

# **Trade Practices Act 1974**

## **Act No. 51 of 1974 as amended**

This compilation was prepared on 19 April 2010  
taking into account amendments up to Act No. 44 of 2010

**Volume 3** includes: Note 1  
Table of Acts  
Act Notes  
Table of Amendments  
Note 2  
Table A

The text of any of those amendments not in force  
on that date is appended in the Notes section

The operation of amendments that have been incorporated may be  
affected by application provisions that are set out in the Notes section



**Table of Acts****Notes to the *Trade Practices Act 1974*****Note 1**

The *Trade Practices Act 1974* as shown in this compilation comprises Act No. 51, 1974 amended as indicated in the Tables below.

The *Trade Practices Act 1974* was amended by the *Workplace Relations Amendment (Work Choices) (Consequential Amendments) Regulations 2006 (No. 1)* (SLI 2006 No. 50). The amendments are incorporated in this compilation.

For application, saving or transitional provisions made by the *Corporations (Repeals, Consequentials and Transitionals) Act 2001*, see Act No. 55, 2001.

For application, saving or transitional provisions made by the *Australian Communications and Media Authority (Consequential and Transitional Provisions) Act 2005*, see Act No. 45, 2005.

All other relevant information pertaining to application, saving or transitional provisions prior to 25 November 1996 is not included in this compilation. For subsequent information see Table A.

**Table of Acts**

Act	Number and year	Date of Assent	Date of commencement	Application, saving or transitional provisions
<i>Trade Practices Act 1974</i>	51, 1974	24 Aug 1974	Ss. 1 and 2: Royal Assent S. 55: 27 Sept 1975 (see <i>Gazette</i> 1975, No. S178) Remainder: 1 Oct 1974 (see <i>Gazette</i> 1974, No. 75B)	
<i>Postal and Telecommunications Commissions (Transitional Provisions) Act 1975</i>	56, 1975	12 June 1975	Ss. 4 and 38: 1 July 1975 (see s. 2(1) and <i>Gazette</i> 1975, No. S122) Remainder: Royal Assent	—
<i>Trade Practices Act 1975</i>	63, 1975	19 June 1975	19 June 1975	—
<i>Trade Practices Amendment Act 1976</i>	88, 1976	31 Aug 1976	31 Aug 1976	Ss. 2 and 6(2)

**Table of Acts**

Act	Number and year	Date of Assent	Date of commencement	Application, saving or transitional provisions
<i>Federal Court of Australia (Consequential Provisions) Act 1976</i>	157, 1976	9 Dec 1976	1 Feb 1977 (see s. 2 and <i>Gazette</i> 1977, No. S3)	—
<i>Trade Practices Amendment Act 1977</i>	81, 1977	16 June 1977	1 July 1977	Ss. 8(2)–(6), 22(2), 40(2), 41(2), 42(2), 47(2), 52(2), 54(2)–(7), 58(2), 62(2), 63(2) and 82
<i>Remuneration and Allowances Amendment Act 1977</i>	111, 1977	28 Oct 1977	Ss. 1, 2, 5, 9(2), 13, 16, 18 and 19(2): Royal Assent Remainder: 1 June 1977	S. 19(2)
<i>Trade Practices Amendment Act (No. 2) 1977</i>	151, 1977	10 Nov 1977	10 Nov 1977	S. 6
<i>Trade Practices Amendment Act 1978</i>	206, 1978	6 Dec 1978	6 Dec 1978	Ss. 8(2) and 20
<i>Trade Practices Amendment Act (No. 2) 1978</i>	207, 1978	6 Dec 1978	6 Dec 1978	—
<i>Trade Practices (Boycotts) Amendment Act 1980</i>	73, 1980	29 May 1980	29 May 1980	—
<i>Statute Law Revision Act 1981</i>	61, 1981	12 June 1981	S. 115: Royal Assent (a)	—
<i>Statute Law (Miscellaneous Amendments) Act 1981</i>	176, 1981	2 Dec 1981	Part XIX (s. 68): 30 Dec 1981 (b)	—
<i>Statute Law (Miscellaneous Amendments) Act (No. 2) 1982</i>	80, 1982	22 Sept 1982	Part LXXVI (ss. 278, 279): 20 Oct 1982 (c)	S. 280(2) and (3)
<i>Statute Law (Miscellaneous Provisions) Act (No. 1) 1983</i>	39, 1983	20 June 1983	S. 3: 18 July 1983 (d)	S. 7(1), (3) and (4)
<i>Public Service Reform Act 1984</i>	63, 1984	25 June 1984	S. 151(1): 1 July 1984 (see <i>Gazette</i> 1984, No. S245) (e)	S. 151(9)
<i>Remuneration and Allowances Amendment Act 1984</i>	73, 1984	25 June 1984	25 June 1984	—
<i>Statute Law (Miscellaneous Provisions) Act (No. 2) 1984</i>	165, 1984	25 Oct 1984	S. 3: (f)	S. 2(32) S. 2(28) (am. by 17, 1986, s. 75)

**Table of Acts**

Act	Number and year	Date of Assent	Date of commencement	Application, saving or transitional provisions
<b>as amended by</b>				
<i>Trade Practices Revision Act 1986</i>	17, 1986	13 May 1986	(see 17, 1986 below)	—
<i>Statute Law (Miscellaneous Provisions) Act (No. 1) 1985</i>	65, 1985	5 June 1985	S. 3: 3 July 1985 (g)	—
<i>Trade Practices (Transfer of Market Dominance) Amendment Act 1986</i>	8, 1986	1 May 1986	1 June 1986 (see <i>Gazette</i> 1986, No. S251)	—
<i>Trade Practices Revision Act 1986</i>	17, 1986	13 May 1986	Ss. 1, 2, 49(1), 51(1) and 64(1): Royal Assent Part III (ss. 74–76): 25 Oct 1984 Ss. 31 and 35: 1 July 1986 Remainder: 1 June 1986 (see <i>Gazette</i> 1986, No. S251)	Ss. 27(2), 31(2), 33(2), 34(2), 47(2), 50(2), 59(3) and 65(2)
<i>Statute Law (Miscellaneous Provisions) Act (No. 2) 1986</i>	168, 1986	18 Dec 1986	S. 3: Royal Assent (h)	S. 5(1)
<i>Jurisdiction of Courts (Miscellaneous Amendments) Act 1987</i>	23, 1987	26 May 1987	S. 3: (j)	S. 4
<i>Statute Law (Miscellaneous Provisions) Act 1987</i>	141, 1987	18 Dec 1987	S. 3: 1 Apr 1989 (see <i>Gazette</i> 1989, No. S88) (k)	S. 5(1)
<i>Family Court of Australia (Additional Jurisdiction and Exercise of Powers) Act 1988</i>	8, 1988	5 Apr 1988	Ss. 1–11, 12(b), (c), (e), (f), 13–21, 27, 29 and 30: Royal Assent S. 12(a) and (d): 1 Jan 1990 Remainder: 1 July 1988 (see <i>Gazette</i> 1988, No. S191)	—
<b>as amended by</b>				
<i>Law and Justice Legislation Amendment Act 1988</i>	120, 1988	14 Dec 1988	Part XI (ss. 34, 35): 5 Apr 1988 (l)	—
<i>Trade Practices Amendment Act 1988</i>	20, 1988	11 May 1988	S. 4: 1 July 1988 Remainder: Royal Assent	—
<i>Industrial Relations (Consequential Provisions) Act 1988</i>	87, 1988	8 Nov 1988	Ss. 1 and 2: Royal Assent Remainder: 1 Mar 1989 (see s. 2(2) and <i>Gazette</i> 1989, No. S53)	—

