

**DELEGATED LEGISLATION MONITOR
25-28 OCTOBER 2010**

This week at a glance

There were 112 disallowable instruments tabled in the Parliament. These were made under 35 separate enabling Acts, through 15 Departments of State.

Regulations

10 of the 112 instruments were Regulations, comprising

- 0 made as primary instruments; and
- 10 made as amending instruments

Instrument makers

28 instruments were made by the Governor-General or Ministers

84 instruments were made by Public Officials

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**DELEGATED LEGISLATION TABLED IN THE SENATE
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DEPARTMENT OF STATE	NUMBER OF INSTRUMENTS
Department of Agriculture, Fisheries and Forestry	4
Attorney-General's Department	23
Department of Broadband, Communications and the Digital Economy	7
Department of Climate Change and Energy Efficiency	2
Department of Defence	7
Department of Education, Employment and Workplace Relations	7
Department of Families, Housing, Community Services and Indigenous Affairs	1
Department of Finance and Deregulation	2
Department of Health and Ageing	9
Department of Immigration and Citizenship	3
Department of Infrastructure and Transport	28
Department of Innovation, Industry, Science and Research	1
Department of Sustainability, Environment, Water, Population and Communities	8
Department of the Treasury	5
Department of Veterans' Affairs	5
Total	112

**DELEGATED LEGISLATION TABLED IN THE SENATE
25-28 OCTOBER 2010**

**ALPHABETICAL LIST OF ENABLING ACTS AND NUMBER OF INSTRUMENTS
MADE UNDER EACH ACT**

<i>Administrative Appeals Tribunal Act 1975</i>	1
<i>Appropriation Act (No. 1) 2009-2010</i>	1
<i>Australian Federal Police Act 1979</i>	1
<i>Australian Participants in British Nuclear Tests (Treatment) Act 2006</i>	1
<i>Australian Prudential Regulation Authority Act 1998</i>	2
<i>Broadcasting Services Act 1992</i>	2
<i>Civil Aviation Act 1988</i>	27
<i>Currency Act 1965</i>	1
<i>Customs Act 1901</i>	15
<i>Defence Act 1903</i>	7
<i>Environment Protection and Biodiversity Conservation Act 1999</i>	8
<i>Family Law Act 1975</i>	1
<i>Federal Court of Australia Act 1976</i>	1
<i>Federal Magistrates Act 1999</i>	1
<i>Financial Management and Accountability Act 1997</i>	1
<i>Fisheries Management Act 1991</i>	4
<i>Health Insurance Act 1973</i>	6
<i>Higher Education Support Act 2003</i>	4
<i>Insurance Act 1973</i>	1
<i>Judiciary Act 1903</i>	2
<i>Marriage Act 1961</i>	1
<i>Migration Act 1958</i>	3
<i>Military Rehabilitation and Compensation (Consequential and Transitional Provisions) Act 2004</i>	1
<i>Motor Vehicle Standards Act 1989</i>	1
<i>National Consumer Credit Protection (Fees) Act 2009</i>	1
<i>National Consumer Credit Protection (Transitional and Consequential Provisions) Act 2009</i>	1
<i>National Health Act 1953</i>	2
<i>Private Health Insurance Act 2007</i>	1
<i>Remuneration Tribunal Act 1973</i>	2
<i>Renewable Energy (Electricity) Act 2000</i>	2
<i>Social Security (International Agreements) Act 1999</i>	1
<i>Student Assistance Act 1973</i>	1
<i>Telecommunications Act 1997</i>	5
<i>Trade Marks Act 1995</i>	1
<i>Veterans' Entitlements Act 1986</i>	3
Total	113

(Some instruments are made under more than one enabling Act. The number of instruments listed under enabling Acts is, therefore, greater than the number of instruments.)

DEPARTMENT OF AGRICULTURE, FISHERIES AND FORESTRY

Bass Strait Central Zone Scallop Fishery Management Plan Temporary Order 2010 (No. 2) under subsection 43(2) of the *Fisheries Management Act 1991* [F2010L02647]

Fisheries Management Act 1991

Made 8/10/2010
Tabled 25/10/2010 S 18/10/2010 HR

Summary Permits an additional fishing ground to allow access to harvestable scallops.

Southern BlueFin Tuna Fishery Management Plan Amendment 2010 under section 20 of the *Fisheries Management Act 1991* [F2010L02801]

Fisheries Management Act 1991

Made 21/09/2010
Tabled 25/10/2010 S 21/10/2010 HR

Summary Amends the principal Plan to allow a trial of catch monitoring technology and to extend the period of a live release trial.

Eastern Tuna and Billfish Fishery Management Plan Amendment 2010 (No. 2) under section 20 of the *Fisheries Management Act 1991* [F2010L02613]

Fisheries Management Act 1991

Made 21/09/2010
Tabled 25/10/2010 S 18/10/2010 HR

Summary Amends the principal Plan to permit the Australian Fisheries Management Authority to regulate the number of hooks set by an operator.

NPF Direction No. 145 under section 17(5A) of the *Fisheries Management Act 1991* [F2010L02704]

Fisheries Management Act 1991

Made 12/10/2010
Tabled 25/10/2010 S 19/10/2010 HR

Summary Revokes a previous Direction which specified closures within the Northern Prawn Fishery.

ATTORNEY-GENERAL'S DEPARTMENT

Administrative Appeals Tribunal Amendment Regulations 2010 (No. 2) Select Legislative Instrument 2010 No. 241 [F2010L02722]

Administrative Appeals Tribunal Act 1975

Made 14/10/2010
Tabled 25/10/2010 S 18/10/2010 HR

Summary Amend the principal Regulations to replace fee exemptions and waivers with flat fees.

CEO Instrument of Approval No. 04 of 2010 under section 4A of the *Customs Act 1901* [F2010L02553]

Customs Act 1901

Made 24/09/2010
Tabled 25/10/2010 S 18/10/2010 HR

Summary Approves an incoming passenger form written in the Arabic language.

