

1994
THE LEGISLATIVE ASSEMBLY
FOR THE AUSTRALIAN CAPITAL TERRITORY

(As presented)

(Chief Minister)

**Statutory Offices (Miscellaneous
Provisions) Bill 1994**

**A BILL
FOR**

**An Act to amend various Acts and regulations in
relation to statutory offices, and for related purposes**

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

PART I—PRELIMINARY

Short title

- 5 **1.** This Act may be cited as the *Statutory Offices (Miscellaneous Provisions) Act 1994*.

Commencement

2. (1) Section 1 and this section commence on the day on which this Act is notified in the *Gazette*.
- 10 (2) The remaining provisions commence on a day, or respective days, fixed by the Minister by notice in the *Gazette*.

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(3) If a provision referred to in subsection (2) has not commenced before the end of the period of 6 months commencing on the day on which this Act is notified in the *Gazette*, that provision, by force of this subsection, commences on the first day after the end of that period.

5 **PART II—AMENDMENT OF LEGISLATION**

Statutory appointments

3. (1) The Acts specified in Part 1 of the Schedule are amended as set out in that Part.

10 (2) The regulations specified in Part 2 of the Schedule are amended as set out in that Part.

PART III—TRANSITIONAL AND SAVINGS

Interpretation

4. In this Part—

“amended legislation” means legislation amended by this Act;

15 “commencement day”, in relation to amended legislation, means the date of commencement of the amendments to that legislation effected by this Act;

20 “continuing statutory office” means a statutory office corresponding to a relevant Government Service office, irrespective of whether the title of the statutory office is changed by the operation of this Act;

“previous officer” means a person who has occupied, or acted in, a continuing statutory office or a previous statutory office under amended legislation before the commencement day;

25 “previous statutory office” means a statutory office the functions of which are assigned to a continuing statutory office by the operation of this Act;

“relevant Government Service office” means an office in the Government Service the creation and maintenance of which is provided for by the operation of this Act.

30 **Statutory offices**

5. Where, immediately before the commencement day, an office or offices existed in the Government Service the duties of which included performing the functions of—

(a) a continuing statutory office under amended legislation; or

- (b) a previous statutory office the functions of which are assigned to a continuing statutory office under amended legislation by the operation of this Act;

5 the duty of a Chief Executive under the amended legislation (as amended by this Act) to create a relevant Government Service office corresponding to the continuing statutory office is to be taken to be performed.

Appointments to statutory offices

10 6. (1) A previous officer who, immediately before the commencement day, was a public servant occupying or acting in a continuing statutory office under amended legislation is, on and after that day, to be taken to be occupying or acting in (as the case may be) a relevant Government Service office corresponding to the continuing statutory office.

15 (2) A previous officer who, immediately before the commencement day, was a public servant occupying or acting in a previous statutory office under amended legislation is, on and after that day, to be taken to be occupying or acting in (as the case may be) a relevant Government Service office corresponding to the continuing statutory office to which the functions of the previous statutory office are assigned by the operation of this Act.

20 (3) A previous officer other than a public servant who, immediately before the commencement day, was appointed to a continuing statutory office under amended legislation is, on and after that day, to be taken to be appointed to that office by the relevant Chief Executive under the amended legislation as amended by this Act.

25 Delegations

7. Nothing in the amendments to legislation effected by this Act is to be taken to affect the continuing validity of a delegation made before the commencement day by a previous officer.

Actions

30 8. Nothing in the amendments to legislation effected by this Act is to be taken to affect the continuing validity of anything done (including an action taken or decision made) by a previous officer before the commencement day.

Identity cards

35 9. (1) An identity card issued to a previous officer under amended legislation which he or she was entitled to hold immediately before the commencement day is, on or after that day, to be taken to be an identity card issued to him or her under that legislation, in his or her capacity as a person performing the functions of the relevant continuing statutory office.

(2) In subsection (1)—

5 “identity card”, in relation to a continuing statutory office, includes a certificate of appointment or any other documentary evidence of authorisation provided for in relation to the appointment to, or the performance of the functions of, that office under the amended legislation.

SCHEDULE

Section 3

STATUTORY APPOINTMENTS

10

PART 1—AMENDMENT OF ACTS

Administration and Probate Act 1929

Subsection 5 (1) (definitions of “Acting Deputy Registrar” and “Acting Registrar”)—

Omit the definitions.

15 Subsection 5 (1) (definitions of “Deputy Registrar” and “the Registrar”)—

Omit the definitions, substitute the following definitions:

“ ‘Deputy Registrar’ means a Deputy Registrar of Probates under section 8;

20 ‘Registrar’ means the Registrar of Probates under section 7;”.

Sections 7 and 7A—

Repeal the sections, substitute the following sections:

Registrar of Probates

“7. (1) There shall be a Registrar of Probates.

25 “(2) The Chief Executive shall create and maintain an office in the Government Service the duties of which include performing the functions of the Registrar of Probates.

30 “(3) The Registrar shall be the public servant for the time being performing the duties of the Government Service office referred to in subsection (2).

Deputy Registrars of Probates

“7A. (1) There may be 1 or more Deputy Registrars of Probates.

SCHEDULE—continued

“(2) A Deputy Registrar may perform any function of the Registrar, subject to any direction of the Registrar.

5 “(3) The Chief Executive shall create and maintain 1 or more offices in the Government Service the duties of which include performing the functions of a Deputy Registrar of Probates.

“(4) A Deputy Registrar shall be any public servant for the time being performing the duties of a Government Service office referred to in subsection (3).”.

Subsection 7B (3)—

10 Omit “, a Deputy Registrar, an Acting Registrar, and an Acting Deputy Registrar may each”, substitute “and any Deputy Registrar may”.

Subsection 7B (4)—

15 Omit “the Registrar, a Deputy Registrar, an Acting Registrar or an Acting Deputy Registrar”, substitute “a person who performs or who has performed a function of the Registrar or a Deputy Registrar”.

Administrative Appeals Tribunal Act 1989

Section 57—

Repeal the section, substitute the following section:

Tribunal officers

20 “57. (1) There shall be the following offices of the Tribunal:

- (a) the office of Registrar of the Tribunal;
- (b) such offices of Deputy Registrar of the Tribunal as the Chief Executive determines;
- 25 (c) such other offices of the Tribunal as the Chief Executive determines.

“(2) For each office referred to in subsection (1), the Chief Executive shall create and maintain a corresponding office in the Government Service the duties of which include performing the functions of the relevant office referred to in subsection (1).

30 “(3) The following persons shall hold the offices referred to in subsection (1):

- (a) any public servant for the time being performing the duties of the corresponding Government Service office referred to in subsection (2);

SCHEDULE—continued

- (b) any person employed under the *Public Service Act 1922* of the Commonwealth who is appointed in writing by the Chief Executive for the purpose of performing the functions of a particular office referred to in subsection (1);
- 5 (c) in the absence from duty of a seconded Commonwealth Tribunal officer—the relevant acting Commonwealth Tribunal officer (if any).
- 10 “(4) An acting Commonwealth Tribunal officer is to be taken to hold the particular office referred to in subsection (1) from which the relevant seconded Commonwealth Tribunal officer is absent.
- “(5) In this section—
- ‘acting Commonwealth Tribunal officer’, in relation to a seconded Commonwealth Tribunal officer, means a person who is appointed under the *Public Service Act 1922* of the Commonwealth to act in
- 15 the office of the seconded officer;
- ‘seconded Commonwealth Tribunal officer’ means a person appointed under paragraph (3) (b) who is a member of the staff of the Commonwealth Administrative Appeals Tribunal.”.

Adoption Act 1993

- 20 **Subsection 4 (1) (definition of “Director”)—**
 Omit the definition, substitute the following definition:
 “ ‘Director’ means the Director of Family Services under the *Children’s Services Act 1986*.”.

Agents Act 1968

- 25 **Subsection 5 (1) (definitions of “Deputy Registrar”, “inspector” and “Registrar”)—**
 Omit the definitions, substitute the following definitions:
 “ ‘Deputy Registrar’ means a Deputy Registrar of Agents under section 6A;
- 30 ‘inspector’ means an inspector under section 6B;
 ‘Registrar’ means the Registrar of Agents under section 6;”.

Sections 6 and 6A—

Repeal the sections, substitute the following sections:

SCHEDULE—continued

Registrar of Agents

“6. (1) There shall be a Registrar of Agents.

5 “(2) The Chief Executive shall create and maintain an office in the Government Service the duties of which include performing the functions of the Registrar of Agents.

“(3) The Registrar shall be the public servant for the time being performing the duties of the Government Service office referred to in subsection (2).

Deputy Registrars of Agents

10 “6A. (1) There may be 1 or more Deputy Registrars of Agents.

“(2) A Deputy Registrar may perform any function of the Registrar, subject to any direction of the Registrar.

15 “(3) The Chief Executive shall create and maintain 1 or more offices in the Government Service the duties of which include performing the functions of a Deputy Registrar of Agents.

“(4) A Deputy Registrar shall be any public servant for the time being performing the duties of a Government Service office referred to in subsection (3).

Inspectors

20 “6B. (1) There may be 1 or more inspectors for the purposes of this Act.

“(2) An inspector shall perform such functions for the purposes of this Act as the Registrar directs.

25 “(3) The Chief Executive shall create and maintain 1 or more offices in the Government Service the duties of which include performing the functions of an inspector.

“(4) An inspector shall be any public servant for the time being performing the duties of a Government Service office referred to in subsection (3).

30 **Inspectors—identity cards**

“6C. (1) The Chief Executive shall issue to an inspector an identity card that specifies the inspector’s name and office, and on which appears a recent photograph of the inspector.

SCHEDULE—continued

“(2) Upon ceasing to occupy, or to act in, an office of inspector, a person shall not, without reasonable excuse, fail to return his or her identity card to the Chief Executive.

Penalty: \$100.”.

5

Air Pollution Act 1984**Section 4 (definitions of “Authority” and “inspector”)—**

Omit the definitions, substitute the following definitions:

“ ‘Authority’ means the Pollution Control Authority under section 7;

10 ‘inspector’ means an inspector under section 9;”.

Part II—

Repeal the Part, substitute the following Part:

“PART II—ADMINISTRATION**Pollution Control Authority**

15 “7. (1) There shall be a Pollution Control Authority.

“(2) The Chief Executive shall create and maintain an office in the Government Service the duties of which include performing the functions of the Pollution Control Authority.

20 “(3) The Authority shall be the public servant for the time being performing the duties of the Government Service office referred to in subsection (2).

Delegations

25 “8. The Authority may, by instrument, delegate any of the Authority’s powers under this Act to a public servant, other than the powers under sections 30 and 32 and this power of delegation.

Inspectors

“9. (1) There shall be 1 or more inspectors for the purposes of this Act.

30 “(2) The Chief Executive shall create and maintain 1 or more offices in the Government Service the duties of which include performing the functions of an inspector.

“(3) The following persons shall be inspectors:

SCHEDULE—continued

- (a) any public servant for the time being performing the duties of a Government Service office referred to in subsection (2);
- (b) the Authority, including a delegate of the Authority with any delegated powers of an inspector.

5 Identity cards

“10. (1) The Chief Executive shall issue to the Authority an identity card that specifies the Authority’s name and office, and on which appears a recent photograph of the Authority.

- 10 “(2) The Chief Executive shall issue to a delegate of the Authority with any delegated powers of an inspector an identity card that specifies the delegate’s name and delegated office, and on which appears a recent photograph of the delegate.

- 15 “(3) The Chief Executive shall issue to an inspector an identity card that specifies the inspector’s name and office, and on which appears a recent photograph of the inspector.

“(4) Upon ceasing—

- (a) to occupy, or to act in, the office of the Authority;
- (b) to be a delegate of the Authority with any delegated powers of an inspector; or
- 20 (c) to occupy, or to act in, an office of inspector;

a person shall not, without reasonable excuse, fail to return his or her identity card to the Chief Executive.

Penalty: \$100.”.

Subsection 30 (2)—

- 25 Omit “Authority or the inspector, as the case may be,”, substitute “inspector”.

Subsection 37 (1)—

Omit “The Authority or an inspector”, substitute “An inspector”.

Subsection 37 (2)—

- 30 Omit all the words after “produce”, substitute “his or her identity card”.

Subsection 39 (1)—

Omit “Authority, or an”.

SCHEDULE—continued

Subsection 39 (4)—

(a) Omit “the Authority or” (first occurring).

(b) Omit “Authority or” (last occurring).

Subsection 40 (1)—

5 Omit “The Authority or an inspector”, substitute “An inspector”.

Paragraph 40 (1) (a)—

Omit “Authority or”.

Subsection 40 (2)—

Omit all the words after “produce”, substitute “his or her identity card”.

10 **Section 43—**

Omit “the Authority or an inspector, as the case may be,”, substitute “an inspector”.

Paragraph 43 (a)—

Omit the paragraph, substitute the following paragraph:

15 “(a) that he or she was an inspector on the date or during a period specified in the certificate;”.

Subsection 44 (2)—

Omit “the Authority or an inspector, as the case requires”, substitute “an inspector”.

20 **Further amendments—**

The following provisions are amended by omitting “the Authority or”:

Subsection 30 (1), paragraph 30 (4) (c), subsections 37 (2) and (3), section 38, subsections 40 (2) and 41 (1), (2) and (3) and paragraph 42 (b).

Animal Diseases Act 1993

25 **Section 4 (definition of “identity card”)—**

Omit the definition.

Section 4 (definitions of “Director” and “inspector”)—

Omit the definitions, substitute the following definitions:

“ ‘Director’ means the Director of Veterinary Hygiene under section 5;

30 ‘inspector’ means an inspector under section 7;”.

SCHEDULE—continued

Part II—

Repeal the Part, substitute the following Part:

“PART II—ADMINISTRATION

Director of Veterinary Hygiene

5 “5. (1) There shall be a Director of Veterinary Hygiene.

“(2) The Chief Executive shall create and maintain an office in the Government Service the duties of which include performing the functions of the Director of Veterinary Hygiene.

10 “(3) Only a public servant who is a veterinary surgeon may perform the functions of the Director of Veterinary Hygiene.

“(4) Subject to subsection (3), the Director shall be the public servant for the time being performing the duties of the Government Service office referred to in subsection (2).

Delegation

15 “6. The Director may, by instrument, delegate any of his or her powers under this Act to a public servant.

Inspectors

“7. (1) There shall be 1 or more inspectors for the purposes of this Act.

20 “(2) The Chief Executive shall create and maintain 1 or more offices in the Government Service the duties of which include performing the functions of an inspector.

“(3) The following persons shall be inspectors:

25 (a) any public servant for the time being performing the duties of a Government Service office of inspector referred to in subsection (2);

(b) the Director, including a delegate of the Director with any delegated powers of an inspector;

30 (c) any other person appointed in writing by the Chief Executive for the purpose.

SCHEDULE—continued**Identity cards**

“8. (1) The Chief Executive shall issue to the Director an identity card that specifies the Director’s name and office, and on which appears a recent photograph of the Director.

- 5 “(2) The Chief Executive shall issue to a delegate of the Director with any delegated powers of an inspector an identity card that specifies the delegate’s name and delegated office, and on which appears a recent photograph of the delegate.

- 10 “(3) The Chief Executive shall issue to an inspector an identity card that specifies the inspector’s name and office, and on which appears a recent photograph of the inspector.

“(4) Upon ceasing—

- (a) to occupy, or to act in, the office of the Director;
15 (b) to be a delegate of the Director with any delegated powers of an inspector;
(c) to occupy, or to act in, an office of inspector; or
(d) to be appointed as an inspector under paragraph 7 (3) (c);

a person shall not, without reasonable excuse, fail to return his or her identity card to the Chief Executive.

- 20 Penalty: \$100.”.

Subsections 67 (1) and (2)—

Omit all the words after “appointed”, substitute “to that office under this Act, subject to the same terms and conditions”.

Subsection 67 (3)—

- 25 Omit all the words after “subsection (2)”, substitute “shall, on and after the commencement day, be taken to be an identity card issued under this Act”.

Animal Nuisance Control Act 1975**Subsection 2 (1) (definitions of “inspector” and “Registrar”)—**

- 30 Omit the definitions, substitute the following definitions:

“ ‘inspector’ means an inspector under section 15;

‘Registrar’ means the Registrar of Dogs under the *Dog Control Act 1975*.”.

