

**DELEGATED LEGISLATION MONITOR
13 – 16 OCTOBER 2003**

This week at a glance

There were 12 disallowable instruments tabled in the Parliament.
These were made under 10 separate enabling Acts, through
7 Departments of State.

Statutory Rules

5 of the 12 instruments were Statutory Rules, all of which were made as amending instruments

Instrument makers

10 instruments were made by the Governor-General or Ministers

2 instruments were made by Public Officials

TABLE OF CONTENTS

DELEGATED LEGISLATION TABLED IN THE SENATE 13 – 16 OCTOBER 2003

DEPARTMENT OF AGRICULTURE, FISHERIES AND FORESTRY

Imported Food Control Amendment Order 2003 (No. 1) under regulations 7 and 8 of the <i>Imported Food Control Regulations 1993</i>	5
---	---

ATTORNEY-GENERAL'S DEPARTMENT

Australian Crime Commission Amendment Regulations 2003 (No. 3)	6
Crimes Amendment Regulations 2003 (No. 2)	6
Customs Amendment Regulations 2003 (No. 8)	6

DEPARTMENT OF DEFENCE

Defence and Strategic Goods List Amendment 2003 under paragraph 112(2A)(aa) of the <i>Customs Act 1901</i>	7
--	---

DEPARTMENT OF EMPLOYMENT AND WORKPLACE RELATIONS

Notice under s. 16(6) of the <i>Safety, Rehabilitation and Compensation Act 1988</i>	8
--	---

DEPARTMENT OF HEALTH AND AGEING

Determination under paragraph 3GC(3)(a) of the <i>Health Insurance Act 1973</i>	9
Health Insurance (Amendment) Determination HS/06/2003 under s. 3C(1) of the <i>Health Insurance Act 1973</i>	9
Medical Indemnity Amendment Regulations 2003 (No. 1)	9

DEPARTMENT OF TRANSPORT AND REGIONAL SERVICES

Instrument No. CASA 430/03 under r. 207(2) of the <i>Civil Aviation Regulations</i>	10
---	----

DEPARTMENT OF THE TREASURY

Exemption under paragraph 16(1)(a) of the <i>Financial Sector (Collection of Data) Act 2001</i>	11
Superannuation Industry (Supervision) Amendment Regulations 2003 (No. 5)	11

**DELEGATED LEGISLATION TABLED IN THE SENATE
13 – 16 OCTOBER 2003**

DEPARTMENT OF STATE	NUMBER OF INSTRUMENTS
Agriculture, Fisheries and Forestry	1
Attorney-General's	3
Communications, Information Technology and the Arts	0
Defence	1
Education, Science and Training	0
Employment and Workplace Relations	1
Environment and Heritage	0
Family and Community Services	0
Finance and Administration	0
Foreign Affairs and Trade	0
Health and Ageing	3
Immigration and Multicultural and Indigenous Affairs	0
Industry, Tourism and Resources	0
Prime Minister and Cabinet	0
Transport and Regional Services	1
Treasury	2
Veterans' Affairs	0
Total	12

**DELEGATED LEGISLATION TABLED IN THE SENATE
13 – 16 OCTOBER 2003**

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

<i>Australian Crime Commission Act 2002</i>	1
<i>Civil Aviation Act 1988</i>	1
<i>Crimes Act 1914</i>	1
<i>Customs Act 1901</i>	2
<i>Financial Sector (Collection of Data) Act 2001</i>	1
<i>Health Insurance Act 1973</i>	2
<i>Imported Food Control Act 1992</i>	1
<i>Medical Indemnity Act 2002</i>	1
<i>Safety, Rehabilitation and Compensation Act 1988</i>	1
<i>Superannuation Industry (Supervision) Act 1993</i>	1
Total	12

DEPARTMENT OF AGRICULTURE, FISHERIES AND FORESTRY**Imported Food Control Amendment Order 2003
(No. 1) under regulations 7 and 8 of the *Imported
Food Control Regulations 1993******Imported Food Control Act 1992***

Made	13/10/2003	
Tabled	16/10/2003 S	16/10/2003 HR

Summary	Revises the classifications of certain foods for the purposes of the food inspection scheme, and re-inserts 'pepper that is dried' to the list of risk foods.
----------------	---

ATTORNEY-GENERAL'S DEPARTMENT

Australian Crime Commission Amendment Regulations 2003 (No. 3) Statutory Rules 2003 No. 252

Australian Crime Commission Act 2002

Made 09/10/2003
Tabled 13/10/2003 S 13/10/2003 HR

Summary Prescribe certain provisions of New South Wales laws so as to allow certain persons or bodies of the Australian Crime Commission to exercise duties, functions, or power conferred on them by those laws.

