levy Act 1989</i>	1
<i>Marine Navigation (Regulatory Functions) Levy Act 1991</i>	1
<i>Migration Act 1958</i>	12
<i>Migration Agents Registration Application Charge Act 1997</i>	1
<i>Military Superannuation and Benefits Act 1991</i>	2
<i>Motor Vehicle Standards Act 1989</i>	5
<i>Murray-Darling Basin Act 1993</i>	1
<i>Mutual Assistance in Criminal Matters Act 1987</i>	3
<i>National Environment Protection Council Act 1994</i>	1
<i>National Health Act 1953</i>	47
<i>National Museum of Australia Act 1980</i>	1
<i>National Residue Survey (Customs) Levy Act 1998</i>	3
<i>National Residue Survey (Excise) Levy Act 1998</i>	3
<i>Native Title Act 1993</i>	4
<i>Naval Defence Act 1910</i>	1
<i>Navigation Act 1912</i>	7
<i>Occupational Health and Safety (Commonwealth Employment) Act 1991</i>	7
<i>Parliamentary Service Act 1999</i>	4
<i>Passports Act 1938</i>	1
<i>Patents Act 1990</i>	2
<i>Patents Amendment (Innovation Patents) Act 2000</i>	1
<i>Payment Systems and Netting Act 1998</i>	1
<i>Petroleum (Submerged Lands) Fees Act 1994</i>	1
<i>Primary Industries and Energy Research and Development Act 1989</i>	9
<i>Primary Industries (Customs) Charges Act 1999</i>	9
<i>Primary Industries (Excise) Levies Act 1999</i>	12
<i>Primary Industries Levies and Charges Collection Act 1991</i>	11
<i>Privacy Act 1988</i>	2
<i>Private Health Insurance Incentives Act 1998</i>	2
<i>Proceeds of Crime Act 1987</i>	1
<i>Product Stewardship (Oil) Act 2000</i>	1
<i>Protection of Movable Cultural Heritage Act 1986</i>	1
<i>Protection of the Sea (Civil Liability) Act 1981</i>	1
<i>Public Employment (Consequential and Transitional) Amendment Act 1999</i>	4
<i>Public Order (Protection of Persons and Property) Act 1971</i>	1
<i>Public Service Act 1999</i>	1
<i>Quarantine Act 1908</i>	2
<i>Radiocommunications Act 1992</i>	16
<i>Radiocommunications (Receiver Licence Tax) Act 1983</i>	1
<i>Radiocommunications (Transmitter Licence Tax) Act 1983</i>	5
<i>Remuneration Tribunal Act 1973</i>	25
<i>Renewable Energy (Electricity) Act 2000</i>	2
<i>Retirement Savings Account Providers Supervisory Levy Imposition Act 1998</i>	1

<i>Road Transport Charges (Australian Capital Territory) Act 1993</i>	1
<i>Safety, Rehabilitation and Compensation Act 1988</i>	6
<i>Seafarers Rehabilitation and Compensation Act 1992</i>	2
<i>Seat of Government (Administration) Act 1910</i>	1
<i>Sex Discrimination Act 1984</i>	1
<i>Social Security Act 1991</i>	4
<i>Social Security (International Agreements) Act 1999</i>	2
<i>Space Activities Act 1998</i>	1
<i>Spirits Act 1906</i>	2
<i>States Grants (Primary and Secondary Education Assistance) Act 2000</i>	2
<i>Stevedoring Industry Finance Committee Act 1977</i>	1
<i>Superannuation Act 1976</i>	4
<i>Superannuation Act 1990</i>	3
<i>Superannuation Guarantee (Administration) Act 1992</i>	3
<i>Superannuation Industry (Supervision) Act 1993</i>	1
<i>Superannuation (Productivity Benefit) Act 1988</i>	4
<i>Superannuation (Resolution of Complaints) Act 1993</i>	1
<i>Superannuation Supervisory Levy Imposition Act 1998</i>	1
<i>Sydney Airport Demand Management Act 1997</i>	1
<i>Taxation Administration Act 1953</i>	1
<i>Telecommunications Act 1997</i>	24
<i>Telecommunications (Carrier Licence Charges) Act 1997</i>	5
<i>Telecommunications (Consumer Protection and Service Standards) Act 1999</i>	7
<i>Telecommunications (Interception) Act 1979</i>	3
<i>Telecommunications (Numbering Charges) Act 1997</i>	2
<i>Textile, Clothing and Footwear Strategic Investment Program Act 1999</i>	3
<i>Therapeutic Goods Act 1989</i>	8
<i>Therapeutic Goods (Charges) Act 1989</i>	1
<i>Trade Marks Act 1995</i>	3
<i>Trade Practices Act 1974</i>	12
<i>Trans-Tasman Mutual Recognition Act 1997</i>	2
<i>Veterans' Entitlements Act 1986</i>	99
<i>Weapons of Mass Destruction (Prevention of Proliferation) Act 1995</i>	1
<i>Wool Services Privatisation Act 2000</i>	2
<i>Workplace Relations Act 1996</i>	5
Total	1315

The number of instruments listed under enabling Acts is greater than the number of instruments because some instruments are made under more than one enabling Act.

Delegated legislation disallowed in 2001

The **Senate** disallowed the following instruments:

Workplace Relations Amendment Regulations 2000
(No.3), Statutory Rules 2000 No.328 27 June 2001

Health Insurance (Diagnostic Imaging Services Table)
Amendment Regulations 2001 (No.4),
Statutory Rules 2001 No.157 26 September 2001

The **House of Representatives** did not disallow any instruments.