**Table of Acts**

Act	Number and year	Date of Assent	Date of commencement	Application, saving or transitional provisions
<b>as amended by</b>				
<i>Industrial Relations Legislation Amendment Act (No. 2) 1990</i>	108, 1990	18 Dec 1990	Ss. 8, 13 and 21: 1 Feb 1991 (see s. 2(4) and <i>Gazette</i> 1991, No. S18) Ss. 22, 23 and 24: 1 Mar 1989 S. 26: 1 Jan 1990 S. 33: 25 Mar 1991 (see <i>Gazette</i> 1991, No. S73) Remainder: Royal Assent	—
<i>Circuit Layouts Act 1989</i>	28, 1989	22 May 1989	Ss. 1 and 2: Royal Assent Remainder: 1 Oct 1990 (see <i>Gazette</i> 1990, No. S261)	—
<i>Trade Practices (International Liner Cargo Shipping) Amendment Act 1989</i>	34, 1989	30 May 1989	1 Aug 1989 (see <i>Gazette</i> 1989, No. S260)	S. 6
<i>Law and Justice Legislation Amendment Act 1989</i>	11, 1990	17 Jan 1990	Part 1 (ss. 1, 2) and Part 3 (ss. 6, 7): Royal Assent Ss. 8–10: 17 July 1990 Ss. 12, 13, 51(1)(b) and 51(2): 17 Jan 1990 (see s. 2(5)) Remainder: 14 Feb 1990	—
<i>Trade Practices (Misuse of Trans-Tasman Market Power) Act 1990</i>	70, 1990	16 June 1990	1 July 1990 (see <i>Gazette</i> 1990, No. S172)	—
<i>Trade Practices Amendment Act 1991</i>	49, 1991	24 Apr 1991	21 Dec 1990	—
<i>Industrial Relations Legislation Amendment Act 1991</i>	122, 1991	27 June 1991	Ss. 4(1), 10(b) and 15–20: 1 Dec 1988 Ss. 28(b)–(e), 30 and 31: 10 Dec 1991 (see <i>Gazette</i> 1991, No. S332) Remainder: Royal Assent	S. 31(2)
<i>Law and Justice Legislation Amendment Act 1991</i>	136, 1991	12 Sept 1991	Ss. 22–25: 10 Oct 1991 ( <i>m</i> )	S. 25
<i>Transport and Communications Legislation Amendment Act 1991</i>	173, 1991	25 Nov 1991	Ss. 48–56: Royal Assent ( <i>n</i> )	—
<i>Special Broadcasting Service Act 1991</i>	180, 1991	25 Nov 1991	S. 116: 23 Dec 1991 ( <i>o</i> )	—

**Table of Acts**

Act	Number and year	Date of Assent	Date of commencement	Application, saving or transitional provisions
<i>Law and Justice Legislation Amendment Act 1992</i>	22, 1992	13 Apr 1992	13 Apr 1992	—
<i>Territories Law Reform Act 1992</i>	104, 1992	30 June 1992	S. 24: 1 July 1992 (p)	—
<i>Broadcasting Services (Transitional Provisions and Consequential Amendments) Act 1992</i>	105, 1992	9 July 1992	5 Oct 1992 (see s. 2 and <i>Gazette</i> 1992, No. GN38)	—
<i>Trade Practices Amendment Act 1992</i>	106, 1992	9 July 1992	9 July 1992	S. 3
<i>Trade Practices Legislation Amendment Act 1992</i>	222, 1992	24 Dec 1992	21 Jan 1993	Ss. 10(2), 16(2), 18(2) and 21
<i>Industrial Relations Reform Act 1993</i>	98, 1993	22 Dec 1993	Ss. 42–48 and 54: 30 Mar 1994 (see <i>Gazette</i> 1994, No. S104) (q)	S. 54
<i>Insurance Laws Amendment Act (No. 2) 1994</i>	49, 1994	7 Apr 1994	Schedule (item 19): Royal Assent (r)	—
<i>Law and Justice Legislation Amendment Act (No. 2) 1994</i>	141, 1994	28 Nov 1994	S. 3 (items 21–26): Royal Assent (s)	—
<i>Competition Policy Reform Act 1995</i>	88, 1995	20 July 1995	Parts 1, 2 (ss. 1–34), Div. 2 of Part 5 (ss. 88–90) and Part 7 (s. 92): 17 Aug 1995 (t) Ss. 35–76 and 78: 6 Nov 1995 (see <i>Gazette</i> 1995, No. S423) (t) Div. 1 of Part 5 (ss. 80–87): 20 July 1996 (t) Part 6 (s. 91): (t)	Ss. 33, 34, 78, 88–90 and 92
<i>Statute Law Revision Act 1996</i>	43, 1996	25 Oct 1996	Schedule 4 (item 147): Royal Assent (u)	—
<i>Workplace Relations and Other Legislation Amendment Act 1996</i>	60, 1996	25 Nov 1996	Schedule 17 (items 1–11, 14–24): 17 Jan 1997 (see <i>Gazette</i> 1997, No. S18) (v)	Sch. 17 (items 29–37) [see Table A] S. 2(2) and (6) (am. by 77, 1996, Sch. 3 [items 1, 2])