Crimes Amendment Regulations 2003 (No. 2) Statutory Rules 2003 No. 248

Crimes Act 1914

Made 09/10/2003
Tabled 13/10/2003 S 13/10/2003 HR

Summary Prescribe an offence involving firearms as a 'serious Commonwealth offence' for the purposes of s. 15HB of the *Crimes Act 1914*.

Customs Amendment Regulations 2003 (No. 8) Statutory Rules 2003 No. 249

Customs Act 1901

Made 09/10/2003
Tabled 13/10/2003 S 13/10/2003 HR

Summary Provide for a refund of duty where duty credit has been applied in accordance with s. 75A of the *ACIS Administration Act 1999* against customs duty that has already been paid on eligible imports.

DEPARTMENT OF DEFENCE**Defence and Strategic Goods List Amendment
2003 under paragraph 112(2A)(aa) of the
*Customs Act 1901******Customs Act 1901***

Made	03/09/2003	
Tabled	16/10/2003 S	16/10/2003 HR

Summary Prescribes a revised list of those goods which require a licence or permission prior to being exported from Australia.

DEPARTMENT OF EMPLOYMENT AND WORKPLACE RELATIONS

Notice under s. 16(6) of the *Safety, Rehabilitation and Compensation Act 1988*
Notice No. 18 of 2003

Safety, Rehabilitation and Compensation Act 1988

Made	12/09/2003	
Tabled	14/10/2003 S	13/10/2003 HR

Summary Specifies a rate per kilometre of 47 cents that is payable to employees of Comcare who use their own motor vehicle when travelling more than 50 kilometres to obtain medical treatment for compensable injuries.

DEPARTMENT OF HEALTH AND AGEING

Determination under paragraph 3GC(3)(a) of the *Health Insurance Act 1973*

Health Insurance Act 1973

Made	25/09/2003	
Tabled	13/10/2003 S	09/10/2003 HR

Summary Specifies persons who are appointed as members of the Medical Training Review Panel.

Health Insurance (Amendment) Determination HS/06/2003 under s. 3C(1) of the *Health Insurance Act 1973*

Health Insurance Act 1973

Made	30/09/2003	
Tabled	13/10/2003 S	13/10/2003 HR

Summary Specifies increases in the fees for certain health services.

Medical Indemnity Amendment Regulations 2003 (No. 1) Statutory Rules 2003 No. 250

Medical Indemnity Act 2002

Made	09/10/2003	
Tabled	13/10/2003 S	13/10/2003 HR

Summary Specify certain exemptions for persons participating in the IBNR Scheme.

DEPARTMENT OF TRANSPORT AND REGIONAL SERVICES**Instrument No. CASA 430/03 under r. 207(2) of
the *Civil Aviation Regulations******Civil Aviation Act 1988***

Made	22/09/2003	
Tabled	14/10/2003 S	14/10/2003 HR

Summary Provides that the aircraft bearing nationality and registration marks VH-BRZ may operate with specified nasal cannula type individual oxygen dispensing units under certain conditions.

DEPARTMENT OF THE TREASURY

Exemption under paragraph 16(1)(a) of the *Financial Sector (Collection of Data) Act 2001*

Financial Sector (Collection of Data) Act 2001

Made 01/10/2003
Tabled 13/10/2003 S HR

Summary Exempts specified financial sector companies from the requirement to comply with certain reporting standards.

Superannuation Industry (Supervision) Amendment Regulations 2003 (No. 5) Statutory Rules 2003 No. 251

Superannuation Industry (Supervision) Act 1993

Made 09/10/2003
Tabled 13/10/2003 S 13/10/2003 HR

Summary Provide for the portability of superannuation benefits from one fund to another at the request of a member of a superannuation fund.