Approval of Screening Device under section 40R of the *Australian Federal Police Act 1979* [F2010L02686]

Australian Federal Police Act 1979

Made 21/09/2010
Tabled 25/10/2010 S 19/10/2010 HR

Summary Approves specified breath screening devices.

CEO Instrument of Approval No. 05 of 2010 under section 4A of the *Customs Act 1901* [F2010L02547]

Customs Act 1901

Made 24/09/2010
Tabled 25/10/2010 S 18/10/2010 HR

Summary Approves an incoming passenger form written in the simplified Chinese language.

CEO Instrument of Approval No. 03 of 2010 under section 4A of the *Customs Act 1901* [F2010L02552]

Customs Act 1901

Made 24/09/2010
Tabled 25/10/2010 S 18/10/2010 HR

Summary Approves an incoming passenger form written in the English language.

CEO Instrument of Approval No. 06 of 2010 under section 4A of the *Customs Act 1901* [F2010L02554]

Customs Act 1901

Made 24/09/2010
Tabled 25/10/2010 S 18/10/2010 HR

Summary Approves an incoming passenger form written in the traditional Chinese language.

CEO Instrument of Approval No. 07 of 2010 under section 4A of the *Customs Act 1901* [F2010L02555]

Customs Act 1901

Made 24/09/2010
Tabled 25/10/2010 S 18/10/2010 HR

Summary Approves an incoming passenger form written in the French language.

CEO Instrument of Approval No. 11 of 2010 under section 4A of the *Customs Act 1901* [F2010L02559]

Customs Act 1901

Made 24/09/2010
Tabled 25/10/2010 S 18/10/2010 HR

Summary Approves an incoming passenger form written in the Japanese language.

CEO Instrument of Approval No. 08 of 2010 under section 4A of the *Customs Act 1901* [F2010L02556]

Customs Act 1901

Made 24/09/2010
Tabled 25/10/2010 S 18/10/2010 HR

Summary Approves an incoming passenger form written in the Greek language.

CEO Instrument of Approval No. 12 of 2010 under section 4A of the *Customs Act 1901* [F2010L02560]

Customs Act 1901

Made 24/09/2010
Tabled 25/10/2010 S 18/10/2010 HR

Summary Approves an incoming passenger form written in the Korean language.

CEO Instrument of Approval No. 09 of 2010 under section 4A of the *Customs Act 1901* [F2010L02557]

Customs Act 1901

Made 24/09/2010
Tabled 25/10/2010 S 18/10/2010 HR

Summary Approves an incoming passenger form written in the Indonesian language.

CEO Instrument of Approval No. of 13 of 2010 under section 4A of the *Customs Act 1901* [F2010L02561]

Customs Act 1901

Made 24/09/2010
Tabled 25/10/2010 S 18/10/2010 HR

Summary Approves an incoming passenger form written in the Malay language.

CEO Instrument of Approval No. 10 of 2010 under section 4A of the *Customs Act 1901* [F2010L02558]

Customs Act 1901

Made 24/09/2010
Tabled 25/10/2010 S 18/10/2010 HR

Summary Approves an incoming passenger form written in the Italian language.

CEO Instrument of Approval No. 14 of 2010 under section 4A of the *Customs Act 1901* [F2010L02562]

Customs Act 1901

Made 24/09/2010
Tabled 25/10/2010 S 18/10/2010 HR

Summary Approves an incoming passenger form written in the Spanish language.

CEO Instrument of Approval No. 15 of 2010 under section 4A of the *Customs Act 1901* [F2010L02563]

Customs Act 1901

Made 24/09/2010
Tabled 25/10/2010 S 18/10/2010 HR

Summary Approves an incoming passenger form written in the Thai language.

CEO Instrument of Approval No. 16 of 2010 under section 4A of the *Customs Act 1901* [F2010L02564]

Customs Act 1901

Made 24/09/2010
Tabled 25/10/2010 S 18/10/2010 HR

Summary Approves an incoming passenger form written in the Vietnamese language.

Family Law Amendment Regulations 2010 (No. 3) Select Legislative Instrument 2010 No. 242 [F2010L02720]

Family Law Act 1975

Made 14/10/2010
Tabled 25/10/2010 S 19/10/2010 HR

Summary Amend the principal Regulations to replace fee exemptions and waivers with flat fees.

Federal Court of Australia Amendment Regulations 2010 (No. 2) Select Legislative Instrument 2010 No. 243 [F2010L02718]

Federal Court of Australia Act 1976

Made 14/10/2010
Tabled 25/10/2010 S 19/10/2010 HR

Summary Amend the principal Regulations to replace fee exemptions and waivers with flat fees.

Federal Magistrates Amendment Regulations 2010 (No. 2) Select Legislative Instrument 2010 No. 244 [F2010L02721]

Federal Magistrates Act 1999

Made 14/10/2010
Tabled 25/10/2010 S 19/10/2010 HR

Summary Amend the principal Regulations to replace fee exemptions and waivers with flat fees.

High Court Amendment Rules 2010 (No. 1) Select Legislative Instrument 2010 No. 240 [F2010L02635]

Judiciary Act 1903

Made 1/10/2010
Tabled 25/10/2010 S 18/10/2010 HR

Summary Make various amendments to the principal Rules, including amendments to the procedures that apply before the hearing of appeals.

**High Court of Australia (Fees) Amendment
Regulations 2010 (No. 2)
Select Legislative Instrument 2010 No. 245
[F2010L02719]**

Judiciary Act 1903

Made	14/10/2010	
Tabled	25/10/2010 S	19/10/2010 HR

Summary Amend the principal Regulations to replace fee exemptions and waivers with flat fees.