**Table of Acts**

Act	Number and year	Date of Assent	Date of commencement	Application, saving or transitional provisions
<b>as amended by</b>				
<i>Workplace Relations and Other Legislation Amendment Act (No. 2) 1996</i>	77, 1996	19 Dec 1996	Schedule 3 (items 1, 2): (w)	—
<i>Trade Practices Amendment (Industry Access Codes) Act 1997</i>	28, 1997	10 Apr 1997	10 Apr 1997	—
<i>Trade Practices Amendment (Telecommunications) Act 1997</i>	58, 1997	30 Apr 1997	30 Apr 1997	Sch. 1 (item 15) [see Table A]
<i>Audit (Transitional and Miscellaneous) Amendment Act 1997</i>	152, 1997	24 Oct 1997	Schedule 2 (item 1260): 1 Jan 1998 (see <i>Gazette</i> 1997, No. GN49) (x)	—
<i>Telecommunications Legislation Amendment Act 1997</i>	200, 1997	16 Dec 1997	Schedule 2 (items 30–34): (y)	—
<i>Trade Practices Amendment (Fair Trading) Act 1998</i>	36, 1998	22 Apr 1998	Schedule 2: 1 July 1998 (see <i>Gazette</i> 1998, No. S301) Remainder: Royal Assent	—
<i>Financial Sector Reform (Consequential Amendments) Act 1998</i>	48, 1998	29 June 1998	Schedule 1 (item 194) and Schedule 2 (items 24–29): 1 July 1998 (see <i>Gazette</i> 1998, No. S316) (z)	—
<i>Gas Pipelines Access (Commonwealth) Act 1998</i>	101, 1998	30 July 1998	Schedule 1 (items 11–26): 30 July 1998 (za) Schedule 1 (items 27–56): Royal Assent (zb)	Sch. 1 (items 36, 47, 50) [see Table A]
<i>Trade Practices Amendment (Country of Origin Representations) Act 1998</i>	106, 1998	30 July 1998	Schedule 1: 13 Aug 1998 (see <i>Gazette</i> 1998, No. S398) Remainder: Royal Assent	—
<i>Telecommunications Legislation Amendment Act 1999</i>	52, 1999	5 July 1999	Schedule 1 (items 6–77): Royal Assent (zb) Schedule 3 (items 69–76, 81): 2 Aug 1999 (zb) Schedule 4 (items 17–20, 28): 1 July 1999 (zb)	Sch. 1 (items 72–77), Sch. 3 (item 81) and Sch. 4 (item 28) [see Table A]



**Table of Acts**

Act	Number and year	Date of Assent	Date of commencement	Application, saving or transitional provisions
<i>A New Tax System (Trade Practices Amendment) Act 1999</i>	61, 1999	8 July 1999	9 July 1999 (see s. 2)	—
<i>Public Employment (Consequential and Transitional) Amendment Act 1999</i>	146, 1999	11 Nov 1999	Schedule 1 (items 944–955): 5 Dec 1999 (see <i>Gazette</i> 1999, No. S584) (zc)	—
<i>A New Tax System (Indirect Tax and Consequential Amendments) Act 1999</i>	176, 1999	22 Dec 1999	Schedule 4: Royal Assent (zd)	—
<i>Federal Magistrates (Consequential Amendments) Act 1999</i>	194, 1999	23 Dec 1999	Schedule 25: 23 Dec 1999 (ze)	—
<i>Jurisdiction of Courts Legislation Amendment Act 2000</i>	57, 2000	30 May 2000	Schedule 1 (items 77–90): Royal Assent (zf)	—
<i>A New Tax System (Trade Practices Amendment) Act 2000</i>	69, 2000	22 June 2000	Schedule 2 (item 1): 6 Nov 1995 (see s. 2(2) and <i>Gazette</i> 1995, No. S423) Schedule 2 (item 2): 10 Apr 1997 (see s. 2(3)) Remainder: Royal Assent	—
<i>Trade Practices Amendment (International Liner Cargo Shipping) Act 2000</i>	123, 2000	5 Oct 2000	Schedule 1 (items 154–170, 180): 2 Mar 2001 Remainder: 2 Nov 2000	Sch. 1 (items 171–180) [see Table A]
<i>Jurisdiction of Courts (Miscellaneous Amendments) Act 2000</i>	161, 2000	21 Dec 2000	21 Dec 2000	—
<i>Treasury Legislation Amendment (Application of Criminal Code) Act (No. 1) 2001</i>	31, 2001	28 Apr 2001	Schedule 1 (items 240–290): 15 Dec 2001 (zg)	—
<b>as amended by</b>				
<i>Statute Law Revision Act 2002</i>	63, 2002	3 July 2002	Schedule 2 (item 35): (zga)	—
<i>Communications and the Arts Legislation Amendment Act 2001</i>	46, 2001	5 June 2001	5 June 2001	S. 6 [see Table A]
<i>Corporations (Repeals, Consequentials and Transitionals) Act 2001</i>	55, 2001	28 June 2001	Ss. 4–14 and Schedule 3 (items 550–557): 15 July 2001 (see <i>Gazette</i> 2001, No. S285) (zh)	Ss. 4–14 [see Note 1]

**Table of Acts**

Act	Number and year	Date of Assent	Date of commencement	Application, saving or transitional provisions
<i>Trade Practices Amendment Act (No. 1) 2001</i>	63, 2001	28 June 2001	Schedule 2 (items 1–3, 6–8): (zi) Schedule 2 (items 4, 5): (zi) Remainder: 26 July 2001	Sch. 1 (items 5, 8, 10, 13, 15, 17, 19, 21, 23, 25, 27, 29, 32, 34, 36, 38) and Sch. 2 (items 3, 5, 8) [see Table A]
<b>as amended by</b>				
<i>Statute Law Revision Act 2002</i>	63, 2002	3 July 2002	Schedule 2 (item 32): (zia)	—
<i>Treasury Legislation Amendment (Application of Criminal Code) Act (No. 3) 2001</i>	117, 2001	18 Sept 2001	S. 4: 15 Dec 2001 (zj) Schedule 3 (items 16–56): (zj)	S. 4 [see Table A]
<i>Financial Services Reform (Consequential Provisions) Act 2001</i>	123, 2001	27 Sept 2001	Schedule 1 (items 364–364D, 365–365B): 11 Mar 2002 (see <i>Gazette</i> 2001, No. GN42) (zk)	—
<i>Trade Practices Amendment (Telecommunications) Act 2001</i>	124, 2001	27 Sept 2001	27 Sept 2001	Sch. 1 (items 23, 24) [see Table A]
<i>Treasury Legislation Amendment (Application of Criminal Code) Act (No. 2) 2001</i>	146, 2001	1 Oct 2001	S. 4 and Schedule 2 (items 1, 2, 4–39): 15 Dec 2001 (zl) Schedule 2 (item 3): (zl)	S. 4 [see Table A]
<i>Statute Law Revision Act 2002</i>	63, 2002	3 July 2002	Schedule 1 (items 34, 35, 38): 1 July 1999 Schedule 1 (items 36, 37): Royal Assent	—
<i>Trade Practices Amendment Act (No. 1) 2002</i>	128, 2002	11 Dec 2002	11 Dec 2002	Sch. 1 (items 4, 7, 9) [see Table A]
<i>Telecommunications Competition Act 2002</i>	140, 2002	19 Dec 2002	19 Dec 2002	Sch. 2 (items 9, 15, 19, 21, 69, 110, 111, 113, 115) [see Table A]

