

Table of Contents

Foreword	ii
Departmental Statistics	iii
Enabling Act Statistics.....	iv
Delegated legislation disallowed by the Parliament	ix

Alphabetic Listing of all Instruments by Department

Department of Agriculture, Fisheries and Forestry	1
Attorney-General's Department	19
Department of Communications, Information Technology and the Arts	42
Department of Defence	52
Department of Education, Science and Training	61
Department of Employment and Workplace Relations	66
Department of the Environment and Heritage	74
Department of Family and Community Services.....	83
Department of Finance and Administration.....	86
Department of Foreign Affairs and Trade.....	91
Department of Health and Ageing	93
Department of Immigration and Multicultural and Indigenous Affairs.....	112
Department of Industry, Tourism and Resources	117
Department of the Prime Minister and Cabinet.....	120
Department of Transport and Regional Services	121
Department of the Treasury	215
Department of Veterans' Affairs	232
Index.....	247

Foreword

This Delegated Legislation Monitor for 2003 is a consolidated edition of all 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 through which the Minister administers the enabling Act, and a short summary of its subject matter.

During 2003 a total of 1522 disallowable instruments were tabled in the Senate. These instruments were made under the authority of 192 separate enabling Acts, administered by 17 Departments of State.

Of the 1522 instruments tabled in 2003, 347 or 22 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	103
Attorney-General's	129
Communications, Information Technology and the Arts	55
Defence	50
Education, Science and Training	30
Employment and Workplace Relations	43
Environment and Heritage	51
Family and Community Services	16
Finance and Administration	25
Foreign Affairs and Trade	9
Health and Ageing	110
Immigration and Multicultural and Indigenous Affairs	24
Industry, Tourism and Resources	14
Prime Minister and Cabinet	4
Transport and Regional Services	703
Treasury	96
Veterans' Affairs	60
Total	1522

Enabling Act Statistics

Enabling Act	Number
<i>A New Tax System (Australian Business Number) Act 1999</i>	1
<i>A New Tax System (Commonwealth-State Financial Arrangements) Act 1999</i>	1
<i>A New Tax System (Family Assistance) (Administration) Act 1999</i>	4
<i>A New Tax System (Family Assistance) Act 1999</i>	4
<i>A New Tax System (Goods and Services Tax) Act 1999</i>	5
<i>Aboriginal and Torres Strait Islander Commission Act 1989</i>	4
<i>Aboriginal and Torres Strait Islander Heritage Protection Act 1984</i>	1
<i>ACIS Administration Act 1999</i>	2
<i>Administrative Decisions (Judicial Review) Act 1977</i>	1
<i>Aged Care Act 1997</i>	7
<i>Agricultural and Veterinary Chemicals Code Act 1994</i>	1
<i>Air Navigation Act 1920</i>	4
<i>Airports Act 1996</i>	2
<i>Albury-Wodonga Development Act 1973</i>	1
<i>Australian Capital Territory (Planning and Land Management) Act 1988</i>	4
<i>Australian Communications Authority Act 1997</i>	2
<i>Australian Crime Commission Act 2002</i>	4
<i>Australian Crime Commission Establishment Act 2002</i>	1
<i>Australian Federal Police Act 1979</i>	1
<i>Australian Film, Television and Radio School Act 1973</i>	1
<i>Australian Land Transport Development Act 1988</i>	1
<i>Australian Meat and Live-stock (Quotas) Act 1990</i>	1
<i>Australian Meat and Live-stock Industry Act 1997</i>	15
<i>Australian Prudential Regulation Authority Act 1998</i>	8
<i>Australian Radiation Protection and Nuclear Safety Act 1998</i>	1
<i>Australian Securities and Investments Commission Act 2001</i>	1
<i>Australian Security Intelligence Organisation Act 1979</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>Banking Act 1959</i>	2
<i>Bankruptcy Act 1966</i>	1
<i>Broadcasting Services Act 1992</i>	8
<i>Charter of the United Nations Act 1945</i>	5
<i>Child Support (Assessment) Act 1989</i>	1
<i>Christmas Island Act 1958</i>	6
<i>Civil Aviation Act 1988</i>	659
<i>Cocos (Keeling) Islands Act 1955</i>	5
<i>Commonwealth Authorities and Companies Act 1997</i>	1
<i>Commonwealth Electoral Act 1918</i>	2
<i>Commonwealth Places (Application of Laws) Act 1970</i>	1
<i>Commonwealth Places (Mirror Taxes) Act 1998</i>	1
<i>Corporations (Fees) Act 2001</i>	3
<i>Corporations (Review Fees) Act 2003</i>	1
<i>Corporations Act 2001</i>	10

