

1994  
THE LEGISLATIVE ASSEMBLY  
FOR THE AUSTRALIAN CAPITAL TERRITORY

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(As presented)

(Chief Minister)

**Annual Reporting (Government Agencies)  
(Consequential Provisions) Bill 1994**

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**A BILL  
FOR**

**An Act to amend certain Acts in consequence of the  
enactment of the *Annual Reporting (Government  
Agencies) Act 1994* and for related purposes**

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

**Short title**

- 5     1. This Act may be cited as the *Annual Reporting (Government Agencies) (Consequential Provisions) Act 1994*.

**Commencement**

2. This Act commences on the day on which it is notified in the *Gazette*.

**Amendment of Acts**

- 10    3. The Acts specified in the Schedule are amended as set out in that Schedule.

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**SCHEDULE—continued**

**Subsection 97 (1)—**

Omit the subsection, substitute the following subsection:

“(1) The authority shall submit to the appropriate Minister financial statements in such form as the Minister approves in respect of a financial year together with the annual report or annual information for the year to which the financial statements relate.”.

**Subsection 97 (3)—**

Omit the subsection.

***Betting (Totalizator Administration) Act 1964***

**Subsection 31 (2)—**

Omit the subsection.

**After section 31—**

Insert the following section:

**Annual report to include**

“31A. An annual report or annual information shall include—

- (a) particulars of any direction under section 9 given by the Minister during the period to which the report relates; and
- (b) a statement by the Board indicating how effect has been given to the direction.”.

**Section 56—**

Repeal the section.

***Bookmakers Act 1985***

**Section 54—**

Repeal the section.

***Children’s Services Act 1986***

**Section 15—**

Repeal the section, substitute the following section:

**Annual report to include information on children’s welfare**

“15. The Council shall include information concerning children’s welfare in the Territory during the year, in an annual report, or in annual information, for that year.”.

**SCHEDULE—continued**

***Clinical Waste Act 1990***

**Section 13—**  
Repeal the section.

***Commissioner for the Environment Act 1993***

**Section 20—**  
Repeal the section.

***Community Advocate Act 1991***

**Section 17—**  
Repeal the section.

***Consumer Affairs Act 1973***

**Section 17—**  
Repeal the section.

***Co-operative Societies Act 1939***

**Section 12—**  
Repeal the section.

***Credit Act 1985***

**Division 4 of Part XV—**  
Repeal the Division.

***Dangerous Goods Act 1984***

**Section 9—**  
Repeal the section.

***Dental Technicians and Dental Prosthetists Registration Act  
1988***

**Section 17—**  
Repeal the section.

***Director of Public Prosecutions Act 1990***

**Subsections 34 (1) and (2)—**  
Omit the subsections.

**SCHEDULE—continued**

***Discrimination Act 1991***

**Section 119—**

Repeal the section.

***Electoral Act 1992***

**Section 9 [Annual Report]—**

Repeal the section.

***Electricity and Water Act 1988***

**Subsection 37 (4)—**

Omit the subsection.

**Section 47A—**

Repeal the section, substitute the following section:

**Annual report to include details of directions**

“47A. The Authority shall include in an annual report or in annual information details of any direction given under section 36, subsection 37 (2) or section 41.”

**Section 79A—**

Repeal the section.

***Fire Brigade (Administration) Act 1974***

**Subsection 14 (1)—**

Omit the subsection.

**Subsection 19B (6)—**

Omit the subsection, substitute the following subsection:

“(6) Information relating to the operation of this section shall be included in the annual report or annual information of the Commissioner.”

***Freedom of Information Act 1989***

**Subsection 7 (3)—**

Omit all the words after “including”, substitute “it in the annual report or annual information of the agency (as the case requires).”

**SCHEDULE—continued**

**Subsection 55 (3)—**

Omit all the words from and including “Each” to and including “that Act”, substitute “A report submitted to the Minister by the Ombudsman under subsection 21 (3) of the *Ombudsman Act 1989* or an annual report”.

*Gas Act 1992*

**Section 12—**

Repeal the section.

*Guardianship and Management of Property Act 1991*

**Section 76—**

Repeal the section.

*Health Professions Boards (Procedures) Act 1981*

**Section 37—**

Repeal the section.

*Housing Assistance Act 1987*

**Section 19—**

Add at the end “and shall submit such accounts and statements with his or her annual report or annual information for the year”.

**Section 21—**

Repeal the section.

*Interpretation Act 1967*

**Subsection 14 (1)—**

Insert the following definitions:

“ ‘annual information’ means information prepared in compliance with, or purported compliance with, the *Annual Reporting (Government Agencies) Act 1994*, by a person who is not required to prepare an annual report;

‘annual report’ means an annual report prepared in compliance with, or purported compliance with, the *Annual Reporting (Government Agencies) Act 1994*.”.

**Subsection 30A (1) (definition of “periodic report”)—**

Insert “, other than an annual report,” after “regular report”.

**SCHEDULE—continued**

***Land (Planning and Environment) Act 1991***

**Section 39—**

Repeal the section.

***Landlord and Tenant Act 1949***

**Section 62AW—**

Repeal the section.

***Mental Health Act 1983***

**Section 81—**

Repeal the section, substitute the following section:

**Annual report to include**

“81. The Director shall include in an annual report or annual information—

- (a) details of the number of persons in respect of whom treatment orders were in effect during the year in relation to which the report or information is given; and
- (b) the period of effect of each of those orders.”

***Nature Conservation Act 1980***

**Section 83—**

Repeal the section.

***Noise Control Act 1988***

**Section 49—**

Repeal the section.

***Occupational Health and Safety Act 1989***

**Section 12—**

Repeal the section.

***Ombudsman Act 1989***

**Subsections 21 (1) and (2)—**

Omit the subsections.



**SCHEDULE—continued**

**Paragraph 94 (2) (c)—**

Omit “and 46”, substitute “, 46 and 47”.

**Water Pollution Act 1984**

**Section 46—**

Repeal the section.

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**NOTE ABOUT SECTION HEADINGS**

On the day on which section 3 of this Act commences, the headings to the following sections of the specified Acts are altered as set out in the following table:

Act	Section	Alteration
<i>Audit Act 1989</i>	68	Omit from the heading “Annual”.
	93	Omit the heading, substitute the following heading: <b>Financial statements to be submitted to Minister</b>
	97	Omit the heading, substitute the following heading: <b>Financial statements to be submitted to Minister</b>
<i>Fire Brigade (Administration) Act 1974</i>	14	Omit the heading, substitute the following heading: <b>Commissioner to provide information</b>