**Table of Acts**

Act	Number and year	Date of Assent	Date of commencement	Application, saving or transitional provisions
<i>Trade Practices Amendment (Liability for Recreational Services) Act 2002</i>	146, 2002	19 Dec 2002	19 Dec 2002	—
<i>Maritime Legislation Amendment Act 2003</i>	7, 2003	19 Mar 2003	Schedule 1 (items 1–6): 1 Nov 2003 Schedule 1 (items 7–9): 20 Mar 2003 Remainder: Royal Assent	—
<i>Industry, Tourism and Resources Legislation Amendment Act 2003</i>	21, 2003	11 Apr 2003	Schedule 1 (items 25–29): 12 Apr 2003	Sch. 1 (item 29) [see Table A]
<i>Trade Practices Legislation Amendment Act 2003</i>	134, 2003	17 Dec 2003	Schedules 1 and 2: 1 Mar 2004 (see <i>Gazette</i> 2004, No. GN8) Remainder: Royal Assent	Sch. 2 (items 44–53, 56) [see Table A]
<i>Postal Services Legislation Amendment Act 2004</i>	69, 2004	22 June 2004	22 June 2004	—
<i>Corporate Law Economic Reform Program (Audit Reform and Corporate Disclosure) Act 2004</i>	103, 2004	30 June 2004	Schedule 3 (items 5, 6): 26 July 2004 (see <i>Gazette</i> 2004, No. GN28)	—
<i>Trade Practices Amendment (Australian Energy Market) Act 2004</i>	108, 2004	30 June 2004	Schedules 1 and 2: 23 May 2005 (see F2005L01121) Remainder: Royal Assent	—
<i>Trade Practices Amendment (Personal Injuries and Death) Act (No. 2) 2004</i>	113, 2004	13 July 2004	13 July 2004	Sch. 1 (item 11) [see Table A]
<i>Treasury Legislation Amendment (Professional Standards) Act 2004</i>	118, 2004	13 July 2004	13 July 2004	—
<i>Australian Communications and Media Authority (Consequential and Transitional Provisions) Act 2005</i>	45, 2005	1 Apr 2005	Schedule 1 (items 168–171) and Schedule 4: 1 July 2005 ( <i>zm</i> ) Schedule 2: ( <i>zm</i> )	Sch. 4 [see Note 1]

**Table of Acts**

Act	Number and year	Date of Assent	Date of commencement	Application, saving or transitional provisions
<i>Telecommunications Legislation Amendment (Competition and Consumer Issues) Act 2005</i>	119, 2005	23 Sept 2005	Schedules 4–6, Schedule 7 (items 1–3, 5–12, 14–19, 21–28), Schedule 9 and Schedule 12: 24 Sept 2005 Schedule 7 (items 4, 13, 20): 23 Mar 2006 Schedule 11 (items 8, 9): 1 Jan 2006 (see F2005L04117)	Sch. 4 (item 2) [see Table A]
<i>Trade Practices Amendment (Personal Injuries and Death) Act 2006</i>	11, 2006	23 Mar 2006	Schedule 1: 20 April 2006 Remainder: Royal Assent	Sch. 1 (item 8) [see Table A]
<i>Offshore Petroleum (Repeals and Consequential Amendments) Act 2006</i>	17, 2006	29 Mar 2006	Schedule 2 (items 113–116): 1 July 2008 (see s. 2(1) and F2008L02273)	—
<i>Jurisdiction of the Federal Magistrates Court Legislation Amendment Act 2006</i>	23, 2006	6 Apr 2006	Schedule 1: 4 May 2006	Sch. 1 (items 2, 5) [see Table A]
<i>Energy Legislation Amendment Act 2006</i>	60, 2006	22 June 2006	Schedule 1 (items 2–13) and Schedule 2 (item 14): Royal Assent Schedule 2 (items 12, 13, 15, 16): (zn)	—
<i>Trade Practices Amendment (National Access Regime) Act 2006</i>	92, 2006	18 Aug 2006	Schedule 1: 1 Oct 2006 (see F2006L02999) Remainder: Royal Assent	Sch. 1 (items 114–136) [see Table A]
<i>Tax Laws Amendment (Repeal of Inoperative Provisions) Act 2006</i>	101, 2006	14 Sept 2006	Schedule 5 (items 164, 165): Royal Assent	—
<i>Maritime Transport and Offshore Facilities Security Amendment (Security Plans and Other Measures) Act 2006</i>	109, 2006	27 Sept 2006	Schedule 2 (items 97–103): Royal Assent	—

**Table of Acts**

Act	Number and year	Date of Assent	Date of commencement	Application, saving or transitional provisions
<i>Trade Practices Legislation Amendment Act (No. 1) 2006</i>	131, 2006	6 Nov 2006	Schedule 1: 1 Jan 2007 (see F2006L04026) Schedules 2–8 and Schedule 9 (items 1–15, 20–24): 1 Jan 2007 Schedule 10: 7 Nov 2006 Schedule 11: Royal Assent	Sch. 1 (items 52, 53), Sch. 2 (items 13, 14), Sch. 3 (items 28, 29), Sch. 4 (item 2), Sch. 5 (item 4), Sch. 6 (item 20), Sch. 7 (items 18, 33, 35), Sch. 8 (items 28, 29) and Sch. 9 (items 15, 21, 24) [see Table A]
<i>Australian Energy Market Amendment (Gas Legislation) Act 2007</i>	45, 2007	10 Apr 2007	Schedule 1 (items 58–81): 1 July 2008 (see F2008L02164)	—
<i>Broadcasting Legislation Amendment (Digital Radio) Act 2007</i>	68, 2007	28 May 2007	Schedule 1: 29 May 2007 Schedule 2: (zo) Remainder: Royal Assent	—
<i>Corporations (NZ Closer Economic Relations) and Other Legislation Amendment Act 2007</i>	85, 2007	21 June 2007	Schedule 3 (items 3–9): 19 July 2007	—
<i>Water (Consequential Amendments) Act 2007</i>	138, 2007	3 Sept 2007	Schedule 1: 3 Mar 2008 (see s. 2(1)) Remainder: Royal Assent	—
<i>Trade Practices Legislation Amendment Act (No. 1) 2007</i>	159, 2007	24 Sept 2007	25 Sept 2007	Sch. 1 (item 4), Sch. 2 (item 12) and Sch. 3 (item 9) [see Table A]
<i>Trade Practices Amendment (Access Declarations) Act 2008</i>	7, 2008	20 Mar 2008	20 Mar 2008	—
<i>Australian Energy Market Amendment (Minor Amendments) Act 2008</i>	60, 2008	30 June 2008	Schedule 4: (zp)	—