SCHEDULE—continued

Section 15—

Repeal the section, substitute the following section:

Inspectors

5 “(1) There may be 1 or more inspectors for the purposes of this Act.

 “(2) An inspector shall perform such functions for the purposes of this Act as the Registrar directs.

10 “(3) The Chief Executive shall create and maintain 1 or more offices in the Government Service the duties of which include performing the functions of an inspector.

 “(4) An inspector shall be any public servant for the time being performing the duties of a Government Service office referred to in subsection (3).”.

Animal Welfare Act 1992

15 **Section 4 (definitions of “authorised officer”, “Authority” and “inspector”)—**

Omit the definitions, substitute the following definitions:

 “‘authorised officer’ means an authorised officer under section 77;

 ‘Authority’ means the Animal Welfare Authority under section 6;

20 ‘inspector’ means an inspector under section 76;”.

Section 4—

Insert the following definition:

 “‘identity card’ means—

25 (a) in relation to the Authority or a delegate of the Authority—the identity card issued to him or her under section 6B;

 (b) in relation to an inspector or an authorised officer—the identity card issued to him or her under section 79; or

30 (c) in relation to a police officer—proof of identification of a type approved for general purposes by the Commissioner of Police;”.

Section 6—

Repeal the section, substitute the following sections:

SCHEDULE—continued**Animal Welfare Authority**

“5. (1) There shall be an Animal Welfare Authority.

5 “(2) The Chief Executive shall create and maintain an office in the Government Service the duties of which include performing the functions of the Animal Welfare Authority.

“(3) The Authority shall be the public servant for the time being performing the duties of the Government Service office referred to in subsection (2).

Delegation

10 “6. The Authority may, by instrument, delegate any of his or her powers under this Act to a public servant.

Identity cards

15 “6A. (1) The Chief Executive shall issue to the Authority an identity card that specifies the Authority’s name and office, and on which appears a recent photograph of the Authority.

“ (2) The Chief Executive shall issue to a delegate of the Authority with any delegated powers of an inspector an identity card that specifies the delegate’s name and delegated office, and on which appears a recent photograph of the delegate.

20 “(3) Upon ceasing—

(a) to occupy, or to act in, the office of the Authority; or

(b) to be a delegate of the Authority with any delegated powers of an inspector;

25 a person shall not, without reasonable excuse, fail to return his or her identity card to the Chief Executive.

Penalty: \$100.”.

Subsection 74 (1) (definition of “identity card”)—

Omit the definition.

Division 2 of Part VII—

30 Repeal the Division, substitute the following Division:

SCHEDULE—continued

“Division 2—Inspectors and authorised officers

Inspectors

“76. (1) There shall be 1 or more inspectors for the purposes of this Act.

5 “(2) The Chief Executive shall create and maintain 1 or more offices in the Government Service the duties of which include performing the functions of an inspector.

“(3) The following persons shall be inspectors:

- 10 (a) any public servant for the time being performing the duties of a Government Service office referred to in subsection (2);
- (b) the Authority, including a delegate of the Authority with any delegated powers of an inspector;
- (c) a police officer;
- 15 (d) any other person appointed in writing by the Chief Executive for the purpose.

Authorised officers

“77. (1) There may be 1 or more authorised officers for the purposes of this Act.

20 “(2) The Chief Executive shall create and maintain 1 or more offices in the Government Service the duties of which include performing the functions of an authorised officer.

“(3) Only a public servant who is a veterinary surgeon may perform the functions of an authorised officer.

25 “(4) Subject to subsection (3), an authorised officer shall be any public servant for the time being performing the duties of a Government Service office referred to in subsection (2).

Identity cards

30 “78. (1) The Chief Executive shall issue to an inspector an identity card that specifies the inspector’s name and office, and on which appears a recent photograph of the inspector.

“(2) The Chief Executive shall issue to an authorised officer an identity card that specifies the officer’s name and office, and on which appears a recent photograph of the officer.

“(3) Upon ceasing—

SCHEDULE—continued

- (a) to occupy, or to act in, an office of inspector;
- (b) to be appointed as an inspector under paragraph 76 (3) (d); or
- (c) to occupy, or to act in, an office of authorised officer;

5 a person shall not, without reasonable excuse, fail to return his or her identity card to the Chief Executive.

Penalty: \$100.

“(4) In this section—

‘inspector’ does not include a police officer.”.

Apiaries Act 1928

10 **Section 2 (definition of “Inspector”)—**

Omit the definition, substitute the following definition:

“ ‘inspector’ means an inspector under section 4.”.

Section 4—

Repeal the section, substitute the following section:

15 **Inspectors**

“4. (1) There may be 1 or more inspectors for the purposes of this Act.

“(2) The Chief Executive shall create and maintain 1 or more offices in the Government Service the duties of which include performing the functions of an inspector.

20 “(3) An inspector shall be any public servant for the time being performing the duties of a Government Service office referred to in subsection (2).”.

Architects Act 1959

Section 4 (definition of “Registrar”)—

25 Omit the definition, substitute the following definition:

“ ‘Registrar’ means the Registrar of Architects under section 13A;”.

Section 13A—

Repeal the section, substitute the following section:

Registrar of Architects

30 “13A. (1) There shall be a Registrar of Architects.

SCHEDULE—continued

“(2) The Chief Executive shall create and maintain an office in the Government Service the duties of which include performing the functions of the Registrar of Architects.

- 5 “(3) The Registrar shall be the public servant for the time being performing the duties of the Government Service office referred to in subsection (2).”.

Auctioneers Act 1959

Paragraph 4 (2) (d)—

Omit “appointed”.

10

Bookmakers Act 1985

Section 3 (definitions of “inspector” and “Registrar”)—

Omit the definitions, substitute the following definitions:

“ ‘inspector’ means an inspector under section 5;

‘Registrar’ means the Registrar of Bookmakers under section 4;”.

- 15 **Sections 4 and 5—**

Repeal the sections, substitute the following sections:

Registrar

“4. (1) There shall be a Registrar of Bookmakers.

- 20 “(2) The Chief Executive shall create and maintain an office in the Government Service the duties of which include performing the functions of the Registrar of Bookmakers.

“(3) The Registrar shall be the public servant for the time being performing the duties of the Government Service office referred to in subsection (2).

- 25 **Inspectors**

“5. (1) There shall be 1 or more inspectors for the purposes of this Act.

- 30 “(2) The Chief Executive shall create and maintain 1 or more offices in the Government Service the duties of which include performing the functions of an inspector.

“(3) The following persons shall be inspectors:

SCHEDULE—continued

- (a) any public servant for the time being performing the duties of a Government Service office referred to in subsection (2);
- (b) the Registrar.

Identity cards

- 5 “5AA. (1) The Chief Executive shall issue to the Registrar an identity card that specifies the Registrar’s name and office, and on which appears a recent photograph of the Registrar.

- 10 “(2) The Chief Executive shall issue to an inspector an identity card that specifies the inspector’s name and office, and on which appears a recent photograph of the inspector.

“ (3) Upon ceasing to occupy, or to act in, the office of Registrar or an office of inspector, a person shall not, without reasonable excuse, fail to return his or her identity card to the Chief Executive.

Penalty: \$100.”.

- 15 **Subsections 18 (1) and 19 (1)—**

Omit “The Registrar or an inspector”, substitute “An inspector”.

Subsection 19 (2)—

Omit all the words after “produce”, substitute “his or her identity card”.

Subsection 21 (1)—

- 20 Omit “authorizing the Registrar, or an inspector”, substitute “authorising the inspector”.

Subsection 22 (2)—

Omit “authorizing the Registrar or inspector, as the case requires,”, substitute “authorising the inspector”.

- 25 **Subsection 42 (1)—**

Omit “The Registrar, an inspector”, substitute “An inspector”.

Further amendments—

1. The following provisions are amended by omitting “the Registrar or an inspector” and substituting “an inspector”:

- 30 Subsections 18 (2), 19 (2), (3) and (4), section 20, subsections 22 (1), (2) and (3) and paragraphs 23 (a) and (b).

2. The following provisions are amended by omitting “the Registrar or inspector” (wherever occurring) and substituting “the inspector”:

SCHEDULE—continued

Subsection 18 (2), paragraph 18 (2) (a) and subsections 19 (2), (3) and (4).

Building Act 1972

Subsection 5 (1) (definition of “the Building Controller”)—

5 Omit the definition, substitute the following definition:

“ ‘Building Controller’ means the Building Controller under section 7;”.

Section 7—

Repeal the section, substitute the following sections:

Building Controller

10 “7. (1) There may be a Building Controller.

“(2) In addition to performing his or her functions under this Act and the regulations, the Building Controller may perform any of the functions of a building inspector.

15 “(3) The Chief Executive shall create and maintain an office in the Government Service the duties of which include performing the functions of the Building Controller.

“(4) The Building Controller shall be the public servant for the time being performing the duties of the Government Service office referred to in subsection (3).”.

20 **Deputy Building Controllers**

“7A. (1) There may be 1 or more Deputy Building Controllers.

“(2) A Deputy Building Controller may perform any function of the Building Controller, subject to any direction of the Building Controller.

25 “(3) The Chief Executive shall create and maintain 1 or more offices in the Government Service the duties of which include performing the functions of a Deputy Building Controller.

“(4) A Deputy Building Controller shall be any public servant for the time being performing the duties of a Government Service office referred to in subsection (3).

30 **Building Controller and Deputy Building Controllers—identity cards**

“7B. (1) The Chief Executive shall issue to the Building Controller an identity card that specifies the Building Controller’s name and office, and on which appears a recent photograph of the Building Controller.

SCHEDULE—continued

“(2) The Chief Executive shall issue to a Deputy Building Controller an identity card that specifies the Deputy’s name and office, and on which appears a recent photograph of the Deputy.

- 5 “(3) Upon ceasing to occupy, or to act in the office of Building Controller, or an office of Deputy Building Controller, a person shall not, without reasonable excuse, fail to return his or her identity card to the Chief Executive.

Penalty: \$100.”.

Bushfire Act 1936

- 10 **Section 3 (definition of “Inspector”)—**

Omit the definition, substitute the following definition:

“ ‘inspector’ means an inspector under section 4A;”.

Section 5—

Repeal the section, substitute the following sections:

- 15 **Inspectors—appointment**

“4A. (1) There may be 1 or more inspectors for the purposes of this Act.

- 20 “(2) The Chief Executive shall create and maintain 1 or more offices in the Government Service the duties of which include performing the functions of an inspector.

“(3) An inspector shall be any public servant for the time being performing the duties of a Government Service office of inspector referred to in subsection (2).

Identity cards

- 25 “5. (1) The Chief Executive shall issue to an inspector an identity card that specifies the inspector’s name and office, and on which appears a recent photograph of the inspector.

- 30 “(2) Upon ceasing to occupy, or to act in, an office of inspector, a person shall not, without reasonable excuse, fail to return his or her identity card to the Chief Executive.

Penalty: \$100.”.

SCHEDULE—continued

Casino Control Act 1988

Subsection 3 (1) (definition of “inspector”)—

Omit the definition, substitute the following definition:

“ ‘inspector’ means an inspector under section 11;”.

5 Paragraph 9 (1) (b)—

Before “inspectors” insert “other”.

Sections 10, 11 and 12—

Repeal the sections, substitute the following sections:

Chief casino inspector—powers

- 10** “10. The chief casino inspector has the power to do all things necessary or convenient to be done for or in connection with the performance of his or her functions.

Inspectors

- 15** “11. (1) There shall be 1 or more inspectors for the purposes of this Act.

“(2) The Chief Executive shall create and maintain 1 or more offices in the Government Service the duties of which include performing the functions of an inspector.

“(3) The following persons shall be inspectors:

- 20** (a) any public servant for the time being performing the duties of a Government Service office of inspector referred to in subsection (2);
- (b) the chief casino inspector.

Identity cards

- 25** “12. (1) The Chief Executive shall issue to the chief casino inspector an identity card that specifies his or her name and appointment and on which appears a recent photograph of the chief casino inspector.

- “(2) The Chief Executive shall issue to an inspector an identity card that specifies the inspector’s name and office, and on which appears a recent photograph of the inspector.

30 “(3) Upon ceasing—

- (a) to be the chief casino inspector; or

SCHEDULE—continued

(b) to occupy, or to act in, an office of inspector;

a person shall not, without reasonable excuse, fail to return his or her identity card to the Chief Executive.

Penalty: \$100.”.

5

Children’s Services Act 1986**Section 7—**

Repeal the section, substitute the following section:

Director of Family Services

“7. (1) There shall be a Director of Family Services.

10

“(2) The Chief Executive shall create and maintain an office in the Government Service the duties of which include performing the functions of the Director of Family Services.

“(3) The Director shall be the public servant for the time being performing the duties of the Government Service office referred to in subsection (2).”.

15

Section 10—

Repeal the section.

Clinical Waste Act 1990**Subsection 3 (1) (definition of “Controller”)—**

20

Omit the definition, substitute the following definition:

“ ‘Controller’ means the Clinical Waste Controller under section 7;”.

Subsection 3 (1)—

Insert the following definition:

“ ‘inspector’ means an inspector under section 9;”.

25

Section 7—

Repeal the section, substitute the following section:

Clinical Waste Controller

“7. (1) There shall be a Clinical Waste Controller.

30

“(2) The Chief Executive shall create and maintain an office in the Government Service the duties of which include performing the functions of the Clinical Waste Controller.

SCHEDULE—continued

“(3) The Controller shall be the public servant for the time being performing the duties of the Government Service office referred to in subsection (2).”.

Sections 9 and 10—

- 5 Repeal the sections, substitute the following sections:

Inspectors

“9. (1) There shall be 1 or more inspectors for the purposes of this Act.

- 10 “(2) The Chief Executive shall create and maintain 1 or more offices in the Government Service the duties of which include performing the functions of an inspector.

“(3) The following persons shall be inspectors:

- (a) any public servant for the time being performing the duties of a Government Service office referred to in subsection (2);
- 15 (b) the Controller, including a delegate of the Controller with any delegated powers of an inspector.

Identity cards

- 20 “10. (1) The Chief Executive shall issue to the Controller an identity card specifying the Controller’s name and office, and on which appears a recent photograph of the Controller.

“(2) The Chief Executive shall issue to a delegate of the Controller with any delegated powers of an inspector an identity card that specifies the delegate’s name and delegated office, and on which appears a recent photograph of the delegate.

- 25 “(3) The Chief Executive shall issue to an inspector an identity card specifying the inspector’s name and office, and on which appears a recent photograph of the inspector.

“(4) Upon ceasing—

- (a) to occupy, or to act in, the office of the Controller;
- 30 (b) to be a delegate of the Controller with any delegated powers of an inspector; or
- (b) to occupy, or to act in, an office of inspector;

SCHEDULE—continued

a person shall not, without reasonable excuse, fail to return his or her identity card to the Chief Executive.

Penalty: \$100.”.

Consumer Affairs Act 1973

5 **Section 3—**

Omit “(1)”.

Section 3 (definitions of “Director” and “The Director”)—

Omit the definitions, substitute the following definition:

10 “ ‘Director’ means the Director of Consumer Affairs for the Australian Capital Territory under section 13;”.

Subsection 12 (1)—

Omit “(1)”.

Subsections 12 (2) and (3)—

Omit the subsections.

15 **Section 13—**

Repeal the section, substitute the following section:

Director of Consumer Affairs

“13. (1) There shall be a Director of Consumer Affairs for the Australian Capital Territory.

20 “(2) The Chief Executive shall create and maintain an office in the Government Service the duties of which include performing the functions of the Director of Consumer Affairs for the Australian Capital Territory.

25 “(3) The Director shall be the public servant for the time being performing the duties of the Government Service office referred to in subsection (2).”.

Co-operative Societies Act 1939

Subsection 4 (1) (definitions of “inspector” and “the Registrar”)—

Omit the definitions, substitute the following definitions:

30 “ ‘inspector’ means an inspector under section 5A;

‘Registrar’ means the Registrar of Co-operative Societies under section 5;”.

SCHEDULE—continued

Subsections 5 (1), (2) and (3)—

Omit the subsections, substitute the following subsections:

“(1) There may be a Registrar of Co-operative Societies.

5 “(2) The Registrar shall perform such functions as are prescribed by the Regulations.

 “(3) The Chief Executive shall create and maintain an office in the Government Service the duties of which include performing the functions of the Registrar of Co-operative Societies.

