



Australian Capital Territory

# Justice and Community Safety Legislation Amendment Act 2011 (No 3)

A2011-49

## Contents

---

|                   |  | Page     |
|-------------------|--|----------|
| 1                 | Name of Act  | 2        |
| 2                 | Commencement   | 2        |
| 3                 | Legislation amended—sch 1                                    | 2        |
| <b>Schedule 1</b> | <b>Legislation amended</b>                                   | <b>3</b> |
| <b>Part 1.1</b>   | <b>Agents Act 2003</b>                                       | <b>3</b> |
| <b>Part 1.2</b>   | <b>Crimes (Sentence Administration) Act 2005</b>             | <b>3</b> |
| <b>Part 1.3</b>   | <b>Fair Trading (Australian Consumer Law) Act 1992</b>       | <b>4</b> |
| <b>Part 1.4</b>   | <b>Fair Trading (Motor Vehicle Repair Industry) Act 2010</b> | <b>4</b> |
| <b>Part 1.5</b>   | <b>Legislation Act 2001</b>                                  | <b>5</b> |

---

J2011-522

Authorised by the ACT Parliamentary Counsel—also accessible at [www.legislation.act.gov.au](http://www.legislation.act.gov.au)

Contents

---

|                  |  | Page |
|------------------|--|------|
| <b>Part 1.6</b>  | <b>Liquor Act 2010</b>                   | 5    |
| <b>Part 1.7</b>  | <b>Pawnbrokers Act 1902</b>              | 6    |
| <b>Part 1.8</b>  | <b>Prostitution Act 1992</b>             | 6    |
| <b>Part 1.9</b>  | <b>Road Transport (General) Act 1999</b> | 7    |
| <b>Part 1.10</b> | <b>Sale of Motor Vehicles Act 1977</b>   | 7    |
| <b>Part 1.11</b> | <b>Second-hand Dealers Act 1906</b>      | 8    |



Australian Capital Territory

# **Justice and Community Safety Legislation Amendment Act 2011 (No 3)**

**A2011-49**

---

An Act to amend legislation about justice and community safety

---

The Legislative Assembly for the Australian Capital Territory enacts as follows:

**1 Name of Act**

This Act is the *Justice and Community Safety Legislation Amendment Act 2011 (No 3)*.

**2 Commencement**

- (1) Section 3 and schedule 1, parts 1.2, 1.3, 1.5 and 1.9 commence on the day after this Act's notification day.

*Note* The naming and commencement provisions automatically commence on the notification day (see Legislation Act, s 75 (1)).

- (2) Schedule 1, parts 1.1, 1.4, 1.6 to 1.8, 1.10 and 1.11 commence on the later of—
- (a) the commencement of the *Statute Law Amendment Act 2011 (No 3)*, section 5; and
  - (b) the commencement of this Act, section 3.

**3 Legislation amended—sch 1**

This Act amends the legislation mentioned in schedule 1.

## **Schedule 1      Legislation amended**

(see s 3)

### **Part 1.1              Agents Act 2003**

#### **[1.1]      Dictionary, note 2**

*insert*

- CrimTrac

#### **[1.2]      Dictionary, definition of *police certificate***

*after*

Australian Federal Police

*insert*

or CrimTrac

### **Part 1.2              Crimes (Sentence Administration) Act 2005**

#### **[1.3]      Section 116I (1) (d) (iii)**

*omit*

#### **[1.4]      Section 116N**

*omit*

#### **[1.5]      Section 116ZS**

*omit*

and relevant credit reporting agency

## Part 1.3 Fair Trading (Australian Consumer Law) Act 1992

### [1.6] New section 33 (1) (ba)

*insert*

(ba) investigate compliance with fair trading legislation; and

### [1.7] Section 36 (1)

*after*

(b),

*insert*

(ba),

## Part 1.4 Fair Trading (Motor Vehicle Repair Industry) Act 2010

### [1.8] Dictionary, note 2

*insert*

- CrimTrac

### [1.9] Dictionary, definition of *police certificate*

*after*

Australian Federal Police

*insert*

or CrimTrac

## **Part 1.5                      Legislation Act 2001**

### **[1.10]      Dictionary, part 1, definition of *road transport authority*, note**

*substitute*

*Note 1*    In relation to the exercise of a function by the road transport authority under a provision of the road transport legislation, the director-general of the administrative unit responsible for the provision is the road transport authority.

*Note 2*    **Road transport legislation**—see the *Road Transport (General) Act 1999*, s 6.

## **Part 1.6                      Liquor Act 2010**

### **[1.11]      Dictionary, definition of *police certificate***

*before*

CrimTrac

*insert*

the Australian Federal Police or

### **[1.12]      Dictionary, definition of *police certificate*, paragraph (a)**

*omit*

agency

*substitute*

Australian Federal Police or CrimTrac

## Part 1.7      Pawnbrokers Act 1902

### [1.13]      Section 28 (2)

*after*

police officer

*insert*

or CrimTrac

### [1.14]      Dictionary, note 2

*insert*

- CrimTrac

## Part 1.8      Prostitution Act 1992

### [1.15]      Section 5, definition of *police report*

*after*

police officer

*insert*

or CrimTrac

### [1.16]      Dictionary, note 2

*insert*

- CrimTrac



## **Part 1.9 Road Transport (General) Act 1999**

### **[1.17] New section 16 (2A)**

*insert*

- (2A) For this section, in relation to the exercise of a function under a provision of the road transport legislation, the *director-general* is the director-general of the administrative unit responsible for the provision.

*Note* **Function** includes authority, duty and power (see Legislation Act, dict, pt 1).

### **[1.18] Dictionary, note 2**

*insert*

- administrative unit

## **Part 1.10 Sale of Motor Vehicles Act 1977**

### **[1.19] Dictionary, note 2**

*insert*

- CrimTrac

### **[1.20] Dictionary, definition of *police certificate***

*after*

Australian Federal Police

*insert*

or CrimTrac

## Part 1.11            Second-hand Dealers Act 1906

### [1.21]    Section 18 (2)

*after*

police officer

*insert*

or CrimTrac

### [1.22]    Dictionary, note 2

*insert*

- CrimTrac

---

## Endnotes

**1 Presentation speech**

Presentation speech made in the Legislative Assembly on 27 October 2011.

**2 Notification**

Notified under the Legislation Act on 22 November 2011.

**3 Republications of amended laws**

For the latest republication of amended laws, see [www.legislation.act.gov.au](http://www.legislation.act.gov.au).

---

I certify that the above is a true copy of the Justice and Community Safety Legislation Amendment Bill 2011 (No 3), which was passed by the Legislative Assembly on 15 November 2011.

Clerk of the Legislative Assembly

© Australian Capital Territory 2011