**Table of Acts**

Act	Number and year	Date of Assent	Date of commencement	Application, saving or transitional provisions
<i>Trade Practices Legislation Amendment Act 2008</i>	116, 2008	21 Nov 2008	22 Nov 2008	Sch. 3 (items 13, 15) [see Table A]
<i>Offshore Petroleum Amendment (Greenhouse Gas Storage) Act 2008</i>	117, 2008	21 Nov 2008	Schedule 3 (item 60): 22 Nov 2008	—
<i>Trade Practices Amendment (Clarity in Pricing) Act 2008</i>	126, 2008	25 Nov 2008	Schedule 1: 25 May 2009 Schedule 2: 26 Nov 2008 Remainder: Royal Assent	Sch. 1 (item 5) [see Table A]
<i>Water Amendment Act 2008</i>	139, 2008	8 Dec 2008	Schedule 2 (items 3–5): 15 Dec 2008 (see F2008L04656)	—
<i>Australian Energy Market Amendment (AEMO and Other Measures) Act 2009</i>	17, 2009	26 Mar 2009	Schedule 1 (items 12, 14): 27 Mar 2009 Schedule 1 (item 13): 1 July 2009 (see F2009L02489 and South Australia <i>Gazette</i> 25 June 2009 No. 44, p3000)	—
<i>Fair Work (State Referral and Consequential and Other Amendments) Act 2009</i>	54, 2009	25 June 2009	Schedule 18 (items 24–31): (zq)	—
<i>Trade Practices Amendment (Cartel Conduct and Other Measures) Act 2009</i>	59, 2009	26 June 2009	Schedule 1 (items 3–128) and Schedule 2 (items 1–49, 52, 53): 24 July 2009 Schedule 2 (items 50, 51): 27 June 2009	Sch. 1 (item 118) and Sch. 2 (items 52, 53) [see Table A]
<i>Statute Stocktake (Regulatory and Other Laws) Act 2009</i>	111, 2009	16 Nov 2009	Schedule 1 (items 26–50, 107–109): 17 Nov 2009	Sch. 1 (items 49, 50) [see Table A]
<i>Crimes Legislation Amendment (Serious and Organised Crime) Act (No. 2) 2010</i>	4, 2010	19 Feb 2010	Schedule 11 (item 23): 20 Feb 2010	—
<i>Statute Law Revision Act 2010</i>	8, 2010	1 Mar 2010	Schedule 5 (items 125, 126): Royal Assent Schedule 5 (item 137): (zr)	—

**Table of Acts**

Act	Number and year	Date of Assent	Date of commencement	Application, saving or transitional provisions
<i>Trade Practices Amendment (Australian Consumer Law) Act (No. 1) 2010</i>	44, 2010	14 Apr 2010	Schedule 1, Schedule 2 (items 27, 29, 31, 32, 41–43, 46–50, 56–70, 72–74) and Schedule 4 (items 4, 5): [see Note 2 and Table A] Schedule 2 (items 1–26) and Schedule 4 (item 3): 15 Apr 2010 Schedule 2 (item 40): (zs)	Sch. 1 (item 2) [see Table A]

## Act Notes

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- (a) The *Trade Practices Act 1974* was amended by section 115 only of the *Statute Law Revision Act 1981*, subsection 2(1) of which provides as follows:
- (1) Subject to this section, this Act shall come into operation on the day on which it receives the Royal Assent.
- (b) The *Trade Practices Act 1974* was amended by Part XIX (section 68) only of the *Statute Law (Miscellaneous Amendments) Act 1981*, subsection 2(12) of which provides as follows:
- (12) The remaining provisions of this Act shall come into operation on the twenty-eighth day after the day on which this Act receives the Royal Assent.
- (c) The *Trade Practices Act 1974* was amended by Part LXXVI (sections 278 and 279) only of the *Statute Law (Miscellaneous Amendments) Act (No. 2) 1982*, subsection 2(16) of which provides as follows:
- (16) The remaining provisions of this Act shall come into operation on the twenty-eighth day after the day on which this Act receives the Royal Assent.
- (d) The *Trade Practices Act 1974* was amended by section 3 only of the *Statute Law (Miscellaneous Provisions) Act (No. 1) 1983*, subsection 2(1) of which provides as follows:
- (1) Subject to this section, this Act shall come into operation on the twenty-eighth day after the day on which it receives the Royal Assent.
- (e) The *Trade Practices Act 1974* was amended by subsection 151(1) only of the *Public Service Reform Act 1984*, subsection 2(4) of which provides as follows:
- (4) The remaining provisions of this Act shall come into operation on such day as is, or on such respective days as are, fixed by Proclamation.
- (f) The *Trade Practices Act 1974* was amended by section 3 only of the *Statute Law (Miscellaneous Provisions) Act (No. 2) 1984*, subsection 2(28) of which provides as follows:
- (28) The amendment of the *Trade Practices Act 1974* made by this Act shall come into operation on the day on which this Act receives the Royal Assent.
- (g) The *Trade Practices Act 1974* was amended by section 3 only of the *Statute Law (Miscellaneous Provisions) Act (No. 1) 1985*, subsection 2(1) of which provides as follows:
- (1) Subject to this section, this Act shall come into operation on the twenty-eighth day after the day on which it receives the Royal Assent.
- (h) The *Trade Practices Act 1974* was amended by section 3 only of the *Statute Law (Miscellaneous Provisions) Act (No. 2) 1986*, subsection 2(1) of which provides as follows:
- (1) Subject to this section, this Act shall come into operation on the day on which it receives the Royal Assent.
- (j) The *Trade Practices Act 1974* was amended by section 3 only of the *Jurisdiction of Courts (Miscellaneous Amendments) Act 1987*, subsection 2(2) of which provides as follows:
- (2) The amendments made by this Act to an Act specified in the Schedule shall come into operation on such day as is fixed by Proclamation in relation to those amendments.
- The date fixed in pursuance of subsection 2(2) was 1 September 1987 (see *Gazette* 1987, No. S217).
- (k) The *Trade Practices Act 1974* was amended by section 3 only of the *Statute Law (Miscellaneous Provisions) Act 1987*, subsection 2(32) of which provides as follows:
- (32) The amendment of the *Trade Practices Act 1974* made by this Act shall come into operation on a day to be fixed by Proclamation for the purposes of this subsection, being a day not earlier than the day on which the United Nations Convention on Contracts for the International Sale of Goods, adopted at Vienna, Austria, on 10 April 1980, enters into force in respect of Australia.
- (l) The *Family Court of Australia (Additional Jurisdiction and Exercise of Powers) Act 1988* was amended by Part XI (sections 34 and 35) only of the *Law and Justice Legislation Amendment Act 1988*, subsection 2(6) of which provides as follows:
- (6) Part XI shall be taken to have commenced on 5 April 1988.