10 “(3A) The Registrar shall be the public servant for the time being performing the duties of the Government Service office referred to in subsection (3).”.

Section 5A—

Repeal the section, substitute the following sections:

Deputy Registrar of Co-operative Societies

15 “5AA. (1) There may be a Deputy Registrar of Co-operative Societies.

 “(2) The Deputy Registrar of Co-operative Societies may perform any function of the Registrar, subject to any direction of the Registrar.

20 “(3) The Chief Executive shall create and maintain an office in the Government Service the duties of which include performing the functions of the Deputy Registrar of Co-operative Societies.

 “(4) The Deputy Registrar of Co-operative Societies shall be the public servant for the time being performing the duties of the Government Service office referred to in subsection (3).

Inspectors

25 “5A. (1) There may be 1 or more inspectors for the purposes of this Act.

 “(2) An inspector shall perform such functions for the purposes of this Act as the Registrar directs, subject to section 5B.

30 “(3) The Chief Executive shall create and maintain 1 or more offices in the Government Service the duties of which include performing the functions of an inspector.

 “(4) An inspector shall be any public servant for the time being performing the duties of a Government Service office referred to in subsection (3).”.

SCHEDULE—continued***Cotter River Act 1914*****After section 1—**

Insert the following section:

Interpretation

5 “1A. In this Act—

‘inspector’ means an inspector under section 6.”

Subsection 2 (3)—

10 Omit “a member of the Police Force or any person thereto authorized by the Minister, and on production of such authority, give his”, substitute “a police officer or an inspector, and (in the case of an inspector) on production of the inspector’s identity card, give his or her”.

After section 5—

Insert the following sections:

Inspectors

15 “6. (1) There may be 1 or more inspectors for the purposes of this Act.

“(2) The Chief Executive shall create and maintain 1 or more offices in the Government Service the duties of which include performing the functions of an inspector.

20 “(3) An inspector shall be any public servant for the time being performing the duties of a Government Service office referred to in subsection (2).

Identity cards

25 “7. (1) The Chief Executive shall issue to an inspector an identity card that specifies the inspector’s name and office, and on which appears a recent photograph of the inspector.

“(2) Upon ceasing to occupy, or to act in, an office of inspector, a person shall not, without reasonable excuse, fail to return his or her identity card to the Chief Executive.

Penalty: \$100.”.

30

Credit Act 1985**Subsection 5 (1) (definitions of “Director” and “Registrar”)—**

Omit the definitions, substitute the following definitions:

SCHEDULE—continued

“ ‘Director’ means the Director of Consumer Affairs for the Australian Capital Territory under the *Consumer Affairs Act 1973*;

‘Registrar’ means the Registrar under section 190;”.

Section 190—

5 Repeal the section, substitute the following sections:

Registrar of the Credit Tribunal

“190. (1) There shall be a Registrar of the Credit Tribunal.

10 “(2) The Registrar may, subject to any direction of the Chairman, do all things necessary or convenient to be done for or in connection with his or her functions under this Act.

“(3) The Chief Executive shall create and maintain an office in the Government Service the duties of which include performing the functions of the Registrar of the Credit Tribunal.

15 “(4) The Registrar shall be the public servant for the time being performing the duties of the Government Service office referred to in subsection (3).

Deputy Registrar of the Credit Tribunal

“190A. (1) There shall be a Deputy Registrar of the Credit Tribunal.

20 “(2) The Deputy Registrar may perform any function of the Registrar, subject to any direction of the Chairman or the Registrar.

“(3) The Chief Executive shall create and maintain an office in the Government Service the duties of which include performing the functions of the Deputy Registrar.

25 “(4) The Deputy Registrar shall be the public servant for the time being performing the duties of the Government Service office referred to in subsection (3).”.

Cremation Act 1966

Subsection 3 (1) (definition of “medical referee”)—

Omit the definition, substitute the following definition:

30 “ ‘medical referee’ means a medical referee under section 4;”.

Section 4—

Repeal the section, substitute the following section:

SCHEDULE—continued**Medical referees**

“4. (1) There may be 1 or more medical referees for the purposes of this Act.

5 “(2) The Chief Executive shall create and maintain 1 or more offices in the Government Service the duties of which include the performance of the functions of a medical referee.

“(3) Only a public servant who is a medical practitioner who has practised for at least 5 years may perform the functions of a medical referee.

10 “(4) Subject to subsection (3), a medical referee shall be any public servant for the time being performing the duties of a Government Service office referred to in subsection (2).”.

Subsection 9 (1)—

Omit “appointed under the *Public Health Act 1928-1951*”, substitute “under the *Public Health Act 1928*”.

15 **Subsection 21 (1)—**

Omit the subsection, substitute the following subsection:

“(1) There may be 1 or more inspectors for the purposes of this Act.”.

Section 21—

Add at the end the following subsections:

20 “(3) The Chief Executive shall create and maintain 1 or more offices in the Government Service the duties of which include the performance of the functions of an inspector.

25 “(4) An inspector shall be any public servant for the time being performing the duties of a Government Service office referred to in subsection (3).”.

Crimes Act 1900**Section 556F (definition of “supervisor”)—**

Omit the definition, substitute the following definition:

30 “ ‘supervisor’ means a supervisor under the *Supervision of Offenders (Community Service Orders) Act 1985*;”.

Section 556F (definition of “authorized officer”)—

Omit the definition.

SCHEDULE—continued

Section 556F—

Insert the following definition:

- 5 “ ‘Community Corrections Officer’ means a Community Corrections Officer under the *Supervision of Offenders (Community Service Orders) Act 1985*”.

Subsection 556K (2)—

- (a) Omit “an authorized officer”, substitute “a Community Corrections Officer”.
- (b) Omit “authorized” (last occurring).

10 **Further amendments—**

The following provisions are amended by omitting “an authorized officer” and substituting “a Community Corrections Officer”:

- 15 Paragraphs 556G (1) (b), (3) (b) and (4) (b), 556J (2) (c) and (3) (a) and 556K (1) (b) and (c) and subsections 556L (2) and (3) and 556M (1), (3), (4) and (5).

Dangerous Goods Act 1984

Section 3 (definition of “Chief Inspector”)—

Omit the definition, substitute the following definition:

- 20 “ ‘Chief Inspector’ means the Chief Inspector of Dangerous Goods under section 6;”.

Section 3—

Insert the following definition:

“ ‘inspector’ means an inspector under section 8;”.

Sections 6, 7 and 8—

- 25 Repeal the sections, substitute the following sections:

Chief Inspector

- “6. (1) There may be a Chief Inspector of Dangerous Goods for the purposes of this Act and the regulations, the Dangerous Goods Act and the Dangerous Goods Regulation.
- 30 “(2) The Chief Executive shall create and maintain an office in the Government Service the duties of which include performing the functions of the Chief Inspector of Dangerous Goods.

SCHEDULE—continued

“(3) The Chief Inspector shall be the public servant for the time being performing the duties of the Government Service office referred to in subsection (2).

Delegation

- 5 “(7. The Chief Inspector may, by instrument, delegate any of his or her powers to another inspector.

Inspectors

- 10 “(8. (1) There may be 1 or more inspectors for the purposes of this Act and the regulations, the Dangerous Goods Act and the Dangerous Goods Regulation.

“(2) The Chief Executive shall create and maintain 1 or more offices in the Government Service the duties of which include performing the functions of an inspector.

“(3) The following persons shall be inspectors:

- 15 (a) any public servant for the time being performing the duties of a Government Service office referred to in subsection (2);
(b) the Chief Inspector.

Identity cards

- 20 “8A. (1) The Chief Executive shall issue to the Chief Inspector an identity card that specifies the name and office of the Chief Inspector, and on which appears a recent photograph of the Chief Inspector.

“(2) The Chief Executive shall issue to an inspector an identity card that specifies the inspector’s name and office, and on which appears a recent photograph of the inspector.

- 25 “(3) Upon ceasing to occupy, or to act in—

- (a) the office of the Chief Inspector; or
(b) an office of inspector;

a person shall not, without reasonable excuse, fail to return his or her identity card to the Chief Executive.

- 30 Penalty: \$100.”.

SCHEDULE—continued

**Dangerous Goods Act, 1975 of the State of New South Wales
in its application in the Territory**

Section 4 (definitions of “Chief Inspector” and “inspector”)—

Omit the definitions, substitute the following definitions:

- 5 “ ‘Chief Inspector’ means the Chief Inspector of Dangerous Goods
under the *Dangerous Goods Act 1984*;
‘inspector’ means an inspector under the *Dangerous Goods Act 1984*;”.

Section 4—

Insert the following definition:

- 10 “ ‘identity card’ means an identity card issued under section 8A of the
Dangerous Goods Act 1984;”.

Subsection 31 (7)—

Omit all the words after “produce”, substitute “his or her identity card”.

Dog Control Act 1975

- 15 **Subsection 5 (1) (definitions of “Deputy Registrar”,
“inspector” and “Registrar”)—**

Omit the definitions, substitute the following definitions:

- “ ‘Deputy Registrar’ means a Deputy Registrar of Dogs under section
6A;
20 ‘inspector’ means an inspector under section 7;
‘Registrar’ means the Registrar of Dogs under section 6;”.

Sections 6, 7, 7A and 7B—

Repeal the sections, substitute the following sections:

Registrar of Dogs

- 25 “6. (1) There shall be a Registrar of Dogs.
“(2) The Chief Executive shall create and maintain an office in the
Government Service the duties of which include performing the functions of
the Registrar of Dogs.
“(3) The Registrar shall be the public servant for the time being
30 performing the duties of the Government Service office referred to in
subsection (2).

SCHEDULE—continued**Deputy Registrars of Dogs**

“6A. (1) There may be 1 or more Deputy Registrars of Dogs.

“(2) A Deputy Registrar may perform any function of the Registrar, subject to any direction of the Registrar.

5 “(3) The Chief Executive shall create and maintain 1 or more offices in the Government Service the duties of which include performing the functions of a Deputy Registrar of Dogs.

10 “(4) A Deputy Registrar shall be any public servant for the time being performing the duties of a Government Service office referred to in subsection (3).

Inspectors

“7. (1) There may be 1 or more inspectors for the purposes of this Act.

“(2) An inspector shall perform such functions for the purposes of this Act as the Registrar directs, or as are prescribed by the regulations.

15 “(3) The Chief Executive shall create and maintain 1 or more offices in the Government Service the duties of which include performing the functions of an inspector.

20 “(4) An inspector shall be any public servant for the time being performing the duties of a Government Service office referred to in subsection (3).

Identity cards

“7A. (1) The Chief Executive shall issue to an inspector an identity card that specifies the inspector’s name and office, and on which appears a recent photograph of the inspector.

25 “(2) Upon ceasing to occupy, or to act in, an office of inspector, a person shall not, without reasonable excuse, fail to return his or her identity card to the Chief Executive.

Penalty: \$100.”.

Drugs of Dependence Act 1989

30 **Subsection 3 (1) (definition of “Government Analyst”)—**

Omit the definition, substitute the following definition:

“ ‘Government Analyst’ means the Government Analyst under section 183A;”.

SCHEDULE—continued

Section 121 (definition of “responsible officer”, paragraph (a))—

Omit “Welfare appointed under section 7 of”, substitute “Family Services under”.

5 Section 121 (definition of “responsible officer”, paragraph (b))—

Omit “appointed under section 6 of”, substitute “under”.

Sections 183A and 183B—

Repeal the sections, substitute the following section:

10 Government Analyst

“183A. (1) There may be a Government Analyst.

“(2) The Chief Executive shall create and maintain an office in the Government Service the duties of which include performing the functions of the Government Analyst.

15 “(3) Only a public servant who is an analyst may perform the functions of the Government Analyst.

“(4) Subject to subsection (3), the Government Analyst shall be the public servant for the time being performing the duties of the Government Service office referred to in subsection (2).”.

20 Fishing Act 1967

Subsection 5 (1) (definition of “certificate of appointment”)—

Omit the definition.

Subsection 5 (1) (definition of “officer”)—

Omit the definition, substitute the following definition:

25 “ ‘officer’ means an officer under section 6;”.

Section 6—

Repeal the section, substitute the following sections:

Officers

“6. (1) There may be 1 or more officers for the purposes of this Act.

30 “(2) An officer shall have the powers of a police officer for the purpose of performing his or her functions under this Act.

SCHEDULE—continued

“(3) The Chief Executive shall create and maintain 1 or more offices in the Government Service the duties of which include performing the functions of an officer.

“(4) The following persons shall be officers:

- 5 (a) any public servant for the time being performing the duties of a Government Service office referred to in subsection (3);
- (b) a police officer;
- (c) any other person appointed in writing by the Chief Executive for the purpose.

10 “(5) The production by an officer (other than a police officer) of his or her certificate of appointment is sufficient evidence of his or her authority to perform a function authorised by this Act.

15 “(6) A police officer is exempted from any requirement under this Act to produce a certificate of appointment in the course of performing the functions of an officer.

Certificates of appointment

“6A. (1) The Chief Executive shall issue to an officer a certificate of appointment that specifies the officer’s name and office, and on which appears a recent photograph of the officer.

20 “(2) Upon ceasing—

- (a) to occupy, or to act in, an office of officer; or
- (b) to be appointed as an officer under paragraph 6 (4) (c);

a person shall not, without reasonable excuse, fail to return his or her certificate of appointment to the Chief Executive.

25 Penalty: \$100.

“(3) In this section—

‘officer’ does not include a police officer.”.

Food Act 1992**Section 3 (definition of “health officer”)—**

30 Omit “appointed under section 8;”, substitute “under the *Public Health Act 1928*;”.

Section 3—

Insert the following definition:

SCHEDULE—continued

“ ‘identity card’, in relation to a health officer, means the identity card issued to the officer under the *Public Health Act 1928*;”.

Sections 8 and 9—

Repeal the sections.

5 **Fuels Control Act 1979**

Section 2 (definitions of “Controller” and “inspector”)—

Omit the definitions, substitute the following definitions:

“ ‘Controller’ means the Controller of Fuels under section 3;

'inspector' means an inspector under section 5;".

10 Sections 3, 4 and 5—

Repeal the sections, substitute the following sections:

Controller of Fuels

“3. (1) There shall be a Controller of Fuels.

15 “(2) The Chief Executive shall create and maintain 1 or more offices in the Government Service the duties of which include performing the functions of the Controller of Fuels.

“(3) The Controller shall be the public servant for the time being performing the duties of the Government Service office referred to in subsection (2).

20 Delegation

"4. The Controller may, by instrument, delegate any or all of his or her powers to a public servant.

Inspectors

"5. (1) There may be 1 or more inspectors for the purposes of this Act.

25 “(2) An inspector shall perform such functions, subject to this Act, as
the Controller directs.

“(3) The Chief Executive shall create and maintain 1 or more offices in the Government Service the duties of which include performing the functions of an inspector.

30 “(4) An inspector shall be any public servant for the time being performing the duties of a Government Service office referred to in subsection (3).

SCHEDULE—continued**Identity cards**

“5A. (1) The Chief Executive shall issue to an inspector an identity card that specifies the inspector’s name and office, and on which appears a recent photograph of the inspector.

- 5 “(2) Upon ceasing to occupy, or to act in, an office of inspector, a person shall not, without reasonable excuse, fail to return his or her identity card to the Chief Executive.

Penalty: \$100.”.

Subsection 9 (3)—

- 10 Omit all the words after “premises,” (last occurring), substitute “the inspector does not produce his or her identity card”.

Hawkers Act 1936**Subsection 4 (1) (definition of “Registrar”)—**

Omit the definition, substitute the following definition:

- 15 “ ‘Registrar’ means the Registrar of Hawkers’ Licences under section 7;”.

Section 7—

Repeal the section, substitute the following sections:

Registrar of Hawkers’ Licences

- 20 “7. (1) There shall be a Registrar of Hawkers’ Licences.

“(2) The Chief Executive shall create and maintain an office in the Government Service the duties of which include performing the functions of the Registrar of Hawkers’ Licences.

- 25 “(3) The Registrar shall be the public servant for the time being performing the duties of the Government Service office referred to in subsection (2).

Deputy Registrars of Hawkers’ Licences

“7A. (1) There may be 1 or more Deputy Registrars of Hawkers’ Licences.