**Marriage (Celebrancy qualifications or skills)
Amendment Determination 2010 (No. 1) under
regulation 37G of the *Marriage Regulations 1963*
[F2010L02807]**

Marriage Act 1961

Made	21/10/2010	
Tabled	28/10/2010 S	28/10/2010 HR

Summary Amends the principal Determination to specify Monash University as the provider of specified courses necessary for registration as a marriage celebrant, and provides for related matters.

**Specified Percentage of Total Factory Costs under
subsection 153L(4) of the *Customs Act 1901*
Determination No. 1 of 2010
[F2010L02764]**

Customs Act 1901

Made	6/10/2010	
Tabled	25/10/2010 S	25/10/2010 HR

Summary Determines the specified percentage of the total cost of wiring harnesses of a kind used in passenger motor vehicles and manufactured in Samoa.

DEPARTMENT OF BROADBAND, COMMUNICATIONS AND THE DIGITAL ECONOMY

Broadcasting Services (Events) Notice (No. 1) 2004 (Amendment No. 2 of 2010) under subsection 115(2) of the *Broadcasting Services Act 1992* [F2010L02568]

Broadcasting Services Act 1992

Made 28/09/2010
Tabled 25/10/2010 S 18/10/2010 HR

Summary Amends the principal Notice to permit the free-to-air broadcast of certain events in the 2010 Commonwealth Games.

Telecommunications Labelling (Customer Equipment and Customer Cabling) Amendment Notice 2010 (No. 2) under section 407 of the *Telecommunications Act 1997* [F2010L02569]

Telecommunications Act 1997

Made 27/09/2010
Tabled 25/10/2010 S 18/10/2010 HR

Summary Amends the principal Notice to incorporate certain telecommunications technical standards and to correct the wording of section 3.1.

Telecommunications (Do Not Call Register) (Telemarketing and Research Calls) Industry Standard Variation 2010 (No. 1) under subsection 130(1) of the *Telecommunications Act 1997* [F2010L02574]

Telecommunications Act 1997

Made 27/09/2010
Tabled 25/10/2010 S 18/10/2010 HR

Summary Amends the principal Standard as a consequence of amendments made by the *Do Not Call Register Legislation Amendment Act 2010*.

Telecommunications Technical Standard (Requirement for Customer access Equipment for connection to Telecommunications Network — Part 2: Analogue and TDM based technologies — AS/CA S003.2:2010) 2010 under subsection 376(1) of the *Telecommunications Act 1997* [F2010L02572]

Telecommunications Act 1997

Made 27/09/2010
Tabled 25/10/2010 S 18/10/2010 HR

Summary Specifies a new telecommunications technical standard.

**Telecommunications Technical Standard
(Requirements for Customer Access Equipment
for connection to Telecommunications Network —
Part 3: Packet and cell based technology — AS/CA
S003.3.2010) 2010 under subsection 376(1) of the
Telecommunications Act 1997
[F2010L02573]**

Telecommunications Act 1997

Made	27/09/2010	
Tabled	25/10/2010 S	18/10/2010 HR

Summary Specifies a new telecommunications technical standard.

**Telecommunications Technical Standard
(Requirements for Customer Access Equipment
for Customer Access Equipment for connection to
Telecommunications Network — Part 1: General
— AS/CA S003.1:2010) 2010 under subsection
376(1) of the *Telecommunications Act 1997*
[F2010L02571]**

Telecommunications Act 1997

Made	27/09/2010	
Tabled	25/10/2010 S	18/10/2010 HR

Summary Specifies a new telecommunications technical standard.

**Variation to Licence Area Plan for Bunbury Radio
— No. 1 of 2010 under subsection 26(2) of the
Broadcasting Services Act 1992
[F2010L02810]**

Broadcasting Services Act 1992

Made	15/10/2010	
Tabled	28/10/2010 S	28/10/2010 HR

Summary Varies the characteristics of the technical specification with which radio broadcasting services in the Deniliquin licence area must comply.

DEPARTMENT OF CLIMATE CHANGE AND ENERGY EFFICIENCY

**Renewable Energy (Electricity) Amendment
Regulations 2010 (No. 5)**
Select Legislative Instrument 2010 No. 239
[F2010L02544]

Renewable Energy (Electricity) Act 2000

Made	29/09/2010	
Tabled	25/10/2010 S	18/10/2010 HR

Summary Amend the principal Regulations to impose additional requirements on a person who is entitled to create renewable energy certificates for small generation units.

**Renewable Energy (Electricity) Amendment
Regulations 2010 (No. 6)**
Select Legislative Instrument 2010 No. 246
[F2010L02641]

Renewable Energy (Electricity) Act 2000

Made	14/10/2010	
Tabled	25/10/2010 S	19/10/2010 HR

Summary Amend the principal Regulations to prescribe additional emissions-intensive trade-exposed activities and make other minor technical amendments.

DEPARTMENT OF DEFENCE

Defence Determination 2010/45

Defence Act 1903

Made 1/10/2010
Tabled 25/10/2010 S 20/10/2010 HR

Summary Specifies adjustments to rates of deployment allowance.

Defence Determination 2010/48

Defence Act 1903

Made 14/10/2010
Tabled 25/10/2010 S 20/10/2010 HR

Summary Provides for a one-off payment in relation to duties categorised as Rigger Parachute Technical Manager (pay grade 6) tier B – Army.

Defence Determination 2010/46

Defence Act 1903

Made 13/10/2010
Tabled 25/10/2010 S 20/10/2010 HR

Summary Specifies variations to rates of executive vehicle allowance.

Defence Determination 2010/49

Defence Act 1903

Made 14/10/2010
Tabled 25/10/2010 S 20/10/2010 HR

Summary Specifies revised post indexes that apply to overseas locations where members of the Australian Defence Force serve.