**Act Notes**

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- (m) The *Trade Practices Act 1974* was amended by sections 22–24 only of the *Law and Justice Legislation Amendment Act 1991*, subsection 2(1) of which provides as follows:
- (1) Subject to this section, this Act commences on the 28th day after the day on which it receives the Royal Assent.
- (n) The *Trade Practices Act 1974* was amended by sections 48–56 only of the *Transport and Communications Legislation Amendment Act 1991*, subsection 2(1) of which provides as follows:
- (1) Subject to this section, this Act commences on the day on which it receives the Royal Assent.
- (o) The *Trade Practices Act 1974* was amended by section 116 only of the *Special Broadcasting Service Act 1991*, subsection 2(1) of which provides as follows:
- (1) Subject to subsection (2), this Act commences 28 days after the day on which it receives the Royal Assent.
- (p) The *Trade Practices Act 1974* was amended by section 24 only of the *Territories Law Reform Act 1992*, subsection 2(3) of which provides as follows:
- (3) The remaining provisions of this Act commence on 1 July 1992.
- (q) The *Trade Practices Act 1974* was amended by sections 42–48 only of the *Industrial Relations Reform Act 1993*, subsection 2(6) of which provides as follows:
- (6) Subject to subsection (7), the remaining provisions of this Act commence on a day or days to be fixed by Proclamation.
- (r) The *Trade Practices Act 1974* was amended by the Schedule (item 19) only of the *Insurance Laws Amendment Act (No. 2) 1994*, subsection 2(1) of which provides as follows:
- (1) Sections 1, 2 and 3 and the amendments contained in items 1, 2, 4, 5, 7, 17, 18 and 19 of the Schedule commence on the day on which this Act receives the Royal Assent.
- (s) The *Trade Practices Act 1974* was amended by section 3 (items 21–26) only of the *Law and Justice Legislation Amendment Act (No. 2) 1994*, subsection 2(1) of which provides as follows:
- (1) Subject to this section, this Act commences on the day on which it receives the Royal Assent.
- (t) The *Trade Practices Act 1974* was amended by sections 1–32, 35–76, 80–87 and 91 only of the *Competition Policy Reform Act 1995*, subsections 2(1), (2), (4) and (5) of which provide as follows:
- (1) The following provisions commence on the 28th day after the day on which this Act receives the Royal Assent:
    - (a) Parts 1, 2 and 7;
    - (b) Division 2 of Part 5.
  - (2) Part 3 commences on a day to be fixed by Proclamation. However, if Part 3 does not commence by Proclamation within the period of 6 months beginning on the day on which this Act receives the Royal Assent, then it commences on the first day after the end of that period.
  - (4) Division 1 of Part 5 commences on the first day after the end of the period of 12 months after the day on which this Act receives the Royal Assent.
  - (5) Part 6 commences immediately after the commencement of Division 1 of Part 5.
- (u) The *Trade Practices Act 1974* was amended by Schedule 4 (item 147) only of the *Statute Law Revision Act 1996*, subsection 2(1) of which provides as follows:
- (1) Subject to subsections (2) and (3), this Act commences on the day on which it receives the Royal Assent.
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## Act Notes

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- (v) The *Trade Practices Act 1974* was amended by Schedule 17 (items 1–11 and 14–24) only of the *Workplace Relations and Other Legislation Amendment Act 1996*, subsection 2(2) of which provides as follows:
- (2) Subject to subsection (3), the items of the Schedules, other than Schedule 5, item 1 of Schedule 9, items 2 and 3 of Schedule 12, item 90 of Schedule 16 and the items of Schedule 19, commence on a day or days to be fixed by Proclamation.
- (w) The *Workplace Relations and Other Legislation Amendment Act 1996* was amended by Schedule 3 (items 1 and 2) only of the *Workplace Relations and Other Legislation Amendment Act (No. 2) 1996*, subsection 2(4) of which provides as follows:
- (4) The items of Schedule 3 are taken to have commenced immediately after the *Workplace Relations and Other Legislation Amendment Act 1996* received the Royal Assent.
- The *Workplace Relations and Other Legislation Amendment Act 1996* received the Royal Assent on 25 November 1996.
- (x) The *Trade Practices Act 1974* was amended by Schedule 2 (item 1260) only of the *Audit (Transitional and Miscellaneous) Amendment Act 1997*, subsection 2(2) of which provides as follows:
- (2) Schedules 1, 2 and 4 commence on the same day as the *Financial Management and Accountability Act 1997*.
- (y) The *Trade Practices Act 1974* was amended by Schedule 2 (items 30–34) only of the *Telecommunications Legislation Amendment Act 1997*, subsection 2(4) of which provides as follows:
- (4) Items 30, 31, 32, 33 and 34 of Schedule 2 are taken to have commenced on 30 April 1997, immediately after the commencement of Schedule 1 to the *Trade Practices Amendment (Telecommunications) Act 1997*.
- (z) The *Trade Practices Act 1974* was amended by Schedule 1 (item 194) and Schedule 2 (items 24–29) only of the *Financial Sector Reform (Consequential Amendments) Act 1998*, subsection 2(2) of which provides as follows:
- (2) Subject to subsections (3) to (14), Schedules 1, 2 and 3 commence on the commencement of the *Australian Prudential Regulation Authority Act 1998*.
- (za) The *Trade Practices Act 1974* was amended by Schedule 1 (items 11–35, 37–46, 48, 49, 51–56) only of the *Gas Pipelines Access (Commonwealth) Act 1998*, subsections 2(1) and (3) of which provide as follows:
- (1) Subject to subsections (2) and (3), this Act commences at the commencement of sections 13 and 14 of the *Gas Pipelines Access (South Australia) Act 1997* of South Australia.
  - (3) Items 27 to 56 of Schedule 1 commence on the day on which this Act receives the Royal Assent.
- The *Gas Pipelines Access (South Australia) Act 1997* of South Australia came into operation on 30 July 1998 (see South Australian Government Gazette 2 April 1998, p. 1606).
- (zb) The *Trade Practices Act 1974* was amended by Schedule 1 (items 6–71), Schedule 3 (items 69–76) and Schedule 4 (items 17–20) only of the *Telecommunications Legislation Amendment Act 1999*, subsections 2(1), (4) and (6) of which provide as follows:
- (1) Subject to this section, this Act commences on the day on which it receives the Royal Assent.
  - (4) Subject to subsection (5), Schedule 3 commences on the commencement of section 1 of the *Telecommunications (Consumer Protection and Service Standards) Act 1999*.
  - (6) Schedule 4 commences on 1 July 1999.

