

2011

THE LEGISLATIVE ASSEMBLY  
FOR THE AUSTRALIAN CAPITAL TERRITORY

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(As presented)

(Attorney-General)

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

## Contents

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

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J2011-522

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

Contents

---

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

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(Attorney-General)

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

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### **A Bill for**

An Act to amend legislation about justice and community safety

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

1 **1 Name of Act**

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

4 **2 Commencement**

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

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

9 (2) Schedule 1, parts 1.1, 1.4, 1.6 to 1.8, 1.10 and 1.11 commence on  
10 the later of—

11 (a) the commencement of the *Statute Law Amendment Act 2011*  
12 *(No 3)*, section 5; and

13 (b) the commencement of this Act, section 3.

14 **3 Legislation amended—sch 1**

15 This Act amends the legislation mentioned in schedule 1.

1 **Schedule 1**            **Legislation amended**

2 (see s 3)

3 **Part 1.1**                **Agents Act 2003**

4 **[1.1] Dictionary, note 2**

5 *insert*

- 6                            • CrimTrac

7 **[1.2] Dictionary, definition of *police certificate***

8 *after*

9 Australian Federal Police

10 *insert*

11 or CrimTrac

12 **Part 1.2**                **Crimes (Sentence**  
13 **Administration) Act 2005**

14 **[1.3] Section 116I (1) (d) (iii)**

15 *omit*

16 **[1.4] Section 116N**

17 *omit*

18 **[1.5] Section 116ZS**

19 *omit*

20 and relevant credit reporting agency

1 **Part 1.3** **Fair Trading (Australian**  
2 **Consumer Law) Act 1992**

3 **[1.6] New section 33 (1) (ba)**

4 *insert*

5 (ba) investigate compliance with fair trading legislation; and

6 **[1.7] Section 36 (1)**

7 *after*

8 (b),

9 *insert*

10 (ba),

11 **Part 1.4** **Fair Trading (Motor Vehicle**  
12 **Repair Industry) Act 2010**

13 **[1.8] Dictionary, note 2**

14 *insert*

- 15
  - CrimTrac

16 **[1.9] Dictionary, definition of *police certificate***

17 *after*

18 Australian Federal Police

19 *insert*

20 or CrimTrac

1 **Part 1.5** **Legislation Act 2001**

2 **[1.10] Dictionary, part 1, definition of *road transport authority*,**  
3 **note**

4 *substitute*

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

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

11 **Part 1.6** **Liquor Act 2010**

12 **[1.11] Dictionary, definition of *police certificate***

13 *before*

14 CrimTrac

15 *insert*

16 the Australian Federal Police or

17 **[1.12] Dictionary, definition of *police certificate*, paragraph (a)**

18 *omit*

19 agency

20 *substitute*

21 Australian Federal Police or CrimTrac

1      **Part 1.7                          Pawnbrokers Act 1902**

2      **[1.13]      Section 28 (2)**

3                          *after*  
4                          police officer  
5                          *insert*  
6                          or CrimTrac

7      **[1.14]      Dictionary, note 2**

8                          *insert*  
9                                  • CrimTrac

10     **Part 1.8                          Prostitution Act 1992**

11     **[1.15]      Section 5, definition of *police report***

12                          *after*  
13                          police officer  
14                          *insert*  
15                          or CrimTrac

16     **[1.16]      Dictionary, note 2**

17                          *insert*  
18                                  • CrimTrac



1 **Part 1.9** **Road Transport (General) Act**  
2 **1999**

3 **[1.17] New section 16 (2A)**

4 *insert*

5 (2A) For this section, in relation to the exercise of a function under a  
6 provision of the road transport legislation, the *director-general* is  
7 the director-general of the administrative unit responsible for the  
8 provision.

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

11 **[1.18] Dictionary, note 2**

12 *insert*

- 13
  - administrative unit

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

15 **[1.19] Dictionary, note 2**

16 *insert*

- 17
  - CrimTrac

18 **[1.20] Dictionary, definition of *police certificate***

19 *after*

20 Australian Federal Police

21 *insert*

22 or CrimTrac



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## Endnotes

**1 Presentation speech**

Presentation speech made in the Legislative Assembly on 2011.

**2 Notification**

Notified under the Legislation Act on 2011.

**3 Republications of amended laws**

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

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