Defence Determination 2010/47

Defence Act 1903

Made 14/10/2010
Tabled 25/10/2010 S 20/10/2010 HR

Summary Amends provisions in the principal Determination concerning the recognition of a dependant with special needs.

Defence Determination 2010/50

Defence Act 1903

Made 22/10/2010
Tabled 27/10/2010 S 27/10/2010 HR

Summary Clarifies the circumstances in which a member of the Australian Defence Force may be paid ADF district allowance when the member is on long service leave.

Defence Determination 2010/51***Defence Act 1903***

Made	21/10/2010	
Tabled	27/10/2010 S	27/10/2010 HR

Summary Amends references in the principal Determination to Timor-Leste to East Timor, and updates the list of benchmark schools for dependants of members of the Australian Defence Force who are on long-term posting in East Timor.

DEPARTMENT OF EDUCATION, EMPLOYMENT AND WORKPLACE RELATIONS

Remuneration Tribunal Determination 2010/16 [F2010L02644]

Remuneration Tribunal Act 1973

Made 5/10/2010
Tabled 25/10/2010 S 19/10/2010 HR

Summary Specifies the additional salary for parliamentary office holders.

Remuneration Tribunal Determination 2010/17 [F2010L02691]

Remuneration Tribunal Act 1973

Made 11/10/2010
Tabled 25/10/2010 S 19/10/2010 HR

Summary Specifies the remuneration and allowances payable to the Australian Building and Construction Commissioner.

Student Assistance (Education Institutions and Courses) Amendment Determination 2010 (No. 1) under subsection 5D(1) of the *Student Assistance Act 1973* [F2010L02575]

Student Assistance Act 1973

Made 28/09/2010
Tabled 25/10/2010 S 18/10/2010 HR

Summary Specifies Masters courses at Australian tertiary institutions that are 'tertiary courses' for the purposes of the Act.

VET Provider Approval No. 10 of 2010 under clauses 6 and 11 of Schedule 1A of the *Higher Education Support Act 2003* [F2010L02620]

Higher Education Support Act 2003

Made 30/09/2010
Tabled 25/10/2010 S 18/10/2010 HR

Summary Approves Australian National Memorial Theatre Ltd. as a VET provider.

VET Provider Approval No. 11 of 2010 under clauses 6 and 11 of Schedule 1A of the *Higher Education Support Act 2003* [F2010L02709]

Higher Education Support Act 2003

Made 12/10/2010
Tabled 25/10/2010 S 19/10/2010 HR

Summary Approves PA and WJ Dow Pty Ltd as a VET provider.

VET Provider Approval No. 12 of 2010 under clauses 6 and 11 of Schedule 1A of the *Higher Education Support Act 2003* [F2010L02775]

Higher Education Support Act 2003

Made 18/10/2010
Tabled 25/10/2010 S 25/10/2010 HR

Summary Approves Grenadi School of Design Pty Ltd. as a VET provider.

**VET Provider Approval No. 13 of 2010 under
clauses 6 and 11 of Schedule 1A of the *Higher
Education Support Act 2003*
[F2010L02804]**

Higher Education Support Act 2003

Made	20/10/2010	
Tabled	25/10/2010 S	25/10/2010 HR

Summary Approves Education Centre Gippsland
Ltd. as a VET provider.

**DEPARTMENT OF FAMILIES, HOUSING, COMMUNITY SERVICES AND
INDIGENOUS AFFAIRS**

**Social Security (International Agreements) Act
1999 Amendment Regulations 2010 (No. 2)
Select Legislative Instrument 2010 No. 247
[F2010L02645]**

Social Security (International Agreements) Act 1999

Made	14/10/2010	
Tabled	25/10/2010 S	19/10/2010 HR

Summary Amend the *Social Security (International Agreements) Act 1999* by inserting, as new Schedule 26 to the Act, the Agreement between the Government of Australia and the Government of the former Yugoslav Republic of Macedonia on Social Security and, as new Schedule 27 to the Act, the Agreement Between Australia and the Czech Republic on Social Security.

DEPARTMENT OF FINANCE AND DEREGULATION

Determination to Reduce Appropriations Upon Request (No. 2 of 2010-2011) under subsection 10(2) of Appropriation Act (No. 1) 2009-2010 [F2010L02812]

Appropriation Act (No. 1) 2009-2010

Made	20/10/2010	
Tabled	28/10/2010 S	28/10/2010 HR

Summary Reduces departmental appropriation items for Centrelink by a specified amount.

Financial Management and Accountability Determination 2010/14 — Services for Other Entities and Trust Moneys — Department of Families, Housing, Community Services and Indigenous Affairs Special Account Establishment 2010 under subsection 20(1) of the *Financial Management and Accountability Act 1997* [F2010L02727]

Financial Management and Accountability Act 1997

Made	12/10/2010	
Tabled	25/10/2010 S	19/10/2010 HR

Summary Establishes a Special Account entitled the Services for Other Entities and Trusty Moneys – Department of Families, Housing, Community Services and Indigenous Affairs Special Account and specifies the nature of amounts that may be credited to, and the purposes for which amounts may be debited from, that account.

DEPARTMENT OF HEALTH AND AGEING

Health Insurance (Allied Health Services) Determination 2010 under subsection 3C(1) of the *Health Insurance Act 1973* [F2010L02692]

Health Insurance Act 1973

Made 1/10/2010
Tabled 25/10/2010 S 19/10/2010 HR

Summary Revokes and replaces a previous Determination and specifies new fee levels.

Health Insurance (Home-Based Sleep Studies) Determination 2010 (No. 2) under subsection 3C(1) of the *Health Insurance Act 1973* [F2010L02724]

Health Insurance Act 1973

Made 22/10/2010
Tabled 28/10/2010 S 28/10/2010 HR

Summary Provides for payment of Medicare benefits for home-based sleep studies, subject to certain conditions.