**Act Notes**

- (zc) The *Trade Practices Act 1974* was amended by Schedule 1 (items 944–955) only of the *Public Employment (Consequential and Transitional) Amendment Act 1999*, subsections 2(1) and (2) of which provide as follows:
- (1) In this Act, **commencing time** means the time when the *Public Service Act 1999* commences.
  - (2) Subject to this section, this Act commences at the commencing time.
- (zd) The *Trade Practices Act 1974* was amended by Schedule 4 only of the *A New Tax System (Indirect Tax and Consequential Amendments) Act 1999*, subsection 2(1) of which provides as follows:
- (1) Subject to this section, this Act commences on the day on which it receives the Royal Assent.
- (ze) The *Trade Practices Act 1974* was amended by Schedule 25 only of the *Federal Magistrates (Consequential Amendments) Act 1999*, subsection 2(1) of which provides as follows:
- (1) Subject to this section, this Act commences on the commencement of the *Federal Magistrates Act 1999*.
- (zf) The *Trade Practices Act 1974* was amended by Schedule 1 (items 77–90) only of the *Jurisdiction of Courts Legislation Amendment Act 2000*, subsection 2(1) of which provides as follows:
- (1) Subject to this section, this Act commences on the day on which it receives the Royal Assent.
- (zg) The *Trade Practices Act 1974* was amended by Schedule 1 (items 240–290) only of the *Treasury Legislation Amendment (Application of Criminal Code) Act (No. 1) 2001*, subsection 2(4) of which provides as follows:
- (4) The remaining items of Schedule 1 to this Act commence on the day specified in subsection 2.2(2) of the *Criminal Code*.
- (zga) Subsection 2(1) (item 64) of the *Statute Law Revision Act 2002* provides as follows:
- (1) Each provision of this Act specified in column 1 of the table commences, or is taken to have commenced, on the day or at the time specified in column 2 of the table.

**Commencement information**

<b>Column 1</b>	<b>Column 2</b>	<b>Column 3</b>
<b>Provision(s)</b>	<b>Commencement</b>	<b>Date/Details</b>
64. Schedule 2, item 35	Immediately after the time specified in the <i>Treasury Legislation Amendment (Application of Criminal Code) Act (No. 1) 2001</i> for the commencement of item 242 of Schedule 1 to that Act	15 December 2001

- (zh) The *Trade Practices Act 1974* was amended by Schedule 3 (items 550–557) only of the *Corporations (Repeals, Consequentials and Transitionals) Act 2001*, subsection 2(3) of which provides as follows:
- (3) Subject to subsections (4) to (10), Schedule 3 commences, or is taken to have commenced, at the same time as the *Corporations Act 2001*.

## Act Notes

(zi) Subsections 2(2)(a) and (3) of the *Trade Practices Amendment Act (No. 1) 2001* provide as follows:

- (2) Items 4 and 5 of Schedule 2 commence immediately after the later of:
  - (a) the commencement of section 1;
- (3) The items of Schedule 2 (other than items 4 and 5) commence immediately after the commencement of item 260 of Schedule 1 to the *Treasury Legislation Amendment (Application of Criminal Code) Act (No. 1) 2001*.

Schedule 1 (item 260) commenced on 15 December 2001.

(zia) Subsection 2(1) (item 61) of the *Statute Law Revision Act 2002* provides as follows:

- (1) Each provision of this Act specified in column 1 of the table commences, or is taken to have commenced, on the day or at the time specified in column 2 of the table.

Provision(s)	Commencement	Date/Details
61. Schedule 2, item 32	Immediately after the time specified in the <i>Trade Practices Amendment Act (No. 1) 2001</i> for the commencement of item 1 of Schedule 2 to that Act	15 December 2001

(zj) The *Trade Practices Act 1974* was amended by Schedule 3 (items 16–56) only of the *Treasury Legislation Amendment (Application of Criminal Code) Act (No. 3) 2001*, subsections 2(1) and (4) of which provide as follows:

- (1) Subject to this section, this Act commences on the day mentioned in subsection 2.2(2) of the *Criminal Code*.
- (4) Schedule 2 and Part 4 of Schedule 3 are taken to have commenced immediately after the commencement of item 14 of Schedule 1 to the *Treasury Legislation Amendment (Application of Criminal Code) Act (No. 1) 2001*.

Schedule 1 (item 14) commenced on 15 December 2001.

(zk) The *Trade Practices Act 1974* was amended by Schedule 1 (items 364–365B) only of the *Financial Services Reform (Consequential Provisions) Act 2001*, subsections 2(1), (6) and (15)(a) of which provide as follows:

- (1) In this section:  
**FSR commencement** means the commencement of item 1 of Schedule 1 to the *Financial Services Reform Act 2001*.
- (6) Subject to subsections (7) to (17), the other items of Schedule 1 commence on the FSR commencement.
- (15) Subject to subsection (17), item 365 of Schedule 1 commences on the later of:
  - (a) the FSR commencement; and

(zl) The *Trade Practices Act 1974* was amended by Schedule 2 only of the *Treasury Legislation Amendment (Application of Criminal Code) Act (No. 2) 2001*, subsections 2(1) and (2)(b) of which provide as follows:

- (1) Subject to this section, this Act commences on the day mentioned in subsection 2.2(2) of the *Criminal Code*.
- (2) Item 3 of Schedule 2 commences immediately after the later of:
  - (b) the commencement of item 274 of Schedule 1 to the *Treasury Legislation Amendment (Application of Criminal Code) Act (No. 1) 2001*.

Schedule 1 (item 274) commenced on 15 December 2001.

**Act Notes**

(zm) Subsection 2(1) (items 2, 3 and 10) of the *Australian Communications and Media Authority (Consequential and Transitional Provisions) Act 2005* provide as follows:

- (1) Each provision of this Act specified in column 1 of the table commences, or is taken to have commenced, in accordance with column 2 of the table. Any other statement in column 2 has effect according to its terms.