- 30 “(2) A Deputy Registrar may perform any function of the Registrar, subject to any direction of the Registrar.

SCHEDULE—continued

“(3) The Chief Executive shall create and maintain 1 or more offices in the Government Service the duties of which include performing the functions of a Deputy Registrar of Hawkers’ Licences.

- 5 “(4) A Deputy Registrar shall be any public servant for the time being performing the duties of a Government Service office referred to in subsection (3).”.

Heritage Objects Act 1991

Subsection 4 (1) (definition of “Conservator”)—

- 10 Omit “Wildlife appointed under section 7 of”, substitute “Flora and Fauna under”.

Housing Assistance Act 1987

Section 3—

Omit “(1)”.

Section 3 (definition of “Commissioner”)—

- 15 Omit the definition, substitute the following definition:

“ ‘Commissioner’ means—

- (a) the public servant for the time being performing the functions of the Commissioner for Housing by virtue of section 4; or
- 20 (b) the Commissioner in its corporate capacity under section 7;”.

Sections 4, 5 and 6—

Repeal the sections, substitute the following section:

Commissioner for Housing

- 25 “4. (1) There shall be a Commissioner for Housing.

“(2) The Chief Executive shall create and maintain an office in the Government Service the duties of which include performing the functions of the Commissioner for Housing.

- 30 “(3) The Commissioner shall be the public servant for the time being performing the duties of the Government Service office referred to in subsection (2).”.

SCHEDULE—continued***Imperial Acts (Substituted Provisions) Act 1986*****Schedule 2, Part 1A, paragraph 2 (a)—**

Omit “Director of Welfare” (first occurring), substitute “Director of Family Services”.

5 Schedule 2, Part 1A, subparagraphs 2 (a) (i) and (ii)—

Omit “of Welfare”.

Lakes Act 1976**Subsection 4 (1) (definitions of “delegate of the Minister” and “Police Force”)—**

10 Omit the definitions.

Subsection 4 (1) (definition of “inspector”)—

Omit the definition, substitute the following definition:

“ ‘inspector’ means an inspector under section 7;”.

Subsection 4 (1)—

15 Insert the following definition:

“ ‘Delegate for Lakes’ means the Delegate for Lakes under section 6;”.

Sections 6, 7 and 8—

Repeal the sections, substitute the following sections:

Delegate for Lakes

20 “6. (1) There may be a Delegate for Lakes.

“(2) The Chief Executive shall create and maintain an office in the Government Service the duties of which include performing the functions of the Delegate for Lakes.

25 “(3) The Delegate for Lakes shall be the public servant for the time being performing the duties of the Government Service office referred to in subsection (2).”.

Inspectors

“7. (1) There shall be 1 or more inspectors for the purposes of this Act.

30 “(2) The Chief Executive shall create and maintain 1 or more offices in the Government Service the duties of which include performing the functions of an inspector.

SCHEDULE—continued

“(3) The following persons shall be inspectors:

- (a) any public servant for the time being performing the duties of a Government Service office referred to in subsection (2);
- (b) the Delegate for Lakes;
- 5 (c) a police officer.

Identity cards

“8. (1) The Chief Executive shall issue to the Delegate for Lakes an identity card specifying the Delegate’s name and office, and on which appears a recent photograph of the Delegate.

- 10 “(2) The Chief Executive shall issue to an inspector an identity card specifying the inspector’s name and office, and on which appears a recent photograph of the inspector.

- 15 “(3) Upon ceasing to occupy, or to act in, the office of Delegate for Lakes or an office of inspector, a person shall not, without reasonable excuse, fail to return his or her identity card to the Chief Executive.

Penalty: \$100.

“(4) In this section—

‘inspector’ does not include a police officer.”.

Subsections 9 (1) and (2)—

- 20 Omit “or a member of the Police Force”.

Subsection 9 (3)—

Omit “or member of the Police Force”.

Subsection 9 (4)—

- 25 (a) After “inspector” (first occurring) insert “(other than a police officer)”.
- (b) Omit all the words after “production”, substitute “of his or her identity card, the inspector does not produce the card”.

Paragraph 21 (3) (c)—

- 30 Omit “members of the Police Force of the Territory”, substitute “police officers”.

Subsections 21 (5) and (6)—

Omit “or a member of the Police Force”.

SCHEDULE—continued**Paragraph 21 (8) (b)—**

Add at the end “or”.

Paragraph 21 (8) (c)—

Omit “or” (last occurring).

5 Paragraph 21 (8) (d)—

Omit the paragraph.

Paragraph 23 (2) (b)—

Add at the end “or”.

Paragraph 23 (2) (c)—

10 Omit “or” (last occurring).

Paragraph 23 (2) (d)—

Omit the paragraph.

Paragraph 27 (3) (b)—

Add at the end “or”.

15 Paragraph 27 (3) (c)—

Omit “or” (last occurring).

Paragraph 27 (3) (d)—

Omit the paragraph.

Subsection 30 (1)—

20 (a) Omit “or a member of the Police Force”.

(b) Omit “or member”.

Subsection 30 (2)—

(a) Omit “or member of the Police Force”.

(b) Omit “or member” (second occurring).

25 Subsections 30 (3) and (4)—

Omit “or member of the Police Force”.

Subsection 35 (1)—

Omit “delegate of the Minister” (wherever occurring), substitute
“Delegate for Lakes”.

SCHEDULE—continued

Land (Planning and Environment) Act 1991

Section 4 (definition of “Conservator”)—

Omit “Wildlife appointed under section 7 of”, substitute “Flora and Fauna under”.

5 *Landlord and Tenant Act 1949*

Subsection 8 (1) (definition of “Director”)—

Omit the definition, substitute the following definition:

“ ‘Director’ means the Director of Rental Bonds under section 62AB;”.

10 Section 62AB—

Repeal the section, substitute the following section:

Director of Rental Bonds

“62AB. (1) There shall be a Director of Rental Bonds.

15 “(2) The Chief Executive shall create and maintain an office in the Government Service the duties of which include performing the functions of the Director of Rental Bonds.

“(3) The Director shall be the public servant for the time being performing the duties of the Government Service office referred to in subsection (2).”.

20 *Liquor Act 1975*

Subsection 4 (1) (definitions of “Deputy Registrar”, “Inspector” and “Registrar”)—

Omit the definitions, substitute the following definitions:

25 “ ‘Deputy Registrar’ means the Deputy Registrar of Liquor Licences under section 15;

‘inspector’ means an Inspector of Licensed Premises under section 16;

‘Registrar’ means the Registrar of Liquor Licences under section 14;”.

Paragraph 12C (b)—

Omit the paragraph, substitute the following paragraph:

30 “(b) the Registrar; and”.

SCHEDULE—continued**Sections 14, 15, 16 and 16A—**

Repeal the sections, substitute the following sections:

Registrar of Liquor Licences

“14. (1) There shall be a Registrar of Liquor Licences.

- 5 “(2) The Chief Executive shall create and maintain an office in the Government Service the duties of which include performing the functions of the Registrar of Liquor Licences.

- 10 “(3) The Registrar shall be the public servant for the time being performing the duties of the Government Service office referred to in subsection (2).

Deputy Registrar of Liquor Licences

“15. (1) There shall be a Deputy Registrar of Liquor Licences.

“ (2) The Deputy Registrar may perform any function of the Registrar, subject to any direction of the Registrar.

- 15 “(3) The Chief Executive shall create and maintain an office in the Government Service the duties of which include performing the functions of the Deputy Registrar of Liquor Licences.

- 20 “(4) The Deputy Registrar shall be the public servant for the time being performing the duties of the Government Service office referred to in subsection (3).

Inspectors of Licensed Premises

“16. (1) There may be 1 or more Inspectors of Licensed Premises.

“ (2) An inspector shall perform such functions as are required by this Act, or as the Registrar directs for the purposes of this Act.

- 25 “(3) The Chief Executive shall create and maintain 1 or more offices in the Government Service the duties of which include performing the functions of an Inspector of Licensed Premises.

- 30 “(4) An inspector shall be any public servant for the time being performing the duties of a Government Service office referred to in subsection (3).

Identity cards

“16A. (1) The Chief Executive shall issue to an inspector an identity card specifying the inspector's name and office, and on which appears a recent photograph of the inspector.

SCHEDULE—continued

“(2) Upon ceasing to occupy, or to act in, an office of inspector, a person shall not, without reasonable excuse, fail to return his or her identity card to the Chief Executive.

Penalty: \$100.”.

5 *Liquor (Amendment) Act (No. 2) 1987*

Section 6—

Repeal the section.

Long Service Leave Act 1976

Section 13—

10 Repeal the section, substitute the following section:

Inspectors

“13. (1) There may be 1 or more inspectors for the purposes of this Act.

15 “(2) The Chief Executive shall create and maintain 1 or more offices in the Government Service the duties of which include those of an inspector.

“ (3) An inspector shall be any public servant for the time being performing the duties of a Government Service office referred to in subsection (2).”.

**20 *Long Service Leave*
*(Building and Construction Industry) Act 1981***

Subsection 3 (1) (definitions of “Deputy Registrar” and “Registrar”)—

Omit the definitions, substitute the following definitions:

25 “ ‘Deputy Registrar’ means the Deputy Long Service Leave Registrar under section 17A;

‘Registrar’ means the Long Service Leave Registrar under section 17;”.

Section 17—

Repeal the section, substitute the following sections:

30 *Long Service Leave Registrar*

“17. (1) There shall be a Long Service Leave Registrar.

SCHEDULE—continued

“(2) The Registrar shall perform such functions as are required by this Act, or as the Board directs.

5 “(3) The Chief Executive shall create and maintain an office in the Government Service the duties of which include performing the functions of the Long Service Leave Registrar.

“(4) The Registrar shall be the public servant for the time being performing the duties of the Government Service office referred to in subsection (3).

Deputy Long Service Leave Registrar

10 “17A. (1) There shall be a Deputy Long Service Leave Registrar.

“(2) The Deputy Registrar may perform any function of the Registrar, subject to any direction of the Registrar.

15 “(3) The Chief Executive shall create and maintain an office in the Government Service the duties of which include performing the functions of the Deputy Long Service Leave Registrar.

“(4) The Deputy Registrar shall be the public servant for the time being performing the duties of the Government Service office referred to in subsection (3).”.

Machinery Act 1949

20 **Section 2—**

Insert the following definitions:

“ ‘Chief Inspector’ means the Chief Inspector of Machinery under section 4;

‘inspector’ means an inspector under section 4AA;”.

25 **Section 4—**

Repeal the section, substitute the following sections:

Chief Inspector of Machinery

“3. (1) There shall be a Chief Inspector of Machinery.

30 “(2) The Chief Executive shall create and maintain an office in the Government Service the duties of which include performing the functions of the Chief Inspector of Machinery.

“(3) The Chief Inspector shall be the public servant for the time being performing the duties of the Government Service office referred to in subsection (2).

SCHEDULE—continued

Inspectors of machinery

“4. (1) There shall be 1 or more inspectors of machinery for the purposes of this Act.

5 “(2) The Chief Executive shall create and maintain 1 or more offices in the Government Service the duties of which include performing the functions of an inspector of machinery.

“(3) The following persons are inspectors:

(a) any public servant for the time being performing the duties of a Government Service office referred to in subsection (2);

10 (b) the Chief Inspector.”.

Paragraph 5 (2) (d)—

Omit all the words after “functions of”, substitute “, the Chief Inspector and of any inspectors;”.

Maintenance Act 1968

15 **Subsection 6 (1) (definition of “the Collector”)—**

Omit the definition, substitute the following definition:

“ ‘Collector’ means the Collector of Maintenance under section 8;”.

Section 8—

Repeal the section, substitute the following sections:

20 **Collector of Maintenance**

“8. (1) There shall be a Collector of Maintenance.

“(2) The Chief Executive shall create and maintain an office in the Government Service the duties of which include performing the functions of the Collector of Maintenance.

25 “(3) The Collector shall be the public servant for the time being performing the duties of the Government Service office referred to in subsection (2).

“(4) The Collector shall—

30 (a) keep proper accounts of all moneys received, remitted or paid by him or her in the performance of his or her functions as Collector of Maintenance; and

(b) subject to this Act, pay such moneys to the persons entitled to those moneys.

SCHEDULE—continued**Deputy Collector of Maintenance**

“9. (1) There shall be a Deputy Collector of Maintenance.

“(2) The Deputy Collector may perform any function of the Collector, subject to any direction of the Collector.

5 “(3) The Chief Executive shall create and maintain an office in the Government Service the duties of which include performing the functions of the Deputy Collector of Maintenance.

10 “(4) The Deputy Collector shall be the public servant for the time being performing the duties of the Government Service office referred to in subsection (3).”.

Paragraph 23 (2) (b)—

Omit “Director of Welfare”, substitute “Director of Family Services”.

Subsection 65 (1) (definition of “Collector”)—

Omit the definition, substitute the following definition:

15 “ ‘Collector’ means—

(a) in relation to the Territory—the Collector of Maintenance under section 8; or

20 (b) in relation to a State—an officer under the law of that State whose functions correspond, in whole or in part, to those of the Collector of Maintenance;”.

Meat Act 1931**Section 4 (definition of “authorised person”)—**

Omit the definition.

Section 4—

25 Insert the following definitions:

“ ‘Environmental Health Officer’ means an Environmental Health Officer under the *Public Health Act 1928*;

30 ‘identity card’, in relation to an Environmental Health Officer, means the identity card issued to the Officer under the *Public Health Act 1928*;”.

Sections 5 and 5A—

Repeal the sections.

SCHEDULE—continued

Subsection 18 (2)—

- (a) Omit “authorized person” (first occurring), substitute “Environmental Health Officer”.
- (b) Omit “authorized person” (second occurring), substitute “Officer”.
- 5 (c) Omit all the words after “produce”, substitute “his or her identity card”.

Subsection 18 (4)—

- (a) Omit “authorized person”, substitute “Environmental Health Officer”.
- 10 (b) Omit all the words after “subsection (3),”, substitute “the Officer shall produce his or her identity card”.

After subsection 18 (4)—

Insert the following subsection:

- 15 “(4A) If an Environmental Health Officer fails to comply with subsection (2) or (4)—
- (a) if the Officer has entered any premises or place—he or she is not authorised to remain there;
- (b) if the Officer has stopped a vehicle—he or she is not authorised to search the vehicle;
- 20 (c) if the Officer has made a requirement of a person under subparagraph (1) (aa) (ii) or subsection (3)—the person is not obliged to comply with the requirement.”.

Further amendments—

- 25 The following provisions are amended by omitting “authorized person” (wherever occurring) and substituting “Environmental Health Officer”:

Subsections 11 (1), (1B) and (2), 18 (1), (3) and (5).

Mining Act 1930

Section 57—

Repeal the section, substitute the following section:

30 **Obstruction**

“57. A person shall not, without reasonable excuse, obstruct or hinder any person performing a function for the purposes of this Act.

SCHEDULE—continued**Penalty:**

- (a) in the case of a natural person—\$1,000 or imprisonment for 6 months, or both;
- (b) in the case of a body corporate—\$5,000.”.

5

Motor Traffic Act 1936**Subsection 4 (1) (definition of “Police Force”)—**

Omit the definition.

- 10 **Subsection 4 (1) (definitions of “Deputy Registrar”, “inspector”, “medical testing officer”, “officer” and “Registrar”)—**

Omit the definitions substitute the following definitions:

“ ‘Deputy Registrar’ means a Deputy Registrar of Motor Vehicles under section 6A;

‘inspector’ means an inspector under section 6B;

- 15 ‘medical testing officer’ means a medical testing officer under section 6C;

‘motor traffic officer’ means a motor traffic officer under section 6D;

‘Registrar’ means the Registrar of Motor Vehicles under section 6;”.

Section 6—

- 20 Repeal the section, substitute the following sections:

Registrar of Motor Vehicles

“6. (1) There may be a Registrar of Motor Vehicles.

- 25 “(2) The Chief Executive shall create and maintain an office in the Government Service the duties of which include performing the functions of the Registrar of Motor Vehicles.

“(3) The Registrar shall be the public servant for the time being performing the duties of the Government Service office referred to in subsection (2).

Deputy Registrars of Motor Vehicles

- 30 “6A. (1) There may be 1 or more Deputy Registrars of Motor Vehicles.

SCHEDULE—continued

“(2) A Deputy Registrar may perform any function of the Registrar, subject to any direction of the Registrar.