Health Insurance (Bone Densitometry) Determination 2010 under subsection 3C(1) of the *Health Insurance Act 1973* [F2010L02646]

Health Insurance Act 1973

Made 30/09/2010
Tabled 25/10/2010 S 18/10/2010 HR

Summary Revokes and replaces a previous Determination and specifies revisions to the fees covered by that Determination.

Health Insurance (Midwife and Nurse Practitioner) Determination 2010 under section 3C of the *Health Insurance Act 1973* [F2010L02640]

Health Insurance Act 1973

Made 4/10/2010
Tabled 25/10/2010 S 18/10/2010 HR

Summary Specifies new Medicare items for services provided by participating midwives and nurse practitioners.

Health Insurance (Home-Based Sleep Studies) Determination 2010 (No. 1) under subsection 3C(1) of the *Health Insurance Act 1973* [F2010L02723]

Health Insurance Act 1973

Made 22/10/2010
Tabled 28/10/2010 S 28/10/2010 HR

Summary Provides retrospective authority for annual indexation that was applied to the Medicare Benefits Schedule fee for a specified item.

Health Insurance (Prescribed Pathology Services) Amendment Determination 2010 (No. 1) under section 4BB of the *Health Insurance Act 1973* [F2010L02759]

Health Insurance Act 1973

Made 12/10/2010
Tabled 25/10/2010 S 25/10/2010 HR

Summary Amends the principal Determination to permit participating nurse practitioners to provide certain pathology services for which Medicare benefits are payable.

**Instrument No. PB 093 of 2010 under subsection
85AB(1) of the *National Health Act 1953*
[F2010L02642]**

National Health Act 1953

Made 7/10/2010
Tabled 25/10/2010 S 18/10/2010 HR

Summary Assigns certain drugs and medicinal preparations to the F1 and the F2 formularies.

**Instrument No. PB 094 of 2010 under subsections
85AB(1) and 85AC(1) of the *National Health Act*
1953
[F2010L02643]**

National Health Act 1953

Made 7/10/2010
Tabled 25/10/2010 S 18/10/2010 HR

Summary Specifies drugs that are assigned to Part A and Part T of the F2 formulary.

**Private Health Insurance (Benefit Requirements)
Amendment Rules 2010 (No. 7) under item 3A of
the table in section 333-20 of the *Private Health*
Insurance Act 2007
[F2010L02624]**

Private Health Insurance Act 2007

Made 5/10/2010
Tabled 25/10/2010 S 18/10/2010 HR

Summary Amends the list of hospitals and facilities in Schedule 5 to the principal Rules.

DEPARTMENT OF IMMIGRATION AND CITIZENSHIP

Migration Agents (Continuing Professional Development — Attendance at a Seminar, Workshop, Conference or Lecture) under clause 3 of Schedule 1 to the *Migration Agents Regulations 1998*

**MARA Notice No. MN40-10c of 2010
[F2010L02609]**

Migration Act 1958

Made	30/09/2010	
Tabled	25/10/2010 S	18/10/2010 HR

Summary Specifies approved attendance at seminars, workshops, conferences or lectures for the purposes of continuing professional development of migration agents.

Migration Agents (Continuing Professional Development — Private Study of Audio, Video or Written Material) under clause 3 of Schedule 1 to the *Migration Agents Regulations 1998*

**MARA Notice No. MN40-10b of 2010
[F2010L02608]**

Migration Act 1958

Made	30/09/2010	
Tabled	25/10/2010 S	18/10/2010 HR

Summary Specifies approved private study of audio, video or written material for the purposes of continuing professional development of migration agents.

Migration Agents (Continuing Professional Development — Miscellaneous Activities) under clause 3 of Schedule 1 to the *Migration Agents Regulations 1998*

**MARA Notice No. MN40-10f of 2010
[F2010L02610]**

Migration Act 1958

Made	30/09/2010	
Tabled	25/10/2010 S	18/10/2010 HR

Summary Specifies approved miscellaneous activities for the purposes of the continuing professional development of migration agents.

DEPARTMENT OF INFRASTRUCTURE AND TRANSPORT

Civil Aviation Order 95.7 Amendment Order (No. 2) 2010 under subregulation 308(1) of the Civil Aviation Regulations 1988 [F2010L02432]

Civil Aviation Act 1988

Made 14/10/2010
Tabled 25/10/2010 S 25/10/2010 HR

Summary Amends the principal Order to specify certain exemptions for helicopters engaged in special operations, as defined.

Civil Aviation Orders, Part 39.001(1) Airworthiness Directive AD/CF34/18 [F2010L02678]

Civil Aviation Act 1988

Made 5/10/2010
Tabled 25/10/2010 S 18/10/2010 HR

Summary Varies the technical requirements for a particular type of aircraft engine.

Civil Aviation Orders, Part 39.001(1) Airworthiness Directive AD/CF34/19 [F2010L02679]

Civil Aviation Act 1988

Made 5/10/2010
Tabled 25/10/2010 S 18/10/2010 HR

Summary Varies the technical requirements for a particular type of aircraft engine.

Civil Aviation Orders, Part 39.001(1) Airworthiness Directive AD/CF34/20 [F2010L02680]

Civil Aviation Act 1988

Made 5/10/2010
Tabled 25/10/2010 S 19/10/2010 HR

Summary Varies the technical requirements for a particular type of aircraft engine.

Civil Aviation Orders, Part 39.001(1) Airworthiness Directive AD/CF6/78 [F2010L02683]

Civil Aviation Act 1988

Made 8/10/2010
Tabled 25/10/2010 S 18/10/2010 HR

Summary Varies the technical requirements for a particular type of aircraft engine.

Civil Aviation Orders, Part 39.001(1) Airworthiness Directive AD/CF6/79 [F2010L02684]

Civil Aviation Act 1988

Made 8/10/2010
Tabled 25/10/2010 S 19/10/2010 HR

Summary Varies the technical requirements for a particular type of aircraft engine.

