



# **Australian Sports Drug Agency Amendment Act 1994**

**No. 42 of 1994**

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## **An Act to amend the *Australian Sports Drug Agency Act 1990***

*[Assented to 15 March 1994]*

The Parliament of Australia enacts:

### **Short title etc.**

**1.(1)** This Act may be cited as the *Australian Sports Drug Agency Amendment Act 1994*.

**(2)** In this Act, “**Principal Act**” means the *Australian Sports Drug Agency Act 1990*<sup>1</sup>.

### **Commencement**

**2.** This Act commences on the day on which it receives the Royal Assent.

**States may confer powers and functions on Agency etc.**

3. Section 9A of the Principal Act is amended by adding at the end the following subsection:

“(2) If a law of a State or Territory covered by subsection (1) confers jurisdiction, or a power or function, on:

- (a) the Federal Court of Australia; or
- (b) the Administrative Appeals Tribunal; or
- (c) a member or an officer of that Court or Tribunal;

then, subject to the regulations, that Court, Tribunal, member or officer, as the case may be, may exercise that jurisdiction or power, or perform that function.”.

**Agency to maintain Register of Notifiable Events**

4. Section 11 of the Principal Act is amended by adding at the end the following subsections:

“(2) A law of a State or Territory covered by subsection 9A(1) may require the Agency to record in the Register information about each person who, within the meaning of that law:

- (a) fails, without reasonable cause, to comply with a request to provide a sample made under that law by the Agency or an approved anti-doping body; or
- (b) returns a positive test result in relation to a sample provided as a result of such a request.

“(3) A law of a State or Territory that, in accordance with subsection (2), requires the Agency to record information in the Register may also require the Agency to remove that information from the Register.”.

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**NOTE**

1. No. 18, 1991, as amended. For previous amendments, see Nos. 33 and 179, 1991; and Nos. 21, 108 and 118, 1992.

*[Minister's second reading speech made in—  
Senate on 16 December 1993  
House of Representatives on 10 February 1994]*