5 “(3) The Chief Executive shall create and maintain 1 or more offices in the Government Service the duties of which include performing the functions of a Deputy Registrar.

 “(4) A Deputy Registrar shall be any public servant for the time being performing the duties of a Government Service office referred to in subsection (3).

Inspectors

10 “6B. (1) There may be 1 or more inspectors for the purposes of this Act.

 “(2) The Chief Executive shall create and maintain 1 or more offices in the Government Service the duties of which include performing the functions of an inspector.

15 “(3) An inspector shall be any public servant for the time being performing the duties of a Government Service office referred to in subsection (2).

Medical testing officers

 “6C. (1) There may be 1 or more medical testing officers.

20 “(2) The Chief Executive shall create and maintain 1 or more offices in the Government Service the duties of which include performing the functions of a medical testing officer.

25 “(3) A medical testing officer shall be any public servant for the time being performing the duties of a Government Service office referred to in subsection (2).

Motor traffic officers

 “6D. (1) There may be 1 or more motor traffic officers for the purposes of this Act.

30 “(2) A motor traffic officer may only perform such functions of a motor traffic officer as he or she is authorised by the Registrar to perform.

 “(3) The Chief Executive shall create and maintain 1 or more offices in the Government Service the duties of which include performing the functions of a motor traffic officer.

35 “(4) A motor traffic officer shall be any public servant for the time being performing the duties of a Government Service office referred to in subsection (3).

SCHEDULE—continued

Paragraph 47 (b)—

Omit “member of the Police Force”, substitute “police officer”.

Section 90—

- 5 Omit “any inspector or any officer in the execution of his or her duty or by any member of the Police Force”, substitute “an inspector, motor traffic officer or police officer”.

Paragraph 90 (b)—

Omit the paragraph, substitute the following paragraph:

- 10 “(b) he or she produces the required evidence at the Motor Registry, or a Police Station nominated by the owner at the time of the requirement, within 3 days after the production of the evidence was required.”.

Section 108A (definition of “officer”, paragraph (c))—

Omit the paragraph, substitute the following paragraph:

- 15 “(c) a police officer;”.

Section 112J—

Omit “member of the Police Force”, substitute “police officer”.

Paragraph 122 (a) (iii)—

Omit “member of the Police Force”, substitute “police officer”.

20 **Section 139—**

Omit “an officer in the execution of his or her duty or by a member of the Police Force in uniform”, substitute “a police officer in uniform or a motor traffic officer”.

Paragraph 154 (4) (c)—

- 25 Omit all the words after “consent,”, substitute “of a police officer in uniform or a motor traffic officer”.

Subsection 162 (1)—

Omit “a member of the Police Force or an officer”, substitute “a police officer or a motor traffic officer”.

30 **Paragraph 164I (1) (d)—**

Omit “Chief Police Officer for the Australian Capital Territory”, substitute “chief police officer”.

SCHEDULE—continued

Subsections 164J (1) and (2)—

Omit “Chief Police Officer for the Australian Capital Territory”, substitute “chief police officer”.

Subsection 172 (1)—

- 5 (a) Omit “the Registrar, any inspector, any officer in the execution of his or her duty or any member of the Police Force,”, substitute “an officer”.
- (b) Omit “Registrar, inspector, officer or member”, substitute “officer”.

10 **Subsection 172 (2)—**

Omit “the Registrar, any inspector, any officer in the execution of his or her duty or any member of the Police Force,”, substitute “an officer”.

Subsection 172 (3)—

Insert the following definition:

15 “ ‘officer’ means—

- (a) the Registrar;
- (b) an inspector;
- (c) a motor traffic officer; or
- (d) a police officer.”.

20 **Section 173—**

Omit “member of the Police Force”, substitute “police officer”.

Section 174—

- 25 Omit “any inspector, any officer in the execution of his or her duty or by any member of the Police Force,”, substitute “an inspector, a motor traffic officer or a police officer”.

Subparagraphs 178 (1) (b) (iii) and (iv)—

Omit the subparagraphs, substitute the following subparagraphs:

- “(iii) by a motor traffic officer;
- (iv) by a police officer; or”.

30 **Paragraph 178 (1) (c)—**

Omit “member of the Police Force”, substitute “police officer”.

SCHEDULE—continued**Subsection 180A (2)—**

Omit “member of the Police Force”, substitute “police officer”.

Paragraph 180A (3) (a)—

Omit “member of the Police Force”, substitute “police officer”.

5 Paragraph 195 (a)—

Omit “holds or has held the office of Registrar or Deputy Registrar”, substitute “performs, or who has performed, the functions of the Registrar or a Deputy Registrar”.

Subsection 196 (2)—

- 10 Omit “or an officer thereto authorized by the Minister or a member of the Police Force”, substitute “, a motor traffic officer or a police officer”.

Subsection 200 (2)—

- (a) Omit “member of the Police Force or an officer in the execution of his or her duty”, substitute “motor traffic officer or police officer”.
- 15 (b) Omit “member or officer” (wherever occurring), substitute “officer”.

Subsection 202 (1)—

- (a) Omit “Each member of the Police Force, each inspector and each officer thereto authorized by the Minister”, substitute “An inspector, motor traffic officer or police officer”.
- 20 (b) Omit “any member of the Police Force in the execution of his or her duty under this Act, an inspector or officer thereto authorised by the Minister”.

Subsection 202 (2)—

- 25 Omit “member,”.

Paragraph 202 (3) (b)—

Omit “member of the Police Force”, substitute “police officer”.

Subsection 202 (3)—

- 30 Omit “member of the Police Force” (last occurring), substitute “police officer”.

Subsection 202 (4)—

Omit “member of the Police Force”, substitute “police officer”.

SCHEDULE—continued

Subsection 202 (5)—

Omit “Any member of the Police Force”, substitute “A police officer”.

Section 203—

Omit “in the execution of his or her duty under this Act”.

5 **Section 205—**

Omit “or an officer authorized in that behalf by the Registrar or upon request by any member of the Police Force, permit the inspector, officer or member”, substitute “, a motor traffic officer or a police officer, permit the inspector or officer”.

10 **Subsection 214 (5)—**

Omit all the words after “inspector”, substitute “, a motor traffic officer authorised for the purpose by the Registrar or a police officer, produce the permit for inspection by the inspector or officer”.

Paragraph 218 (aj)—

15 After “prescribed” insert “motor traffic”.

Motor Vehicles (Dimensions and Mass) Act 1990

Subsection 3 (1) (definitions of “Deputy Registrar” and “Registrar”)—

Omit “appointed”.

20 *Nature Conservation Act 1980*

Section 5 (definitions of “conservation officer” and “Conservator”)—

Omit the definitions, substitute the following definitions:

“ ‘conservation officer’ means a conservation officer under section 8;

25 ‘Conservator’ means the Conservator of Flora and Fauna under section 7;”.

Sections 7 to 12 (inclusive)—

Repeal the sections, substitute the following sections:

Conservator of Flora and Fauna

30 “7. (1) There shall be a Conservator of Flora and Fauna.

SCHEDULE—continued

“(2) The Chief Executive shall create and maintain an office in the Government Service the duties of which include performing the functions of the Conservator of Flora and Fauna.

- 5 “(3) The Conservator shall be the public servant for the time being performing the duties of the Government Service office referred to in subsection (2).

Conservation officers

“8. (1) There shall be 1 or more conservation officers.

- 10 “(2) The Chief Executive shall create and maintain 1 or more offices in the Government Service the duties of which include performing the functions of a conservation officer.

“(3) The following persons shall be conservation officers:

- 15 (a) any public servant for the time being performing the duties of a Government Service office of conservation officer referred to in subsection (2);
- (b) the Conservator;
- (c) any other person appointed in writing by the Chief Executive for the purpose.

Identity cards

- 20 “9. (1) The Chief Executive shall issue to the Conservator an identity card that specifies the Conservator’s name and office, and on which appears a recent photograph of the Conservator.

- 25 “(2) The Chief Executive shall issue to a conservation officer an identity card that specifies the officer’s name and office, and on which appears a recent photograph of the officer.

“(3) Upon ceasing—

- (a) to occupy, or to act in, the office of the Conservator;
- (b) to occupy, or to act in, an office of a conservation officer; or
- (c) to be appointed as a conservation officer under paragraph 8 (3) (c);
- 30 a person shall not, without reasonable excuse, fail to return his or her identity card to the Chief Executive.

Penalty: \$100.”.

SCHEDULE—continued

Section 14—

Repeal the section, substitute the following section:

Delegation

- 5 “14. The Conservator may, by instrument, delegate to a conservation officer any of his or her powers under this Act.”.

Subsection 15 (2)—

Omit “appointed under subsection 11 (1)”.

Subsection 58 (2)—

- 10 Omit “the identity card issued to him or her under subsection 11 (2)”, substitute “his or her identity card”.

Subsections 77 (4) and 78 (2)—

Omit “the identity card issued to him or her under subsection 11 (2)”, substitute “his or her identity card”.

Subsection 78A (2)—

- 15 Omit all the words after “produce”, substitute “his or her identity card for inspection by that person”.

Noxious Weeds Act 1921

Section 2—

Insert the following definition:

- 20 “ ‘inspector’ means an inspector under section 6A;”.

Subsection 6 (1)—

(a) Omit “(1)”.

(b) Omit “the Minister or an authorized person”, substitute “an inspector”.

- 25 **Subsection 6 (2)—**

Omit the subsection.

After section 6—

Insert the following section:

Inspectors

- 30 “6A. (1) There may be 1 or more inspectors for the purposes of this Act.

SCHEDULE—continued

“(2) The Chief Executive shall create and maintain 1 or more offices in the Government Service the duties of which include performing the functions of an inspector.

- 5 “(3) An inspector shall be any public servant for the time being performing the duties of a Government Service office referred to in subsection (2).”.

Occupational Health and Safety Act 1989

Subsection 5 (1) (definition of “associated law”, paragraph (f))—

- 10 Omit “Inspection of Machinery Regulations”, substitute “Machinery Regulations”.

Subsection 5 (1) (definitions of “inspector” and “Registrar”)—

Omit the definitions, substitute the following definitions:

- ‘inspector’ means an inspector under section 70;
- 15 ‘Registrar’ means the Occupational Health and Safety Registrar under section 69;”.

Sections 69 to 73 (inclusive)—

Repeal the sections, substitute the following sections:

Occupational Health and Safety Registrar

- 20 “69. (1) There shall be an Occupational Health and Safety Registrar.

“(2) In addition to performing the functions of the Registrar under this Act and the regulations, the Registrar shall perform such other functions relating to occupational health and safety as the Minister directs.

- 25 “(3) The Chief Executive shall create and maintain an office in the Government Service the duties of which include performing the functions of the Occupational Health and Safety Registrar.

“(4) The Registrar shall be the public servant for the time being performing the duties of the Government Service office referred to in subsection (3).

30 **Inspectors**

“70. (1) There shall be 1 or more inspectors for the purposes of this Act.

SCHEDULE—continued

“(2) The Chief Executive shall create and maintain 1 or more offices in the Government Service the duties of which include performing the functions of an inspector.

“(3) The following persons shall be inspectors:

- 5 (a) any public servant for the time being performing the duties of a Government Service office referred to in subsection (2);
- (b) the Registrar, including a delegate of the Registrar with any delegated powers of an inspector.

Identity cards

- 10 “(71. (1) The Chief Executive shall issue to the Registrar an identity card that specifies the Registrar’s name and office, and on which appears a recent photograph of the Registrar.

- 15 “(2) The Chief Executive shall issue to a delegate of the Registrar with any delegated powers of an inspector an identity card that specifies the delegate’s name and delegated office, and on which appears a recent photograph of the delegate.

 “(3) The Chief Executive shall issue to an inspector an identity card that specifies the inspector’s name and office, and on which appears a recent photograph of the inspector.

- 20 “(4) Upon ceasing—
- (a) to occupy, or to act in, the office of the Registrar;
- (b) to be a delegate of the Registrar with any delegated powers of an inspector; or
- (c) to occupy, or to act in, an office of inspector;

- 25 a person shall not, without reasonable excuse, fail to return his or her identity card to the Chief Executive.

Penalty: \$100.”.

Before section 81—

Insert the following section in Division 2 of Part VII:

30 **Interpretation**

“80C. In this Division—

‘inspector’ does not include the Registrar or a delegate of the Registrar.”.

SCHEDULE—continued***Parole Act 1976*****Subsection 5 (1) (definition of “Secretary”)—**

Omit the definition, substitute the following definition:

“ ‘Secretary’ means the Secretary to the Board under section 16A;”.

5 Subsection 16A (1)—

Omit the subsection, substitute the following subsections:

“(1) There shall be a Secretary to the Board.

“(1A) The Chief Executive shall create and maintain an office in the Government Service the duties of which include performing the functions of the Secretary to the Board.

“(1B) The Secretary shall be the public servant for the time being performing the duties of the Government Service office referred to in subsection (1A).”.

Parole Orders (Transfer) Act 1983**15 Section 3 (definition of “Registrar”)—**

Omit the definition, substitute the following definition:

“ ‘Registrar’ means the Registrar of Transferred Parole Orders under section 5;”.

Section 5—

20 Repeal the section, substitute the following section:

Registrar of Transferred Parole Orders

“5. (1) There shall be a Registrar of Transferred Parole Orders.

25 “(2) The Chief Executive shall create and maintain an office in the Government Service the duties of which include performing the functions of the Registrar of Transferred Parole Orders.

“(3) The Registrar shall be the public servant for the time being performing the duties of the Government Service office referred to in subsection (2).”.

Pesticides Act 1989**30 Subsection 3 (1) (definition of “Registrar”)—**

Omit the definition, substitute the following definition:

SCHEDULE—continued

“ ‘Registrar’ means the Registrar of Pesticides under section 7;”.

Section 7—

Repeal the section, substitute the following sections:

Registrar of Pesticides

5 “7. (1) There shall be a Registrar of Pesticides.

“(2) In addition to performing the functions of the Registrar under this Act, the Registrar may perform any of the functions of an inspector.

10 “(3) The Chief Executive shall create and maintain an office in the Government Service the duties of which include performing the functions of the Registrar of Pesticides.

“(4) The Registrar shall be the public servant for the time being performing the duties of the Government Service office referred to in subsection (3).

Identity cards

15 “7A. (1) The Chief Executive shall issue to the Registrar an identity card that specifies the Registrar’s name and office, and on which appears a recent photograph of the Registrar.

20 “(2) The Chief Executive shall issue to a delegate of the Registrar with any delegated powers of an inspector an identity card that specifies the delegate’s name and delegated office, and on which appears a recent photograph of the delegate.

“(3) Upon ceasing—

(a) to occupy, or to act in, the office of the Registrar; or

25 (b) to be a delegate of the Authority with any delegated powers of an inspector;

a person shall not, without reasonable excuse, fail to return his or her identity card to the Chief Executive.

Penalty: \$100.”.

Subsection 69 (1)—

30 Omit “(1)”.

Subsection 69 (2)—

Omit the subsection.

SCHEDULE—continued***Pharmacy Act 1931*****Subsection 2 (1) (definition of “inspector”)—**

Omit the definition, substitute the following definition:

“ ‘inspector’ means an inspector under section 7;”.

5 Section 7—

Repeal the section, substitute the following sections:

Inspectors

“7. (1) There may be 1 or more inspectors for the purposes of this Act.

10 “(2) The Chief Executive shall create and maintain 1 or more offices in the Government Service the duties of which include performing the functions of an inspector.

“(3) An inspector shall be any public servant for the time being performing the duties of a Government Service office referred to in subsection (2).

15 Identity cards

“7A. (1) The Chief Executive shall issue to an inspector an identity card that specifies the inspector’s name and office, and on which appears a recent photograph of the inspector.

20 “(2) Upon ceasing to occupy, or to act in, the office of inspector, a person shall not, without reasonable excuse, fail to return his or her identity card to the Chief Executive.

Penalty: \$100.”.

Subsection 8 (2)—

Omit all the words after “produce”, substitute “his or her identity card”.

25 *Plant Diseases Act 1934***Subsection 5 (1) (definition of “Inspector”)—**

Omit the definition, substitute the following definition:

“ ‘inspector’ means an inspector under section 6B;”.

Paragraph 6 (e)—

30 Add at the end “or”.

SCHEDULE—continued

Paragraph 6 (f)—

Omit “; and”.