**Civil Aviation Orders, Part 39.001(1)
Airworthiness Directive AD/CF6/80
[F2010L02685]**

Civil Aviation Act 1988

Made 8/10/2010
Tabled 25/10/2010 S 18/10/2010 HR

Summary Varies the technical requirements for a particular type of aircraft engine.

**Civil Aviation Orders, Part 39.001(1)
Airworthiness Directive AD/JETSTREAM/107
[F2010L02681]**

Civil Aviation Act 1988

Made 5/10/2010
Tabled 25/10/2010 S 18/10/2010 HR

Summary Varies the technical requirements for particular type of aircraft.

**Civil Aviation Orders, Part 39.001(1)
Airworthiness Directive AD/CF6/81
[F2010L02761]**

Civil Aviation Act 1988

Made 18/10/2010
Tabled 25/10/2010 S 25/10/2010 HR

Summary Varies the technical requirements for particular type of aircraft engine.

**Civil Aviation Orders, Part 39.001(1)
Airworthiness Directive AD/JETSTREAM/107
Amdt 1
[F2010L02755]**

Civil Aviation Act 1988

Made 15/10/2010
Tabled 25/10/2010 S 25/10/2010 HR

Summary Varies the technical requirements for particular type of aircraft.

**Civil Aviation Orders, Part 39.001(1)
Airworthiness Directive AD/CF6/82
[F2010L02751]**

Civil Aviation Act 1988

Made 15/10/2010
Tabled 25/10/2010 S 25/10/2010 HR

Summary Varies the technical requirements for particular type of aircraft engine.

**Civil Aviation Orders, Part 39.001(1)
Airworthiness Directive AD/JETSTREAM/11
[F2010L02754]**

Civil Aviation Act 1988

Made 15/10/2010
Tabled 25/10/2010 S 25/10/2010 HR

Summary Varies the technical requirements for particular type of aircraft.

**Civil Aviation Orders, Part 39.001(1)
Airworthiness Directive AD/PW4000/21
[F2010L02549]**

Civil Aviation Act 1988

Made 22/09/2010
Tabled 25/10/2010 S 18/10/2010 HR

Summary Varies the technical requirements for particular type of aircraft.

**Exemption No. CASA EX83/10 under
regulation 308 of the *Civil Aviation Regulations*
[F2010L02501]**

Civil Aviation Act 1988

Made 30/09/2010
Tabled 25/10/2010 S 18/10/2010 HR

Summary Permits a certain applicant to be issued with an S-211 class endorsement.

**Civil Aviation Orders, Part 39.001(1)
Airworthiness Directive AD/RAD/92 Amdt 1
[F2010L02750]**

Civil Aviation Act 1988

Made 5/10/2010
Tabled 25/10/2010 S 25/10/2010 HR

Summary Varies the technical requirements for particular type of aircraft.

**Exemption No. CASA EX84/10 under
subregulation 308(1) of the *Civil Aviation Regulations 1988*
[F2010L02543]**

Civil Aviation Act 1988

Made 13/10/2010
Tabled 25/10/2010 S 25/10/2010 HR

Summary Permits Virgin Blue Airlines Pty Ltd to use an approved flight simulator to satisfy recency requirements.

**Exemption No. CASA EX79/10 under
subregulation 308(1) of the *Civil Aviation Regulations 1988*
[F2010L02487]**

Civil Aviation Act 1988

Made 13/10/2010
Tabled 25/10/2010 S 19/10/2010 HR

Summary Permits Virgin Blue International Airlines Pty Ltd to use an approved flight simulator to satisfy recency requirements.

**Exemption No. CASA EX85/10 under
regulation 308 of the *Civil Aviation Regulations 1988*
[F2010L02570]**

Civil Aviation Act 1988

Made 21/10/2010
Tabled 28/10/2010 S 28/10/2010 HR

Summary Exempts a pilot in command of an Australian aircraft engaged in firefighting operations, staff of the Western Australia Department of Environment and Conservation, and the Fire and Emergency Services Authority of Western Australia from certain requirements concerning the use of radiocommunications systems.

**Exemption No. CASA EX86/10 under
regulation 308 of the *Civil Aviation Regulations*
1988
[F2010L02611]**

Civil Aviation Act 1988

Made 12/10/2010
Tabled 25/10/2010 S 19/10/2010 HR

Summary Specifies exemptions from take-off and landing minima for certain aircraft operated by British Airways plc.

**Exemption No. CASA EX89/10 under
regulation 308 of the *Civil Aviation Regulations*
1988
[F2010L02701]**

Civil Aviation Act 1988

Made 21/10/2010
Tabled 28/10/2010 S 28/10/2010 HR

Summary Exempts Thai Airways International Ltd from specified requirements concerning standard take-off and landing minima.

**Exemption No. CASA EX87/10 under
subregulation 308(1) of the *Civil Aviation*
Regulations 1988
[F2010L02614]**

Civil Aviation Act 1988

Made 12/10/2010
Tabled 25/10/2010 S 19/10/2010 HR

Summary Permits the carriage of passengers on specified aircraft within Antarctica.

**Instrument No. CASA 349/10 under
subregulation 179A(1) of the *Civil Aviation*
Regulations 1988
[F2010L02565]**

Civil Aviation Act 1988

Made 10/10/2010
Tabled 25/10/2010 S 19/10/2010 HR

Summary Specifies instructions for the use of P-RNAV procedures on specified aircraft.

**Exemption No. CASA EX88/10 under
regulation 11.160 of the *Civil Aviation Safety*
Regulations 1998
[F2010L02639]**

Civil Aviation Act 1988

Made 19/10/2010
Tabled 28/10/2010 S 28/10/2010 HR

Summary Specifies exemptions from requirements concerning the production of modification or replacement parts.

