

AUSTRALIAN CAPITAL TERRITORY
 MACHINERY (AMENDMENT) ORDINANCE 1983
 FLAMMABLE LIQUIDS (AMENDMENT) ORDINANCE 1983
 LAKES (AMENDMENT) ORDINANCE 1983
 BUILDING AND SERVICES (AMENDMENT) ORDINANCE 1983
 ARCHITECTS (AMENDMENT) ORDINANCE 1983
 SCAFFOLDING AND LIFTS (AMENDMENT) ORDINANCE 1983
 POUNDS (AMENDMENT) ORDINANCE 1983
 WATER RATES (AMENDMENT) ORDINANCE 1983
 RACE COURSES (AMENDMENT) ORDINANCE 1983
 SALE OF MOTOR VEHICLES (AMENDMENT) ORDINANCE (NO.2) 1983
 REAL PROPERTY (AMENDMENT) ORDINANCE 1983
 REGISTRATION OF DEEDS (AMENDMENT) ORDINANCE 1983
 REGISTRATION OF BIRTHS, DEATHS AND MARRIAGES
 (AMENDMENT) ORDINANCE 1983
 ADOPTION OF CHILDREN (AMENDMENT) ORDINANCE 1983
 NATURE CONSERVATION (AMENDMENT) ORDINANCE 1983
 LOTTERIES (AMENDMENT) ORDINANCE 1983

EXPLANATORY STATEMENT

Section 12(10) of the Seat of Government (Administration) Act 1910 ("the Act") defines "determination" to mean a determination made by a Minister pursuant to a provision of an Ordinance empowering him to determine by notice in writing published in the Gazette, fees or charges for the purposes of the Ordinance.

Section 12(9A) of the Act provides that every determination shall be laid before each House of Parliament within fifteen sitting days of that House after the day on which the determination is made and if not so laid before each House of the Parliament, shall be void and of no effect.

Section 12(9B) of the Act provides that sections 12(4) to 12(7) inclusive of the Act, which deal with the disallowance of Ordinances, shall apply to a determination laid before a House of the Parliament as if the references in these sub-sections to an Ordinance were references to a determination.

The amending Ordinances set out in Column 1 of the Table will amend the principal Ordinances set out in Column 2 of the Table opposite to those amending Ordinances to empower the Minister to determine fees for the purposes of the existing Ordinance by notice in writing published in the Gazette.

TABLE

<u>COLUMN 1</u>	<u>COLUMN 2</u>
<u>AMENDING ORDINANCE</u>	<u>PRINCIPAL ORDINANCE</u>
Machinery (Amendment) Ordinance 1983	Machinery Ordinance 1949
Flammable Liquids (Amendment) Ordinance 1983	Flammable Liquids Ordinance 1976

COLUMN 1

COLUMN 2

AMENDING ORDINANCE

PRINCIPAL ORDINANCE

Lakes (Amendment) Ordinance
1983

Lakes Ordinance 1976

Building and Services (Amendment)
Ordinance 1983

Building and Services Ordinance 1924

Architects (Amendment)
Ordinance 1983

Architects Ordinance 1959

Scaffolding and Lifts
(Amendment) Ordinance 1983

Scaffolding and Lifts
Ordinance 1957

Pounds (Amendment) Ordinance
1983

Pounds Ordinance 1928

Water Rates (Amendment)
Ordinance 1983

Water Rates Ordinance 1959

Race Courses (Amendment)
Ordinance 1983

Race Courses Ordinance 1935

Sale of Motor Vehicles
(Amendment) Ordinance 1983

Sale of Motor Vehicles
Ordinance 1977

Real Property (Amendment)
Ordinance 1983

Real Property Ordinance 1925

Registration of Deeds
(Amendment) Ordinance 1983

Registration of Deeds
Ordinance 1957

Registration of Births, Deaths
and Marriages (Amendment)
Ordinance 1983

Registration of Births, Deaths
and Marriages Ordinance 1963

Adoption of Children (Amendment)
Ordinance 1983

Adoption of Children Ordinance 1965

Nature Conservation (Amendment)
Ordinance 1983

Nature Conservation
Ordinance 1980

Lotteries (Amendment)
Ordinance 1983

Lotteries Ordinance 1964

Details of the amending Ordinances are set out
in Attachments A to P.

Ord. No. 48/83
Ord. No. 45/83
Ord. No. 34/83
Ord. No. 47/83
Ord. No. 44/83

Ord. No. 49/83
Ord. No. 35/83
Ord. No. 40/83
Ord. No. 37/83
Ord. No. 38/83
Ord. No. 39/83
Ord. No. 41/83
Ord. No. 36/83
Ord. No. 42/83
Ord. No. 43/83
Ord. No. 56/83

ATTACHMENT M

REGISTRATION OF BIRTHS, DEATHS AND MARRIAGES
(AMENDMENT) ORDINANCE 1983

No.41,1983

Sections 1, 2, 3 and 4 deal with interpretation and commencement.

Section 5 amends section 19(5) of the principal Ordinance by providing that a notice containing particulars of the change of name of a child whose birth has been registered in the Territory will not be effective until the determined fee is paid and the notice furnished to the Registrar. Section 5 also effects minor consequential amendments to section 19(3) and 19(6) of the principal Ordinance.

Section 6 amends section 22 of the principal Ordinance which relates to the registration of a change of name, by omitting "a fee, of \$5.00" and substituting "the determined fee".

Section 7 amends section 51 of the principal Ordinance which relates to fees for the search of the appropriate index and register by:

- (a) omitting from sub-section (1) "prescribed fee" and substituting "determined fee".
- (b) omitting sub-section (7) which refers to fees specified in the Fifth Schedule;
- (c) omitting from paragraph 8(a) "fee specified in the third Column of item 1 in the Fifth Schedule" and substituting "determined fee"; and
- (d) omitting from sub-section (8) reference to fees specified in the Fifth Schedule and substituting reference to the determined fee.

Section 8 amends section 56 of the principal Ordinance, which relates to marriage in an overseas country of a person ordinarily resident in the Territory, by:

- (a) omitting from sub-section (4) the prescribed fee for the issue of a certificate solemnizing the marriage and substituting reference to the determined fee; and
- (b) omitting from sub-section (7) the prescribed fee for a search to be made of the Register of Foreign Marriage Notices and substituting reference to the determined fee.

Section 9 inserts a new section 62 into the principal Ordinance which empowers the Minister to determine fees for the purposes of the existing Ordinance by notice in the Gazette.

Section 10 repeals the Fifth Schedule to the principal Ordinance which prescribes fees for the purposes of the existing Ordinance.