Paragraph 6 (g)—

Omit the paragraph.

5 After section 6A—

Insert the following section:

Inspectors

“6B. (1) There may be 1 or more inspectors for the purposes of this Act.

10 “(2) The Chief Executive shall create and maintain 1 or more offices in the Government Service the duties of which include performing the functions of an inspector.

15 “(3) An inspector shall be any public servant for the time being performing the duties of a Government Service office referred to in subsection (2).”.

Poisons Act 1933

Section 5—

Insert the following definition:

“ ‘analyst’ means an analyst under section 9;”.

20 Section 9—

Repeal the section, substitute the following sections:

Analysts

“9. (1) There may be 1 or more analysts for the purposes of this Act.

25 “(2) The Chief Executive shall create and maintain 1 or more offices in the Government Service the duties of which include performing the functions of an analyst.

“ (3) An analyst shall be any public servant for the time being performing the duties of a Government Service office referred to in subsection (2).

SCHEDULE—continued**Evidence of analysis**

“9A. In proceedings in the Magistrates Court for an offence against this Act, a certificate purporting to be signed by an analyst and to state the results of an analysis of a substance is—

- 5 (a) to be taken to have been signed by an analyst, unless the contrary is proved; and
- (b) is evidence of the matters stated in the certificate.”.

Pounds Act 1928**Subsection 5 (1) (definition of “Poundkeeper”)—**

- 10 Omit the definition, substitute the following definition:

“ ‘poundkeeper’, in relation to a pound, means the poundkeeper for that pound under section 9;”.

Subsection 5 (1)—

Insert the following definition:

- 15 “ ‘inspector’ means an inspector of pounds under section 37;”.

Section 9

Repeal the section, substitute the following section:

Poundkeepers

“9. (1) There may be a poundkeeper for any pound.

- 20 “(2) The Chief Executive shall create and maintain 1 or more offices in the Government Service the duties of which include performing the functions of a poundkeeper.

- 25 “(3) A poundkeeper shall be any public servant for the time being performing the duties of a Government Service office referred to in subsection (2).”.

Section 37—

Repeal the section, substitute the following sections:

Inspectors of pounds

“37. (1) There may be 1 or more inspectors of pounds.

- 30 “(2) The Chief Executive shall create and maintain 1 or more offices in the Government Service the duties of which include performing the functions of an inspector of pounds.

SCHEDULE—continued

“(3) An inspector shall be any public servant for the time being performing the duties of a Government Service office referred to in subsection (2).

Powers of inspectors

5 “37A. (1) Subject to the directions of the Chief Executive, an inspector of pounds has the supervision and control of such pounds and poundkeepers as the Chief Executive directs.

10 “(2) In the performance of a function under subsection (1), an inspector may enter any land at any time to inspect any cattle impounded or detained for the purpose of being impounded.

Obstruction of inspectors

“37B. A person shall not, without reasonable excuse, obstruct or hinder an inspector in the performance of his or her functions under this Act.

15 **Penalty:**

(a) in the case of a natural person—\$5,000 or imprisonment for 6 months, or both;

(b) in the case of a body corporate—\$25,000.”.

Printing and Newspapers Act 1961

20 **Subsection 4 (1) (definitions of “Deputy Registrar” and “the Registrar”)—**

Omit the definitions, substitute the following definitions:

“ ‘Deputy Registrar’ means a Deputy Registrar of Printers and Newspapers under section 6;

25 ‘Registrar’ means the Registrar of Printers and Newspapers under section 5;”.

Sections 5, 6 and 7—

Repeal the sections, substitute the following sections:

Registrar of Printers and Newspapers

30 “5. (1) There shall be a Registrar of Printers and Newspapers.

“(2) The Chief Executive shall create and maintain an office in the Government Service the duties of which include performing the functions of the Registrar of Printers and Newspapers.

SCHEDULE—continued

“(3) The Registrar shall be the public servant for the time being performing the duties of the Government Service office referred to in subsection (2).

Deputy Registrars of Printers and Newspapers

- 5 “6. (1) There may be 1 or more Deputy Registrars of Printers and Newspapers.

“(2) A Deputy Registrar may exercise any function of the Registrar, subject to any direction of the Registrar.

- 10 “(3) The Chief Executive shall create and maintain 1 or more offices in the Government Service the duties of which include performing the functions of a Deputy Registrar of Printers and Newspapers.

“(4) A Deputy Registrar shall be any public servant for the time being performing the duties of a Government Service office referred to in subsection (3).”.

- 15 **Prostitution Act 1992**

Subsection 3 (1)—

Insert the following definition:

“ ‘Registrar’ means the Registrar of Brothels and Escort Agencies under section 5;”.

- 20 **Section 5—**

Repeal the section, substitute the following section:

Registrar of Brothels and Escort Agencies

“5. (1) There shall be a Registrar of Brothels and Escort Agencies.

- 25 “(2) The Chief Executive shall create and maintain an office in the Government Service the duties of which include performing the functions of the Registrar of Brothels and Escort Agencies.

“(3) The Registrar shall be the public servant for the time being performing the duties of the Government Service office referred to in subsection (2).”.

- 30 **Subsections 7 (1) and (3)—**

Omit “of Brothels and Escort Agencies”.

SCHEDULE—continued

Protection of Lands Act 1937

Section 2 (definition of “authorized officer”)—

Omit the definition.

Section 2—

- 5 Insert the following definition:

“ ‘Protection of Lands Officer’ means a Protection of Lands Officer under section 2B;”.

After section 2A—

Insert the following section:

- 10 **Protection of Lands Officer**

“2B. (1) There shall be 1 or more Protection of Lands Officers.

“(2) The Chief Executive shall create and maintain 1 or more offices in the Government Service the duties of which include performing the functions of a Protection of Lands Officer.

- 15 “(3) A Protection of Lands Officer shall be any public servant for the time being performing the duties of a Government Service office referred to in subsection (2).”.

Subsection 5 (2)—

Omit “authorized” (last occurring).

- 20 **Subsection 6A (4)—**

Omit “, or any person authorized by the Minister on that behalf,”, substitute “or a Protection of Lands Officer”.

Paragraph 10 (2) (c)—

Omit “authorized”.

- 25 **Further amendments—**

The following provisions are amended by omitting “an authorized officer” and substituting “a Protection of Lands Officer”:

Subsections 4 (1), 5 (1) and (2) and 7 (1), section 8, subsection 10 (1), paragraph 10 (2) (a) and section 12.

SCHEDULE—continued***Public Baths and Public Bathing Act 1956*****Section 5 (definition of “inspector”)—**

Omit the definition, substitute the following definition:

“ ‘inspector’ means an inspector under section 7;”.

5 Section 7—

Repeal the section, substitute the following sections:

Inspectors

“7. (1) There may be 1 or more inspectors for the purposes of this Act.

10 “(2) The Chief Executive shall create and maintain 1 or more offices in the Government Service the duties of which include performing the functions of an inspector.

“(3) The following persons shall be inspectors:

- (a) any public servant for the time being performing the duties of a Government Service office referred to in subsection (2);
- 15 (b) any police officer.

Obstruction of inspectors

“7A. A person shall not, without reasonable excuse, obstruct or hinder an inspector in the performance of his or her functions.

Penalty:

- 20 (a) in the case of a natural person—\$5,000 or imprisonment for 6 months, or both;
- (b) in the case of a body corporate—\$25,000.”.

Public Health Act 1928**Section 4 (definition of “The Medical Officer of Health”)—**

25 Omit the definition, substitute the following definition:

“ ‘Medical Officer of Health’ means the Medical Officer of Health under section 5;”.

Section 4 (definition of “Inspector”)—

Omit the definition.

SCHEDULE—continued

Section 4—

Insert the following definition:

“ ‘Environmental Health Officer’ means an Environmental Health Officer under section 7;”.

5 Sections 5 to 7 (inclusive)—

Repeal the sections, substitute the following sections:

Medical Officer of Health

“5. (1) There shall be a Medical Officer of Health.

10 “(2) The Chief Executive shall create and maintain an office in the Government Service the duties of which include performing the functions of the Medical Officer of Health.

“ (3) Only a public servant who is a medical practitioner registered under the *Medical Practitioners Act 1930* may perform the functions of the Medical Officer of Health.

15 “(4) Subject to subsection (3), the Medical Officer of Health shall be the public servant for the time being performing the duties of the Government Service office referred to in subsection (2).

Delegation

20 “6. The Medical Officer of Health may, by instrument, delegate any of his or her powers under this Act to any person.

Environmental Health Officers

“7. (1) There may be 1 or more Environmental Health Officers.

25 “(2) The Chief Executive shall create and maintain 1 or more offices in the Government Service the duties of which include performing the functions of an Environmental Health Officer.

“ (3) An Environmental Health Officer shall be any public servant for the time being performing the duties of a Government Service office referred to in subsection (2).

Identity cards

30 “8. (1) The Chief Executive shall issue to an Environmental Health Officer an identity card specifying the Officer’s name and office, and on which appears a recent photograph of the Officer.

SCHEDULE—continued

“(2) Upon ceasing to occupy, or to act in, an office of Environmental Health Officer, a person shall not, without reasonable excuse, fail to return his or her identity card to the Chief Executive.

Penalty: \$100.”.

5

Public Trustee Act 1985**Subsection 4 (1) (definitions of “Deputy Public Trustee” and “Public Trustee”)—**

Omit the definitions, substitute the following definitions:

10 “ ‘Deputy Public Trustee’ means the Deputy Public Trustee under section 6;

‘Public Trustee’ means—

- (a) the public servant for the time being performing the functions of the Public Trustee for the Australian Capital Territory by virtue of section 5; or
- 15 (b) the Public Trustee for the Australian Capital Territory in its corporate capacity under section 8;”.

Sections 5, 6 and 7—

Repeal the sections, substitute the following sections:

Public Trustee

20 “5. (1) There shall be a Public Trustee for the Australian Capital Territory.

“(2) The Chief Executive shall create and maintain an office in the Government Service the duties of which include performing the functions of the Public Trustee for the Australian Capital Territory.

25 “(3) The Public Trustee shall be the public servant for the time being performing the duties of the Government Service office referred to in subsection (2).

Deputy Public Trustee

“6. (1) There shall be a Deputy Public Trustee.

30 “(2) The Deputy Public Trustee may perform any function of the Public Trustee, subject to any direction of the Public Trustee.

“(3) The Chief Executive shall create and maintain an office in the Public Service the duties of which include performing the functions of the Deputy Public Trustee.

SCHEDULE—continued

“(4) The Deputy Public Trustee shall be the public servant for the time being performing the duties of the Public Service office referred to in subsection (3).

5 “(5) A person dealing with the Deputy Public Trustee is not bound to enquire whether the Deputy Public Trustee, in performing a function in connection with a dealing—

(a) was subject to a direction of the Public Trustee; or

(b) complied with a direction of the Public Trustee to which the Deputy Public Trustee was subject.”.

10 **Subsection 48 (4)—**

Omit the subsection.

Rabbit Destruction Act 1919

Section 4—

Insert the following definition:

15 “ ‘inspector’ means an inspector under section 29;”.

After section 28—

Insert the following sections:

Inspectors

20 “29. (1) There may be 1 or more inspectors for the purposes of this Act.

“(2) The Chief Executive shall create and maintain 1 or more offices in the Government Service the duties of which include performing the functions of an inspector.

25 “(3) An inspector shall be any public servant for the time being performing the duties of a Government Service office referred to in subsection (2).

Identity cards

30 “29A. (1) The Chief Executive shall issue to an inspector an identity card that specifies the inspector’s name and office, and on which appears a recent photograph of the inspector.

“(2) Upon ceasing to occupy, or to act in, the office of inspector, a person shall not, without reasonable excuse, fail to return his or her identity card to the Chief Executive.

Penalty: \$100.”.

SCHEDULE—continued**Subsection 30 (1)—**

Omit “Any authorized person may, on the production of his authority”, substitute “An inspector may, on the production of his or her identity card”.

Subsection 30 (2)—

- 5 Omit “himself to be, or personates, an authorized person under this Act”, substitute “himself or herself to be, or personates, an inspector”.

Subsection 30 (3)—

- 10 Omit “any authorized person in the exercise of any power or authority vested in him by this Act,”, substitute “an inspector in the performance of his or her functions”.

Subsection 30 (4)—

Omit the subsection.

Radiation Act 1983**Subsection 5 (1) (definition of “inspector”)—**

- 15 Omit the definition, substitute the following definition:
“ ‘inspector’ means an inspector under section 18;”.

Subsection 5 (1)—

Insert the following definition:

“ ‘identity card’ means an identity card issued under section 18A;”.

20 **Section 18—**

Omit the section, substitute the following sections:

Inspectors

- “18. (1) There may be 1 or more inspectors for the purposes of this Act.
- 25 “(2) The Chief Executive shall create and maintain 1 or more offices in the Government Service the duties of which include performing the functions of an inspector.
- “ (3) An inspector shall be any public servant for the time being performing the duties of a Government Service office referred to in subsection (2).
- 30

SCHEDULE—continued

Identity cards

“18A. (1) The Chief Executive shall issue to an inspector an identity card that specifies the inspector’s name and office, and on which appears a recent photograph of the inspector.

- 5 “(2) Upon ceasing to occupy, or to act in, the office of inspector, a person shall not, without reasonable excuse, fail to return his or her identity card to the Chief Executive.

Penalty: \$100.”.

Subsection 19 (2) and 22 (2)—

- 10 Omit “a certificate issued for the purposes of subsection 18 (2)”, substitute “his or her identity card”.

Rates and Land Tax Act 1926

Paragraph 22B (1) (d)—

Omit “appointed”.

- 15 ***Registrar-General Act 1993***

Section 3 (definition of “Registrar-General”)—

Omit the definition, substitute the following definition:

“ ‘Registrar-General’ means—

- 20 (a) the public servant for the time being performing the functions of the Registrar-General of the Australian Capital Territory by virtue of section 4; or
- (b) the Registrar-General of the Australian Capital Territory in its corporate capacity by virtue of section 5;”.

Section 4—

- 25 Repeal the section, substitute the following sections:

Registrar-General

“4. (1) There shall be a Registrar-General of the Australian Capital Territory.

- 30 “(2) The Chief Executive shall create and maintain an office in the Government Service the duties of which include performing the functions of the Registrar-General of the Australian Capital Territory.

SCHEDULE—continued

“(3) The Registrar-General shall be the public servant for the time being performing the duties of the Government Service office referred to in subsection (2).

Deputy Registrars-General

- 5 “4A. (1) There may be 1 or more Deputy Registrars-General.

“(2) The Chief Executive shall create and maintain 1 or more offices in the Government Service the duties of which include performing the functions of a Deputy Registrar-General.

- 10 “(3) A Deputy Registrar-General shall be any public servant for the time being performing the duties of a Government Service office referred to in subsection (2).”.

Section 7—

Repeal the section.

Subsection 8 (1)—

- 15 Omit the subsection, substitute the following subsection:

- 20 “(1) A person who performs, or who has performed, the functions of the Registrar-General of the Australian Capital Territory or of a Deputy Registrar-General is not personally liable to an action or other proceeding for or in relation to an act done or omitted to be done in good faith in performance or purported performance of such a function.”.

Subsection 8 (2)—

Omit “or another person acting or purporting to act in good faith for the Registrar-General”.

Remand Centres Act 1976

- 25 **Section 3 (definitions of “Administrator”, “custodial officer”, “medical officer” and “Superintendent”)—**

Omit the definitions, substitute the following definitions:

- 30 “ ‘Administrator’ means the Administrator under section 6;
‘custodial officer’, in relation to a remand centre, means the custodial officer for the centre under section 6AA;
‘medical officer’, in relation to a remand centre, means the medical officer for the centre under section 6AA;
‘Superintendent’, in relation to a remand centre, means the Superintendent for the centre under section 6AA;”.

SCHEDULE—continued

Section 6—

Repeal the section, substitute the following sections:

Administrator

“6. (1) There shall be an Administrator.

5 “(2) The Chief Executive shall create and maintain an office in the Government Service the duties of which include performing the functions of the Administrator.

10 “(3) The Administrator shall be the public servant for the time being performing the duties of the Government Service office referred to in subsection (2).

Remand centre staff

“6AA. (1) There shall be the following offices for each remand centre:

- (a) an office of Superintendent;
- (b) 1 or more offices of custodial officer;
- 15 (c) an office of medical officer.