**Instrument No. CASA 366/10 under
regulations 174A and 179A of the *Civil Aviation*
Regulations 1988
[F2010L02802]**

Civil Aviation Act 1988

Made 20/10/2010
Tabled 28/10/2010 S 28/10/2010 HR

Summary Renews a previous CASA instrument which specifies instructions to pilots for the use of Global Positioning Systems.

**Instrument No. CASA ADCX 025/10 under
subregulation 39.001(1) of the *Civil Aviation Safety
Regulations 1998*
[F2010L02581]**

Civil Aviation Act 1988

Made 30/09/2010
Tabled 25/10/2010 S 18/10/2010 HR

Summary The following Airworthiness Directives were revoked as follows:
AD/AE 3007/6 Amdt 2 on 27 October 2010
AD/A330/89 on 11 October 2010
AD/CESSNA 750/4 on 1 November 2010; and
AD/GBK 117/30 on 6 October 2010.

**Instrument No. CASA ADCX 026/10 under
subregulation 39.001(1) of the *Civil Aviation Safety
Regulations 1998*
[F2010L02677]**

Civil Aviation Act 1988

Made 8/10/2010
Tabled 25/10/2010 S 19/10/2010 HR

Summary The following Airworthiness Directives were revoked as follows:
AD/A330/7 Amdt 2 on 13 October 2010
AD/PR/35 Amdt 4 on 13 October 2010; and
AD/B747/262 on 11 November 2010.

**Instrument No. CASA ADCX 027/10 under
subregulation 39.001(1) of the *Civil Aviation Safety
Regulations 1998*
[F2010L02760]**

Civil Aviation Act 1988

Made 15/10/2010
Tabled 25/10/2010 S 25/10/2010 HR

Summary The following Airworthiness Directives were revoked as follows:
AD/B747/132 on 12 November 2010
AD/CT58/2 on 1 November 2010
AD/CT58/3 on 1 November 2010
AD/CT58/4 on 1 November 2010
AD/CT58/6 on 1 November 2010
AD/CT58/7 on 1 November 2010
AD/CT58/8 on 1 November 2010
AD/CT58/9 on 1 November 2010
AD/CT58/10 on 1 November 2010
AD/A320/184 on 28 October 2010; and
AD/ARRIEL/35 on 28 October 2010.

**Vehicle Standard (Australian Design Rule 81/02 —
Fuel Consumption Labelling for Light Vehicles)
2009 Amendment 3 under section 7 of the *Motor
Vehicle Standards Act 1989*
[F2010L02537]**

Motor Vehicle Standards Act 1989

Made 22/09/2010
Tabled 25/10/2010 S 18/10/2010 HR

Summary Makes minor amendments to the principal Rule which prescribes fuel consumption labelling requirements for light vehicles.

DEPARTMENT OF INNOVATION, INDUSTRY, SCIENCE AND RESEARCH**Trade Marks Amendment Regulations 2010****(No. 1)****Select Legislative Instrument 2010 No. 248****[F2010L02682]*****Trade Marks Act 1995***

Made	14/10/2010	
Tabled	25/10/2010 S	19/10/2010 HR

Summary Amend the principal Regulations to enable members of the public to oppose certain amendments to a registered trade mark that have been proposed by the trade mark owner.

DEPARTMENT OF SUSTAINABILITY, ENVIRONMENT, WATER, POPULATION AND COMMUNITIES

**Amendment of List of Exempt Native Specimens
under subsection 303DC(1) of the *Environment
Protection and Biodiversity Conservation Act 1999*
EPBC303DC/SFS/2010/31
[F2010L02800]**

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

Made 19/10/2010
Tabled 25/10/2010 S 25/10/2010 HR

Summary Amends the conditions under which specimens taken in the Southern Bluefin Tuna Fishery are included in the list of native specimens that are exempt from trade control provisions.

**Amendment of List of Exempt Native Specimens
under subsection 303DC(1) of the *Environment
Protection and Biodiversity Conservation Act 1999*
EPBC303DC/SFS/2010/45
[F2010L02566]**

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

Made 28/09/2010
Tabled 25/10/2010 S 18/10/2010 HR

Summary Adds specimens taken in the Western Australian South Coast Crustacean Fishery to the list of native specimens that are exempt from trade control provisions.

**Amendment of List of Exempt Native Specimens
under subsection 303DC(1) of the *Environment
Protection and Biodiversity Conservation Act 1999*
EPBC303DC/SFS/2010/39
[F2010L02811]**

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

Made 20/10/2010
Tabled 28/10/2010 S 28/12/2010 HR

Summary Amends the conditions under which specimens taken in the Queensland East Coast Spanish Mackerel Fishery are included in the list of native specimens that are exempt from trade control provisions.

**Amendment of List of Exempt Native Specimens
under subsection 303DC(1) of the *Environment
Protection and Biodiversity Conservation Act 1999*
EPBC303DC/SFS/2010/46
[F2010L02716]**

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

Made 28/09/2010
Tabled 28/10/2010 S 28/10/2010 HR

Summary Amends the conditions under which specimens taken in the Western Australia Shark Bay Crab Interim Managed Fishery are included in the list of native specimens that are exempt from trade control provisions.

Amendment of List of Exempt Native specimens under subsection 303DC(1) of the *Environment Protection and Biodiversity Conservation Act 1999* EPBC303DC/SFS/2010/47 [F2010L02717]

Environment Protection and Biodiversity Conservation Act 1999

Made 28/09/2010
Tabled 25/10/2010 S 25/10/2010 HR

Summary Amends the conditions under which specimens taken in the Cocos (Keeling) Islands Marine Aquarium Fish Fishery are included in the list of native specimens that are exempt from trade control provisions.