<i>Crimes (Overseas) Act 1964</i>	1
<i>Crimes Act 1914</i>	4
<i>Crimes at Sea Act 2000</i>	1
<i>Criminal Code Act 1995</i>	10
<i>Currency Act 1965</i>	9
<i>Customs Act 1901</i>	70
<i>Customs Administration Act 1985</i>	1
<i>Dairy Produce Act 1986</i>	4
<i>Defence (Visiting Forces) Act 1963</i>	1
<i>Defence Act 1903</i>	42
<i>Defence Force (Home Loans Assistance) Act 1990</i>	5
<i>Designs Act 1906</i>	1
<i>Director of Public Prosecutions Act 1983</i>	2
<i>Electronic Transactions Act 1999</i>	1
<i>Energy Grants (Credits) Scheme Act 2003</i>	2
<i>Environment Protection and Biodiversity Conservation Act 1999</i>	31
<i>Excise Act 1901</i>	3
<i>Export Control Act 1982</i>	3
<i>Extradition Act 1988</i>	4
<i>Family Law Act 1975</i>	11
<i>Farm Household Support Act 1992</i>	5
<i>Federal Court of Australia Act 1976</i>	4
<i>Federal Magistrates Act 1999</i>	2
<i>Financial Institutions Supervisory Levies Collection Act 1998</i>	1
<i>Financial Management and Accountability Act 1997</i>	9
<i>Financial Sector (Collection of Data) Act 2001</i>	8
<i>Financial Transaction Reports Act 1988</i>	1
<i>Fisheries Levy Act 1984</i>	1
<i>Fisheries Management Act 1991</i>	14
<i>Fishing Levy Act 1991</i>	3
<i>Fringe Benefits Tax Act 1986</i>	1
<i>Fuel Quality Standards Act 2000</i>	3
<i>Gene Technology Act 2000</i>	1
<i>General Insurance Supervisory Levy Imposition Act 1998</i>	1
<i>Governor-General Act 1974</i>	1
<i>Great Barrier Reef Marine Park Act 1975</i>	5
<i>Hazardous Waste (Regulation of Exports and Imports) Act 1989</i>	2
<i>Health Insurance Act 1973</i>	22
<i>Health Insurance Commission Act 1973</i>	2
<i>Hearing Services Administration Act 1997</i>	1
<i>Higher Education Funding Act 1988</i>	28
<i>Horticulture Marketing and Research and Development Services Act 2000</i>	7
<i>Housing Assistance Act 1996</i>	1
<i>Immigration (Education) Act 1971</i>	1
<i>Import Processing Charges Act 1997</i>	1
<i>Imported Food Control Act 1992</i>	1
<i>Income Tax Assessment Act 1936</i>	4
<i>Income Tax Assessment Act 1997</i>	4
<i>Industrial Chemicals (Notification and Assessment) Act 1989</i>	3
<i>International Air Services Commission Act 1992</i>	1

<i>International Organisations (Privileges and Immunities) Act 1963</i>	2
<i>International Transfer of Prisoners Act 1997</i>	1
<i>Jury Exemption Act 1965</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>Marriage Act 1961</i>	2
<i>Medical Indemnity (IBNR Indemnity) Contribution Act 2002</i>	1
<i>Medical Indemnity (Prudential Supervision and Product Standards) Act 2003</i>	7
<i>Medical Indemnity Act 2002</i>	6
<i>Members of Parliament (Life Gold Pass) Act 2002</i>	1
<i>Migration Act 1958</i>	18
<i>Migration Agents Registration Application Charge Act 1997</i>	1
<i>Military Superannuation and Benefits Act 1991</i>	1
<i>Motor Vehicle Standards Act 1989</i>	9
<i>National Environment Protection Council Act 1994</i>	1
<i>National Health Act 1953</i>	48
<i>National Residue Survey (Customs) Levy Act 1998</i>	2
<i>National Residue Survey (Excise) Levy Act 1998</i>	4
<i>Native Title Act 1993</i>	1
<i>Naval Defence Act 1910</i>	1
<i>Navigation Act 1912</i>	6
<i>Nuclear Non-Proliferation (Safeguards) Act 1987</i>	1
<i>Occupational Health and Safety (Commonwealth Employment) Act 1991</i>	2
<i>Ombudsman Act 1976</i>	1
<i>Ozone Protection (Licence Fees - Imports) Act 1995</i>	1
<i>Ozone Protection (Licence Fees - Manufacture) Act 1995</i>	1
<i>Ozone Protection Act 1989</i>	1
<i>Parliamentary Entitlements Act 1990</i>	1
<i>Parliamentary Service Act 1999</i>	1
<i>Passports Act 1938</i>	1
<i>Patents Act 1990</i>	3
<i>Payment Systems (Regulation) Act 1998</i>	1
<i>Petroleum (Submerged Lands) (Registration Fees) Act 1967</i>	1
<i>Petroleum (Submerged Lands) Act 1967</i>	1
<i>Petroleum (Submerged Lands) Fees Act 1994</i>	1
<i>Primary Industries (Customs) Charges Act 1999</i>	11
<i>Primary Industries (Excise) Levies Act 1999</i>	16
<i>Primary Industries and Energy Research and Development Act 1989</i>	5
<i>Primary Industries Levies and Charges Collection Act 1991</i>	12
<i>Privacy Act 1988</i>	4
<i>Proceeds of Crime Act 1987</i>	2
<i>Proceeds of Crime Act 2002</i>	1
<i>Product Grants and Benefits Administration Act 2000</i>	1
<i>Product Stewardship (Oil) Act 2000</i>	2
<i>Protection of the Sea (Prevention of Pollution from Ships) Act 1983</i>	2
<i>Public Order (Protection of Persons and Property) Act 1971</i>	1
<i>Public Service Act 1999</i>	2
<i>Quarantine Act 1908</i>	2
<i>Radiocommunications (Receiver Licence Tax) Act 1983</i>	2