“ (2) For each office referred to in subsection (1), the Chief Executive shall create and maintain a corresponding office in the Government Service the duties of which include performing the functions of the relevant office referred to in subsection (1).

20 “(3) The following persons shall be officers of a remand centre:

- (a) any public servant for the time being performing the duties of the corresponding Government Service office referred to in subsection (2);
- (b) in the case of the medical officer—
 - 25 (i) a registered medical practitioner who is a public servant for the time being performing the duties of the corresponding Government Service office referred to in subsection (2); or
 - (ii) a registered medical practitioner appointed by the Chief Executive for the purpose.”.

30 **Roads and Public Places Act 1937**

Section 2 (definition of “authorized officer”)—

Omit the definition, substitute the following definition:

SCHEDULE—continued

“ ‘Roads and Public Places Officer’ means a Roads and Public Places Officer under section 2B;”.

After section 2A—

Insert the following section:

5 Roads and Public Places Officers

“2B. (1) There may be 1 or more Roads and Public Places Officers.

“(2) The Chief Executive shall create and maintain 1 or more offices in the Government Service the duties of which include performing the functions of a Roads and Public Places Officer.

- 10 “(3) A Roads and Public Places Officer shall be any public servant for the time being performing the duties of a Government Service office referred to in subsection (2).”.

Subsection 3 (5)—

Omit “authorized officer”, substitute “Roads and Public Places Officer”.

15 Subsection 5 (2)—

Omit “an authorized” (wherever occurring).

Further amendments—

- 20 The following provisions are amended by omitting “an authorized officer” (wherever occurring) and substituting “a Roads and Public Places Officer”:

Paragraph 3 (4) (c), subsections 4 (3) and 5 (1) and (3), paragraph 7 (b), section 8, subsection 9 (1), section 12, subsections 13 (1) and (2), paragraph 14 (1) (b) and subsection 14 (2).

Rural Workers Accommodation Act 1938**25 Section 3 (definition of “Inspector”)—**

Omit the definition, substitute the following definition:

“ ‘inspector’ means an inspector under section 4;”.

Section 4—

Repeal the section, substitute the following sections:

30 Inspectors

“4. (1) There may be 1 or more inspectors for the purposes of this Act.

SCHEDULE—continued

“(2) The Chief Executive shall create and maintain 1 or more offices in the Government Service the duties of which include performing the functions of an inspector.

- 5 “(3) An inspector shall be any public servant for the time being performing the duties of a Government Service office referred to in subsection (2).

Identity cards

- 10 “4A. (1) The Chief Executive shall issue to an inspector an identity card that specifies the inspector’s name and office, and on which appears a recent photograph of the inspector.

“(2) Upon ceasing to occupy, or to act in, the office of inspector, a person shall not, without reasonable excuse, fail to return his or her identity card to the Chief Executive.

Penalty: \$100.”.

- 15 **Paragraph 5 (1) (b)—**

Omit the paragraph, substitute the following paragraph:

“(b) be accompanied on an inspection by a police officer or an Environmental Health Officer under the *Public Health Act 1928*.”.

Subsection 5 (3)—

- 20 Omit “to him his certificate of appointment”, substitute “his or her identity card”.

Sale of Motor Vehicles Act 1977

Subsection 3 (1) (definitions of “inspector” and “Registrar”)—

Omit the definitions, substitute the following definitions:

- 25 “ ‘inspector’ means an inspector under section 5B;
 ‘Registrar’ means the Registrar of Motor Vehicle Dealers under section 5;”.

Subsection 3 (1)—

Insert the following definition:

- 30 “ ‘Deputy Registrar’ means the Deputy Registrar of Motor Vehicle Dealers under section 5A;”.

SCHEDULE—continued**Section 5—**

Repeal the section, substitute the following sections:

Registrar of Motor Vehicle Dealers

“5. (1) There shall be a Registrar of Motor Vehicle Dealers.

- 5 “(2) The Chief Executive shall create and maintain an office in the Government Service the duties of which include performing the functions of the Registrar of Motor Vehicle Dealers.

- 10 “(3) The Registrar shall be the public servant for the time being performing the duties of the Government Service office referred to in subsection (2).

Deputy Registrar of Motor Vehicle Dealers

“5A. (1) There shall be a Deputy Registrar of Motor Vehicle Dealers.

“ (2) The Deputy Registrar may perform any function of the Registrar, subject to any direction of the Registrar.

- 15 “(3) The Chief Executive shall create and maintain an office in the Government Service the duties of which include performing the functions of the Deputy Registrar of Motor Vehicle Dealers.

- 20 “(4) The Deputy Registrar shall be the public servant for the time being performing the duties of the Government Service office referred to in subsection (3).

Inspectors

“5B. (1) There shall be 1 or more inspectors for the purposes of this Act.

- 25 “(2) The Chief Executive shall create and maintain 1 or more offices in the Government Service the duties of which include performing the functions of an inspector.

“ (3) The following persons shall be inspectors:

- 30 (a) a public servant for the time being performing the functions of a Government Service office referred to in subsection (2);
(b) the Registrar;
(c) the Deputy Registrar;
(d) a police officer of or above the rank of sergeant.

SCHEDULE—continued

Identity cards

“5C. (1) The Chief Executive shall issue to the Registrar an identity card that specifies the Registrar’s name and office, and on which appears a recent photograph of the Registrar.

- 5 “(2) The Chief Executive shall issue to the Deputy Registrar an identity card that specifies the Deputy’s name and office, and on which appears a recent photograph of the Deputy.

- 10 “(3) The Chief Executive shall issue to an inspector an identity card that specifies the inspector’s name and office, and on which appears a recent photograph of the inspector.

“(4) Upon ceasing to occupy, or to act in—

- (a) the office of the Registrar;
- (b) the office of the Deputy Registrar; or
- (c) an office of inspector;

- 15 a person shall not, without reasonable excuse, fail to return his or her identity card to the Chief Executive.

Penalty: \$100.

“(5) In this section—

‘inspector’ does not include a police officer.”.

20 **Section 77—**

Repeal the section, substitute the following section:

Production of identity cards

- 25 “77. (1) An inspector (other than a police officer) is not entitled to perform any function under section 76 unless, on the request of the relevant person, the inspector produces his or her identity card to that person.

“(2) In this section—

- 30 ‘relevant person’, in relation to the performance of a function by an inspector under section 76 at the premises of a licensed dealer, means that dealer or another person referred to in subsection 76 (1) or (2).”.

Sexually Transmitted Diseases Act 1956

Section 4 (definition of “the Medical Officer of Health”)—

Omit the definition, substitute the following definition:

SCHEDULE—continued

“ ‘Medical Officer of Health’ means the Medical Officer of Health under the *Public Health Act 1928*;”.

Stamp Duties and Taxes Act 1987**Subsection 4 (1) (definition of “Registrar”)—**

- 5 Omit “appointed pursuant to”, substitute “under”.

Stock Act 1991**Subsection 4 (1) (definitions of “Controller”, “Deputy Controller” and “inspector”)—**

Omit the definitions, substitute the following definitions:

- 10 “ ‘Controller’ means the Controller of Stock under section 5;
‘Deputy Controller’ means a Deputy Controller of Stock under section 6;
‘inspector’ means an inspector under section 7;”.

Part II—

- 15 Repeal the Part, substitute the following Part:

“PART II—ADMINISTRATION**Controller of Stock**

“5. (1) There shall be a Controller of Stock.

- 20 “(2) The Chief Executive shall create and maintain an office in the Government Service the duties of which include performing the functions of the Controller of Stock.

“(3) The Controller shall be the public servant for the time being performing the duties of the Government Service office referred to in subsection (2).

25 **Deputy Controller of Stock**

“6. (1) There may be 1 or more Deputy Controllers of Stock.

“ (2) A Deputy Controller may perform any function of the Controller, subject to any direction of the Controller.

- 30 “(3) The Chief Executive shall create and maintain 1 or more offices in the Government Service the duties of which include performing the functions of a Deputy Controller of Stock.

SCHEDULE—continued

“(4) A Deputy Registrar shall be a public servant for the time being performing the duties of the Government Service office referred to in subsection (3).

Inspectors

5 “7. (1) There may be 1 or more inspectors for the purposes of this Act.

“(2) The Chief Executive shall create and maintain 1 or more offices in the Government Service the duties of which include performing the functions of an inspector.

10 “(3) An inspector is any public servant for the time being performing the functions of a Government Service office referred to in subsection (2).

Identity cards

“8. (1) The Chief Executive shall issue to an inspector an identity card that specifies the inspector’s name and office, and on which appears a recent photograph of the inspector.

15 “(2) Upon ceasing to occupy, or to act in, an office of inspector, a person shall not, without reasonable excuse, fail to return his or her identity card to the Chief Executive.

Penalty: \$100.”.

***Supervision of Offenders
(Community Service Orders) Act 1985***

20

Section 3 (definition of “authorized officer”)—

Omit the definition.

Section 3 (definitions of “supervisor” and “the Crimes Act”)—

Omit the definitions, substitute the following definitions:

25 “ ‘Crimes Act’ means the *Crimes Act 1900*;

‘supervisor’ means a supervisor under section 5;”.

Section 3—

Insert the following definition:

30 “ ‘Community Corrections Officer’ means a Community Corrections Officer under section 4;”.

Sections 4 and 5—

Repeal the sections, substitute the following sections:

SCHEDULE—continued**Community Corrections Officers**

“4. (1) There may be 1 or more Community Corrections Officers for the purposes of this Act and Part XVA of the Crimes Act.

- 5 “(2) The Chief Executive shall create and maintain 1 or more offices in the Government Service the duties of which include the performance of the functions of a Community Corrections Officer.

“(3) A Community Corrections Officer shall be any public servant for the time being performing the duties of a Government Service office referred to in subsection (2).

10 **Supervisors**

“5. (1) There may be 1 or more supervisors for the purposes of this Act and Part XVA of the Crimes Act.

- 15 “(2) The Chief Executive shall create and maintain 1 or more offices in the Government Service the duties of which include performing the functions of a supervisor.

“(3) A supervisor is any public servant for the time being performing the duties of a Government Service office referred to in subsection (2).”.

Subsections 6 (1), (2A), (3) and (4)—

- 20 Omit “an authorized officer”, substitute “a Community Corrections Officer”.

Subsection 6 (4)—

Omit “the authorized officer”, substitute “the Community Corrections Officer”.

Subsection 6 (5)—

- 25 Omit “An authorized officer”, substitute “A Community Corrections Officer”.

Subsection 6 (6)—

Omit “authorized officer”, substitute “Community Corrections Officer”.

Subsection 7 (1)—

- 30 Omit “an authorized officer”, substitute “a Community Corrections Officer”.

SCHEDULE—continued

Subsection 7 (3)—

Omit “An authorized officer”, substitute “A Community Corrections Officer”.

Paragraphs 7 (3) (a) and (b)—

5 Omit “authorized”.

Subsection 8 (1) and (2)—

Omit “an authorized officer”, substitute “a Community Corrections Officer”.

Testamentary Guardianship Act 1984

10 **Subsections 2 (3) and (5)—**

Omit “Director of Welfare”, substitute “Director of Family Services”.

Trade Measurement (Administration) Act 1991

Subsection 3 (1) (definition of “Superintendent”)—

Omit the definition, substitute the following definition:

15 “ ‘Superintendent’ means the Superintendent of Trade Measurement under section 5;”.

Section 5—

Repeal the section, substitute the following sections:

Superintendent of Trade Measurement

20 “5. (1) There shall be a Superintendent of Trade Measurement.

“(2) The Chief Executive shall create and maintain an office in the Government Service the duties of which include performing the functions of the Superintendent of Trade Measurement.

25 “(3) The Superintendent shall be the public servant for the time being performing the duties of the Government Service office referred to in subsection (2).

Appointment of Superintendent under National Measurement Regulations

“5A. The Superintendent, with the approval of the Chief Executive—

30 (a) may hold an appointment under the National Measurement Regulations of the Commonwealth; and

SCHEDULE—continued

- (b) may perform any function conferred on the holder of such an appointment.

Delegation

- 5 “5B. The Superintendent may delegate any of his or her powers to a public servant other than the power to appoint a person to be an inspector.”.

*Trading Hours Act 1962***Subsection 5 (1) (definition of “Inspector”)—**

Omit the definition, substitute the following definition:

“ ‘inspector’ means an inspector under section 11;”.

10 **Section 11—**

Repeal the section, substitute the following sections:

Inspectors

“11. (1) There may be 1 or more inspectors for the purposes of this Act.

- 15 “(2) The Chief Executive shall create and maintain 1 or more offices in the Government Service the duties of which include performing the functions of an inspector.

- 20 “(3) An inspector shall be any public servant for the time being performing the duties of a Government Service office referred to in subsection (2).

Identity cards

“11A. (1) The Chief Executive shall issue to an inspector an identity card that specifies the inspector’s name and office, and on which appears a recent photograph of the inspector.

- 25 “(2) Upon ceasing to occupy, or to act in, an office of inspector, a person shall not, without reasonable excuse, fail to return his or her identity card to the Chief Executive.

Penalty: \$100.”.

Section 13—

- 30 Repeal the section, substitute the following section:

SCHEDULE—continued

Production of identity cards

“13. An inspector who enters a shop or place for the purposes of this Act is not authorised to remain there if the inspector does not produce his or her identity card to the occupier on request.”.

5 ***Trespass on Territory Land Act 1932***

Section 3 (definition of “the Police Act”)—

Omit the definition.

Section 3—

Insert the following definition:

10 “ ‘inspector’ means an inspector under section 3A;”.

Section 3A—

Repeal the section, substitute the following section:

Inspectors

15 “3A. (1) There shall be 1 or more inspectors for the purposes of this Act.

“ (2) The Chief Executive shall create and maintain 1 or more offices in the Government Service the duties of which include performing the functions of an inspector.

“ (3) The following persons shall be inspectors:

- 20 (a) any public servant for the time being performing the duties of a Government Service office referred to in subsection (2);
- (b) any police officer.”.

Section 8—

After “Inspector” insert “other than a police officer”.

25 **Subsections 8A (5) and (6)—**

Omit “or a member of the Police Force of the Territory” (wherever occurring).

Subsection 8A (7)—

Omit “or a member of the Police Force”.

30 **Subsection 8A (10)—**

Omit the subsection.

SCHEDULE—continued**Subsection 9 (1)—**

Omit “A member of the Police Force of the Territory, or an”, substitute “An”.

Trustee Act 1957**5 Section 7 (definition of “the Public Trustee”)—**

Omit the definition, substitute the following definition:

“Public Trustee” means the Public Trustee for the Australian Capital Territory under the *Public Trustee Act 1985*”.

Water Pollution Act 1984**10 Subsection 5 (1) (definitions of “analyst” and “inspector”)—**

Omit the definitions, substitute the following definitions:

“ ‘analyst’ means an analyst under section 37A;

‘inspector’ means an inspector under section 7;”.

Subsection 5 (1)—**15 Insert the following definition:**

“ ‘identity card’ means—

(a) in relation to the Authority—the identity card issued to him or her under section 9 of the *Air Pollution Act 1984*;

20 (b) in relation to an inspector, or a delegate of the Authority under this Act—the identity card issued to him or her under section 9 of this Act;”.

Part II—

Repeal the Part, substitute the following Part:

“PART II—ADMINISTRATION**25 Inspectors**

“7. (1) There shall be 1 or more inspectors for the purposes of this Act.

30 “(2) Subject to this Act, an inspector referred to in paragraph (4) (a) shall perform such functions for the purposes of this Act as the Authority directs.

SCHEDULE—continued

“(3) The Chief Executive shall create and maintain 1 or more offices in the Government Service the duties of which include performing the functions of an inspector.

“(4) The following persons shall be inspectors:

- 5 (a) any public servant for the time being performing the duties of a Government Service office referred to in subsection (3);
- (b) the Authority, including a delegate of the Authority with any delegated powers of an inspector.

Delegation

- 10 “8. The Authority may, by instrument, delegate any of his or her powers under this Act to any person, other than the powers under sections 27, 30A, 30C, 32 and 33 and this power of delegation.

Identity cards

- 15 “9. (1) The Chief Executive shall issue to a delegate of the Authority with any delegated powers of an inspector an identity card that specifies the delegate’s name and delegated office and on which appears a recent photograph of the delegate.