Amendment of List of Exempt Native Specimens under subsection 303DC(1) of the *Environment Protection and Biodiversity Conservation Act 1999* EPBC303DC/SFS/2010/48 [F2010L02715]

Environment Protection and Biodiversity Conservation Act 1999

Made 28/09/2010
Tabled 28/10/2010 S 28/10/2010 HR

Summary Amends the conditions under which specimens taken in the New South Wales Abalone Fishery are included in the list of native specimens that are exempt from trade control provisions.

Amendment of List of Exempt Native Specimens under subsection 303DC(1) of the *Environment Protection and Biodiversity Conservation Act 1999* EPBC303DC/SFS/2010/49 [F2010L02714]

Environment Protection and Biodiversity Conservation Act 1999

Made 12/10/2010
Tabled 25/10/2010 S 19/10/2010 HR

Summary Deletes specimens taken in the Queensland Blue Swimmer Crab Pot Fishery from the list of native specimens that are exempt from trade control provisions.

Amendment of List of Exempt Native Specimens under subsection 303DC(1) of the *Environment Protection and Biodiversity Conservation Act 1999* EPBC303DC/SFS/2010/50 [F2010L02706]

Environment Protection and Biodiversity Conservation Act 1999

Made 12/10/2010
Tabled 25/10/2010 S 19/10/2010 HR

Summary Adds specimens taken in the Queensland Blue Swimmer Crab Pot Fishery to the list of native specimens that are exempt from trade control provisions, and specifies conditions for inclusion in that list.

DEPARTMENT OF THE TREASURY

ASIC Class Order [CO 10/907] [F2010L02567]

National Consumer Credit Protection (Fees) Act 2009
National Consumer Credit Protection (Transitional and Consequential Provisions) Act 2009

Made 26/09/2010
Tabled 25/10/2010 S 18/10/2010 HR

Summary Defers the date by which fund raising special purpose entities and securitisation entities must become a member of an external dispute resolution scheme.

Australian Prudential Regulation Authority (confidentiality) determination No. 18 of 2010 under section 57 of the *Australian Prudential Regulation Authority Act 1998* [F2010L02536]

Australian Prudential Regulation Authority Act 1998

Made 23/09/2010
Tabled 25/10/2010 S 18/10/2010 HR

Summary Provides that information provided to APRA by locally-incorporated banks and foreign authorised deposit taking institutions under Reporting Standard ARS 320.0 is non-confidential.

Australian Prudential Regulation Authority (confidentiality) determination No. 19 of 2010 under section 57 of the *Australian Prudential Regulation Authority Act 1998* [F2010L02813]

Australian Prudential Regulation Authority Act 1998

Made 22/10/2010
Tabled 28/10/2010 S 28/10/2010 HR

Summary Provides that information provided to APRA by locally-incorporated banks and foreign authorised deposit taking institutions under Reporting Standard ARS 320.0 is non-confidential.

Currency (Perth Mint) Amendment Determination 2010 (No. 1) under subsection 13A(1) of the *Currency Act 1965* [F2010L02690]

Currency Act 1965

Made 5/10/2010
Tabled 25/10/2010 S 18/10/2010 HR

Summary Amends the denomination of two silver bullion coins.

Insurance determination allowing extra time for claims No. 1 of 2010 under subsection 62ZZA(1) of the *Insurance Act 1973* [F2010L02638]

Insurance Act 1973

Made 29/09/2010
Tabled 25/10/2010 S 18/10/2010 HR

Summary Extends the period in which claims may be made on Australian Family Assurance Limited.

DEPARTMENT OF VETERANS' AFFAIRS

MRCA Treatment Principles (Claims/Dental/Fees) Instrument 2010 under subsection 286(2) of the *Military Rehabilitation and Compensation Act 2004* Instrument No. M8/2010 [F2010L02629]

Military Rehabilitation and Compensation (Consequential and Transitional Provisions) Act 2004

Made 1/10/2010
Tabled 25/10/2010 S 25/10/2010 HR

Summary Makes various amendments to the principal Principles, including extension of the time-limit for treatment providers to lodge claims for payment.

Veterans' Entitlements (Treatment Principles — Claims/Dental/Fees) Instrument 2010 under subsection 90(4) of the *Veterans' Entitlements Act 1986*

Instrument No. R7/2010 [F2010L02628]

Veterans' Entitlements Act 1986

Made 1/10/2010
Tabled 25/10/2010 S 18/10/2010 HR

Summary Makes various amendments to the principal Principles, including extension of the time-limit for treatment providers to lodge claims for payment.

Treatment Principles (Australian Participants in British Nuclear Tests) 2006 (Claims/Dental/Fees) Instrument 2010 under subsection 16(6) of the *Australian Participants in British Nuclear Tests (Treatment) Act 2006* Instrument No. R9/2010 [F2010L02630]

Australian Participants in British Nuclear Tests (Treatment) Act 2006

Made 1/10/2010
Tabled 25/10/2010 S 18/10/2010 HR

Summary Makes various amendments to the principal Principles, including extension of the time-limit for treatment providers to lodge claims for payment.

Veterans' Entitlements (Treatment Principles — Vaccinations for Overseas Travel) Instrument 2010 under subsection 90(4) of the *Veterans' Entitlements Act 1986* Instrument No. R40/2010 [F2010L02798]

Veterans' Entitlements Act 1986

Made 18/10/2010
Tabled 25/10/2010 S 25/10/2010 HR

Summary Amends the principal Instrument to permit the Commission to accept financial responsibility for vaccinations for holders of a Gold Card who propose to travel outside Australia.

Veterans' Entitlements (Vaccination for Overseas Travel) Eligibility Determination 2010 under paragraphs 88A(1)(a) and 88A(1)(b) of the *Veterans' Entitlements Act 1986*
Instrument No. R41/2010
[F2010L02795]

Veterans' Entitlements Act 1986

Made	13/10/2010	
Tabled	25/10/2010 S	25/10/2010 HR

Summary Specifies classes of entitled persons and the treatment they are eligible to receive.