<i>Radiocommunications (Transmitter Licence Tax) Act 1983</i>	2
<i>Radiocommunications Act 1992</i>	12
<i>Referendum (Machinery Provisions) Act 1984</i>	1
<i>Remuneration Tribunal Act 1973</i>	24
<i>Renewable Energy (Electricity) Act 2000</i>	2
<i>Research Involving Human Embryos Act 2002</i>	1
<i>Retirement Savings Account Providers Supervisory Levy Imposition Act 1998</i>	1
<i>Retirement Savings Accounts Act 1997</i>	3
<i>Safety, Rehabilitation and Compensation Act 1988</i>	6
<i>Seafarers Rehabilitation and Compensation Levy Act 1992</i>	1
<i>Social Security (Administration) Act 1999</i>	1
<i>Social Security (International Agreements) Act 1999</i>	1
<i>Social Security Act 1991</i>	4
<i>Space Activities Act 1988</i>	1
<i>States Grants (Primary and Secondary Education Assistance) Act 2000</i>	1
<i>Statutory Declarations Act 1959</i>	1
<i>Student Assistance Act 1973</i>	1
<i>Superannuation (Financial Assistance Funding) Levy Act 1993</i>	1
<i>Superannuation (Productivity Benefit) Act 1988</i>	4
<i>Superannuation Act 1976</i>	5
<i>Superannuation Act 1990</i>	4
<i>Superannuation Contributions Tax (Assessment and Collection) Act 1997</i>	1
<i>Superannuation Contributions Tax (Members of Constitutionally Protected Superannuation Funds) Assessment and Collection Act 1997</i>	1
<i>Superannuation Guarantee (Administration) Act 1992</i>	1
<i>Superannuation Industry (Supervision) Act 1993</i>	7
<i>Superannuation Supervisory Levy Imposition Act 1998</i>	1
<i>Sydney Airport Curfew Act 1995</i>	1
<i>Sydney Harbour Federation Trust Act 2001</i>	1
<i>Taxation Administration Act 1953</i>	1
<i>Telecommunications (Carrier Licence Charges) Act 1997</i>	7
<i>Telecommunications (Consumer Protection and Service Standards) Act 1999</i>	4
<i>Telecommunications (Numbering Charges) Act 1997</i>	2
<i>Telecommunications Act 1997</i>	12
<i>Television Licence Fees Act 1964</i>	1
<i>Terrorism Insurance Act 2003</i>	2
<i>Textile, Clothing and Footwear Strategic Investment Program Act 1999</i>	1
<i>Therapeutic Goods (Charges) Act 1989</i>	1
<i>Therapeutic Goods Act 1989</i>	16
<i>Trade Marks Act 1995</i>	2
<i>Trade Practices Act 1974</i>	5
<i>Tradesmen's Rights Regulation Act 1946</i>	1
<i>Trans-Tasman Mutual Recognition Act 1997</i>	1
<i>Transport Safety Investigation Act 2003</i>	1
<i>Veterans' Entitlements Act 1986</i>	60
<i>Wheat Marketing Act 1989</i>	1
<i>Wool Services Privatisation Act 2000</i>	1
<i>Workplace Relations Act 1996</i>	9
Total	154

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.

Delegated legislation disallowed by the Parliament

The **Senate** disallowed the following instruments during 2003:

Instrument	Date disallowed
Item [3] of Schedule 1 of the Parliamentary Entitlements Amendment Regulations 2003 (No. 1) Statutory Rules 2003 No.149	20 August 2003
Retirement Savings Accounts Amendment Regulations 2003 (No. 2) Statutory Rules 2003 No.195	18 September 2003
Superannuation Industry (Supervision) Amendment Regulations 2003 (No. 4) Statutory Rules 2003 No.196	18 September 2003
Migration Amendment Regulations 2003 (No. 6) Statutory Rules 2003 No. 224	9 October 2003
Migration Amendment Regulations 2003 (No. 8) Statutory Rules 2003 No.283	24 November 2003

No instruments wer disallowed by the **House of Representatives**.