- 20 “(2) The Chief Executive shall issue to an inspector an identity card that specifies the inspector’s name and office, and on which appears a recent photograph of the inspector.

 “(3) Upon ceasing—

- (a) to be a delegate of the Authority with any delegated powers of an inspector; or
- (b) to occupy, or to act in, an office of inspector;
- 25 a person shall not, without reasonable excuse, fail to return his or her identity card to the Chief Executive.

Penalty: \$100.”.

Subsection 30A (2)—

- 30 Omit “the Authority or the inspector, as the case may be,” substitute “the inspector”.

Subsection 32 (1)—

Omit “The Authority or an inspector”, substitute “An inspector”.

SCHEDULE—continued**Subsections 32 (3)—**

Omit all the words after “produce”, substitute “his or her identity card”.

Subsection 35 (1)—

Omit “The Authority or an inspector”, substitute “An inspector”.

5 Subsection 35 (2)—

Omit all the words after “produce”, substitute “his or her identity card”.

Section 37A—

Repeal the section, substitute the following sections:

Analysts

- 10 “37A. (1) There may be 1 or more analysts for the purposes of this Act.

“(2) The Chief Executive shall create and maintain 1 or more offices in the Government Service the duties of which include performing the functions of an analyst.

- 15 “(3) An analyst shall be any public servant for the time being performing the duties of a Government Service office referred to in subsection (2).”.

Identity cards—analysts

- 20 “37AA. (1) The Chief Executive shall issue to an analyst an identity card that specifies the analyst’s name and office, and on which appears a recent photograph of the analyst.

“(2) Upon ceasing to occupy, or to act in, an office of analyst, a person shall not, without reasonable excuse, fail to return his or her identity card to the Chief Executive.

- 25 Penalty: \$100.”.

Subsection 37B (3)—

Omit all the words after “produce”, substitute “his or her identity card”.

Paragraph 37H (1) (a)—

(a) Omit “the Authority or” (first occurring).

- 30 (b) Omit “the Authority or the inspector, as the case may be”, substitute “the inspector”.

SCHEDULE—continued

Further amendments—

The following provisions are amended by omitting “the Authority or”:

- 5 Subsection 30A (1), paragraph 30A (4) (c), subsections 32 (2), (3) and (4), paragraphs 32 (4) (b) and (c), subsection 32 (5), paragraphs 32 (5) (c) and (d), section 33, subsections 34 (1) and (4), paragraph 35 (1) (a), subsections 35 (2), 36 (1), (2) and (3), paragraph 37 (b) and subsection 37B (1).

Weights and Measures (Sale of Bread) Act 1929

Subsection 5 (1) (definition of “inspector”)—

- 10 Omit “appointed”.

Wills Act 1968

Section 4 (definition of “the Registrar”)—

Omit the definition, substitute the following definition:

- 15 “ ‘Registrar’ means the Registrar of Probates under the *Administration and Probate Act 1929*”.

Workers’ Compensation Act 1951

Subsection 6 (1) (definition of “inspector”)—

Omit the definition, substitute the following definition:

“ ‘inspector’ means an inspector under section 23D”.

20 **Sections 23D and 23E—**

Repeal the sections, substitute the following sections:

Inspectors

- 25 “23D. (1) There may be 1 or more inspectors for the purposes of this Act.
“(2) The Chief Executive shall create and maintain 1 or more offices in the Government Service the duties of which include performing the functions of an inspector.
“(3) An inspector shall be any public servant for the time being performing the duties of a Government Service office referred to in
30 subsection (3).

SCHEDULE—continued**Identity cards**

“23E. (1) The Chief Executive shall issue to an inspector an identity card that specifies the inspector’s name and office, and on which appears a recent photograph of the inspector.

- 5 “(2) Upon ceasing to occupy, or to act in, an office of inspector, a person shall not, without reasonable excuse, fail to return his or her identity card to the Chief Executive.

Penalty: \$100.”.

Workers’ Compensation Supplementation Fund Act 1980

- 10 **Section 2 (definition of “Manager”)—**

Omit the definition, substitute the following definition:

“ ‘Manager’ means the Manager of the Fund under section 8;”.

Section 8—

Repeal the section, substitute the following section:

- 15 **Manager of Fund**

“8. (1) There shall be a Manager of the Fund.

“(2) The Chief Executive shall create and maintain an office in the Government Service the duties of which include performing the functions of the Manager of the Fund.

- 20 “(3) The Manager shall be the public servant for the time being performing the duties of the Government Service office referred to in subsection (2).”.

Section 8A—

- 25 Omit “Where the Manager is a public servant, there”, substitute “There”.

Sections 9 and 10—

Repeal the sections, substitute the following section:

Evidence

- 30 “10. (1) All courts, judges and persons acting judicially shall take judicial notice of the signature of a person who performs, or who has performed, the functions of the Manager of the Fund and of the fact that he or she performs, or has performed, those functions.

SCHEDULE—continued

“(2) For the purposes of this Act, a document that purports to be signed by the Manager is to be taken to be signed by the Manager, unless the contrary is proved.”.

PART 2—AMENDMENT OF REGULATIONS

5 Boilers and Pressure Vessels Regulations

Regulation 5 (definition of “Chief Inspector”)—

Omit from the definition “appointed”.

Regulation 5 (definition of “inspector”)—

Omit the definition, substitute the following definition:

10 “ ‘inspector’ means an inspector of machinery under the Act (including the Chief Inspector);”.

Dangerous Goods Regulation, 1978 of the State of New South Wales in its application in the Territory

Subregulation 4 (1)—

15 Insert the following definitions:

“ ‘Chief Inspector’ means the Chief Inspector of Dangerous Goods under the *Dangerous Goods Act 1984*;

‘Chief Inspector of Machinery’ means the Chief Inspector of Machinery under the *Machinery Act 1949*;

20 ‘inspector’ means an inspector under the *Dangerous Goods Act 1984*;”.

Paragraph 238 (a)—

Omit “, appointed under the *Machinery Act 1949*”.

Further amendments—

25 The following provisions are amended by omitting “appointed under the *Machinery Act 1949*”:

Subparagraphs 113 (1) (a) (i) and (ii), paragraph 124 (5) (a), subregulations 126 (1) and 228 (4).

Inspection of Machinery Regulations

Regulation 1—

30 Repeal the regulation, substitute the following regulation:

SCHEDULE—continued**Citation**

“1. These Regulations may be cited as the Machinery Regulations.”.

Regulation 4 (definitions of “inspector” and “the Chief Inspector”)—

5 Omit the definitions, substitute the following definitions:

“ ‘inspector’ means an inspector of machinery under the Act (including the Chief Inspector);

‘Chief Inspector’ means the Chief Inspector of Machinery under the Act;”.

10 **Motor Omnibus Services Regulations**

Regulation 3—

Omit “(1)”.

Regulation 3 (definition of “inspector”)—

Omit the definition, substitute the following definition:

15 “ ‘inspector’ means an inspector under the Act;”.

Motor Traffic Regulations**Schedule (Part II, Item 104)—**

Omit from Column 3 “officer or member of police force”, substitute “motor traffic officer or police officer”.

20 **Proceeds of Crime Regulations**

Paragraphs 16 (1) (a), (b) and (c)—

(a) Omit “the person engaged in performing or exercising such functions, duties or powers in the name of, or on behalf of,”.

25 (b) Omit “Australian Public Service” (wherever occurring), substitute “Government Service”.

Subregulations 16 (2)—

Omit “Australian Public Service”, substitute “Government Service”.

Public Health (Barbers’ Shops) Regulations**Regulation 4—**

30 Insert the following definition:

SCHEDULE—continued

“ ‘Environmental Health Officer’ means an Environmental Health Officer under the *Public Health Act 1928*;”.

Subregulation 20 (3)—

Omit “inspector”, substitute “Environmental Health Officer”.

5 Regulation 23—

Omit “inspector”, substitute “Environmental Health Officer”.

Public Health (Boarding-houses) Regulations

Subregulation 3 (1)—

Insert the following definition:

- 10 “ ‘Environmental Health Officer’ means an Environmental Health Officer under the *Public Health Act 1928*;”.

Paragraph 16 (b)—

Omit “authorized officer”, substitute “Environmental Health Officer”.

Subregulation 17 (2)—

- 15 Omit “authorized officer”, substitute “Environmental Health Officer”.

Public Health (Dairy) Regulations

Subregulation 4 (1) (definition of “authorized officer”)—

Omit the definition.

Subregulation 4 (1)—

- 20 Insert the following definition:

“ ‘Environmental Health Officer’ means an Environmental Health Officer under the *Public Health Act 1928*;”.

Paragraphs 26 (a) and 39 (e)—

- 25 (a) Omit “authorized officer” (first occurring), substitute “Environmental Health Officer”.
(b) Omit “authorized” (last occurring).

Subparagraph 44 (d) (v)—

Omit “inspector”, substitute “Environmental Health Officer”.

SCHEDULE—continued**Subregulation 88 (2)—**

(a) Omit “authorized officer” (first occurring), substitute “Environmental Health Officer”.

(b) Omit “authorized” (last occurring).

5 Regulation 91—

Omit “authorized officer” (first occurring), substitute “Environmental Health Officer”.

Paragraph 91 (a)—

Omit “authorized”.

10 Subregulation 93 (1)—

(a) Omit “authorized officer” (first occurring), substitute “Environmental Health Officer”.

(b) Omit “authorized” (last occurring).

Paragraph 93 (2) (b)—

15 Omit “authorized officer”, substitute “Environmental Health Officer who submitted the sample”.

Subregulation 93 (4)—

(a) Omit “authorized officer” (first occurring), substitute “Environmental Health Officer”.

20 (b) Omit “authorized” (last occurring).

Regulation 94—

Repeal the regulation, substitute the following regulation:

Analyst

25 “94. (1) There may be an analyst for the purposes of these Regulations.

“(2) The functions of the analyst are to examine milk and cream in accordance with these Regulations.

30 “(3) The Chief Executive shall create and maintain an office in the Government Service the duties of which include performing the functions of the analyst.

“(4) The analyst shall be the public servant for the time being performing the duties of the Government Service office referred to in subregulation (3).”.

SCHEDULE—continued

Regulation 98—

(a) Omit “authorized officer” (first occurring), substitute “Environmental Health Officer”.

(b) Omit “authorized” (last occurring).

5 Further amendments—

The following provisions are amended by omitting “authorized officer” (wherever occurring) and substituting “Environmental Health Officer”:

10 Subregulations 19 (7), 20 (1), 21 (1), (2), (4) and (5) and 25 (1) and (2), paragraphs 26 (b) and (c), subregulation 27 (2), paragraphs 28 (1) (b), 30 (b) and (c), 31 (b), 39 (g), 51 (2) (b), 63 (1) (e) and 71 (a) and (b), subregulations 88 (1) and 89 (1), paragraph 89 (2) (a), regulation 90, paragraphs 91 (c) and (d), regulation 92, subregulation 93 (3) and paragraphs 99 (a), (b) and (c).

Public Health (General Sanitation) Regulations

15 Regulation 4 (definition of “Approved”)—

Omit “authorized person”, substitute “Environmental Health Officer”.

Regulation 4—

Insert the following definition:

20 “ ‘Environmental Health Officer’ means an Environmental Health Officer under the *Public Health Act 1928*;”.

Subregulations 11 (1) and (2) and 22 (4)—

Omit “authorized officer” (wherever occurring), substitute “Environmental Health Officer”.

25 Public Health (Infectious and Notifiable Diseases) Regulations

Subregulation 3 (1)—

Insert the following definition:

“ ‘Environmental Health Officer’ means an Environmental Health Officer under the *Public Health Act 1928*;”.

30 Subregulations 5 (8), 8 (2) and 22 (1)—

Omit “authorized officer”, substitute “Environmental Health Officer”.

SCHEDULE—continued**Public Health (Laundries, Dry Cleaning Establishments
and Dye Works) Regulations****Regulation 3—**

Insert the following definition:

- 5 “ ‘Environmental Health Officer’ means an Environmental Health Officer under the *Public Health Act 1928*;”.

Regulation 12—

Omit “inspector”, substitute “Environmental Health Officer”.

Public Health (Meat) Regulations

- 10 **Regulation 2 (definition of “Officer”)—**

Omit the definition.

Regulation 2—

Insert the following definition:

- 15 “ ‘Environmental Health Officer’ means an Environmental Health Officer under the *Public Health Act 1928*;”.

Paragraph 7 (c)—

Omit “the Inspector”, substitute “an Environmental Health Officer”.

Further amendments—

- 20 The following provisions are amended by omitting “Inspector” (wherever occurring) and substituting “Environmental Health Officer”:

Paragraphs 7 (d), (f) and (g), regulations 10 and 11, paragraphs 13 (a) and (f), subregulation 15 (2), regulation 16 and subregulations 20 (2) and 21 (4).

Public Health (Piggeries) Regulations

- 25 **Regulation 2—**

Insert the following definition:

“ ‘Environmental Health Officer’ means an Environmental Health Officer under the *Public Health Act 1928*;”.

Subparagraph 6 (b) (i)—

- 30 Omit “authorized officer”, substitute “Environmental Health Officer”.

SCHEDULE—continued

Subregulation 7 (2)—

Omit “authorized officer”, substitute “Environmental Health Officer”.

Public Health (Private Hospital) Regulations

Regulation 3—

5 Insert the following definition:

“ ‘Environmental Health Officer’ means an Environmental Health Officer under the *Public Health Act 1928*;”.

Paragraph 17 (a)—

10 (a) Omit “authorised person”, substitute “Environmental Health Officer”.

(b) Omit “or person”.

(c) Omit “or that person”.

Paragraphs 17 (f) and (i)—

Omit “authorised person”, substitute “Environmental Health Officer”.

15 **Subregulation 18 (4)—**

Omit “authorised person”, substitute “Environmental Health Officer”.

Public Health (Sale of Food and Drugs) Regulations

Regulation 3 (definition of “The Act”)—

Omit the definition, substitute the following definition:

20 “ ‘Act’ means the *Public Health Act 1928*;”.

Regulation 3—

Insert the following definition:

“ ‘Environmental Health Officer’ means an Environmental Health Officer under the Act;”.

25 **Subregulation 18 (2)—**

Omit “Any inspector, officer or”, substitute “An Environmental Health Officer or a”.

Subregulation 19 (1)—

30 Omit “Any inspector or authorized officer”, substitute “An Environmental Health Officer”.

SCHEDULE—continued**Subregulations 19 (3), (4), (5) and (6)—**

Omit “inspector or authorised officer”, substitute “Environmental Health Officer”.

Subregulation 19 (6A)—

- 5 Omit “inspector or authorised”.

Subregulation 19 (6B)—

Omit “inspector or authorising”.

Subregulation 19 (8)—

- 10 (a) Omit “any inspector or authorized officer”, substitute “an Environmental Health Officer”.
(b) Omit “inspector or authorized” (last occurring).

Subregulation 21 (1)—

Omit “inspector or authorized officer”, substitute “Environmental Health Officer”.

15 Regulation 45—

- (a) Omit “inspector” (first and second occurring), substitute “Environmental Health Officer”.
(b) Omit “inspector” (last occurring), substitute “officer”.

Paragraph 74 (e)—

- 20 Omit “inspector, permit such inspector”, substitute “Environmental Health Officer, permit the officer”.

Paragraph 83 (j)—

Omit “the inspector”, substitute “an Environmental Health Officer”.

Further amendments—

- 25 The following provisions are amended by omitting “inspector” (wherever occurring) and substituting “Environmental Health Officer”:

- 30 Regulation 29, paragraph 39 (d), regulations 43 and 46, paragraph 55 (c), subregulations 56 (5) and (7), regulation 63, paragraph 75 (g), subregulation 82 (2), paragraphs 83 (a), 84 (k), 85 (1) (f) and 86 (h), subregulation 95A (3) and paragraph 95A (5) (b).

NOTE ABOUT HEADINGS

On the day on which the regulations specified below are amended by this Act, headings to provisions in those regulations are altered as set out in the following table:

Regulations	Alteration
Public Health (Dairy) Regulations	
Regulation 88	Omit the heading, substitute the following heading: Powers of Environmental Health Officers
Public Health (Sale of Food and Drugs) Regulations	
Regulation 46	Omit “; methods approved by inspector”.

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