<b>Provision(s)</b>	<b>Commencement</b>	<b>Date/Details</b>
2. Schedule 1	At the same time as section 6 of the <i>Australian Communications and Media Authority Act 2005</i> commences.	1 July 2005
3. Schedule 2	Immediately after the commencement of the provision(s) covered by table item 2.	1 July 2005
10. Schedule 4	At the same time as section 6 of the <i>Australian Communications and Media Authority Act 2005</i> commences.	1 July 2005

(zn) Subsection 2(1) (items 5 and 7) of the *Energy Legislation Amendment Act 2006* provides as follows:

- (1) Each provision of this Act specified in column 1 of the table commences, or is taken to have commenced, in accordance with column 2 of the table. Any other statement in column 2 has effect according to its terms.

<b>Provision(s)</b>	<b>Commencement</b>	<b>Date/Details</b>
5. Schedule 2, items 12 and 13	Immediately after the commencement of Schedules 1 and 2 to the <i>Trade Practices Amendment (Australian Energy Market) Act 2004</i> .	23 May 2005
7. Schedule 2, items 15 and 16	Immediately after the commencement of Schedules 1 and 2 to the <i>Trade Practices Amendment (Australian Energy Market) Act 2004</i> .	23 May 2005

(zo) Subsection 2(1) (item 3) of the *Broadcasting Legislation Amendment (Digital Radio) Act 2007* provides as follows:

- (1) Each provision of this Act specified in column 1 of the table commences, or is taken to have commenced, in accordance with column 2 of the table. Any other statement in column 2 has effect according to its terms.

<b>Provision(s)</b>	<b>Commencement</b>	<b>Date/Details</b>
3. Schedule 2	The later of: (a) immediately after the commencement of Schedule 1 to this Act; and (b) immediately after the commencement of section 155AAA of the <i>Trade Practices Act 1974</i> .  However, the provision(s) do not commence at all if the event mentioned in paragraph (b) does not occur.	19 July 2007  (paragraph (b) applies)

**Act Notes**

(zp) Subsection 2(1) (item 4) of the *Australian Energy Market Amendment (Minor Amendments) Act 2008* provides as follows:

- (1) Each provision of this Act specified in column 1 of the table commences, or is taken to have commenced, in accordance with column 2 of the table. Any other statement in column 2 has effect according to its terms.

<b>Provision(s)</b>	<b>Commencement</b>	<b>Date/Details</b>
4. Schedule 4	Immediately after the commencement of Schedule 1 to the <i>Australian Energy Market Amendment (Gas Legislation) Act 2007</i> .	1 July 2008 (see F2008L02164)

(zq) Subsection 2(1) (item 41) of the *Fair Work (State Referral and Consequential and Other Amendments) Act 2009* provides as follows:

- (1) Each provision of this Act specified in column 1 of the table commences, or is taken to have commenced, in accordance with column 2 of the table. Any other statement in column 2 has effect according to its terms.

<b>Provision(s)</b>	<b>Commencement</b>	<b>Date/Details</b>
41. Schedule 18	Immediately after the commencement of Part 2-4 of the <i>Fair Work Act 2009</i> .	1 July 2009 (see F2009L02563)

(zr) Subsection 2(1) (items 31 and 38) of the *Statute Law Revision Act 2010* provides as follows:

- (1) Each provision of this Act specified in column 1 of the table commences, or is taken to have commenced, in accordance with column 2 of the table. Any other statement in column 2 has effect according to its terms.

<b>Provision(s)</b>	<b>Commencement</b>	<b>Date/Details</b>
31. Schedule 5, items 1 to 51	The day this Act receives the Royal Assent.	1 March 2010
38. Schedule 5, Parts 2 and 3	Immediately after the provision(s) covered by table item 31.	1 March 2010

(zs) Subsection 2(1) (item 5) of the *Trade Practices Amendment (Australian Consumer Law) Act (No. 1) 2010* provides as follows:

- (1) Each provision of this Act specified in column 1 of the table commences, or is taken to have commenced, in accordance with column 2 of the table. Any other statement in column 2 has effect according to its terms.

<b>Provision(s)</b>	<b>Commencement</b>	<b>Date/Details</b>
5. Schedule 2, item 40	At the same time as the provision(s) covered by table item 2.  However, if Schedule 1 to the <i>Statute Stocktake (Regulatory and Other Laws) Act 2009</i> commences before that time, the provision(s) do not commence at all.	Does not commence at all

**Table of Amendments****Table of Amendments**

ad. = added or inserted   am. = amended   rep. = repealed   rs. = repealed and substituted	
Provision affected	How affected
<b>Part I</b>	
S. 2 .....	rep. No. 81, 1977 ad. No. 88, 1995
S. 2A .....	ad. No. 81, 1977 am. No. 34, 1989; No. 88, 1995; No. 134, 2003; No. 108, 2004
S. 2B .....	ad. No. 88, 1995 am. No. 58, 1997; No. 61, 1999; No. 111, 2009
S. 2BA .....	ad. No. 131, 2006
S. 2C .....	ad. No. 88, 1995 am. No. 131, 2006
S. 2D .....	ad. No. 88, 1995 rep. No. 131, 2006
S. 4 .....	am. Nos. 88 and 157, 1976; No. 81, 1977; No. 206, 1978; No. 17, 1986; No. 8, 1988; No. 70, 1990; Nos. 104 and 222, 1992; No. 88, 1995; No. 60, 1996; No. 48, 1998; No. 55, 2001; Nos. 108 and 113, 2004; No. 131, 2006; Nos. 45 and 159, 2007; No. 60, 2008; Nos. 17 and 59, 2009; No. 44, 2010
S. 4A .....	ad. No. 81, 1977 am. No. 88, 1995; No. 131, 2006
S. 4B .....	ad. No. 81, 1977 am. No. 151, 1977; No. 17, 1986; No. 88, 1995
S. 4C .....	ad. No. 81, 1977 am. No. 88, 1995
S. 4D .....	ad. No. 81, 1977 am. No. 206, 1978; No. 17, 1986
S. 4E .....	ad. No. 81, 1977 am. No. 70, 1990
S. 4F .....	ad. No. 81, 1977 am. No. 60, 1996
Ss. 4G, 4H .....	ad. No. 81, 1977
Ss. 4J, 4K .....	ad. No. 81, 1977
S. 4KA .....	ad. No. 113, 2004
S. 4L .....	ad. No. 81, 1977 am. No. 17, 1986; No. 44, 2010
S. 4M .....	ad. No. 81, 1977
S. 4N .....	ad. No. 101, 1998 am. Nos. 17 and 92, 2006; No. 117, 2008
Heading to s. 5 .....	am. No. 61, 1999; No. 31, 2001; Nos. 59 and 111, 2009
S. 5 .....	am. No. 17, 1986; No. 70, 1990; No. 222, 1992; No. 106, 1998; No. 61, 1999; No. 31, 2001; Nos. 59 and 111, 2009

**Table of Amendments**


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ad. = added or inserted   am. = amended   rep. = repealed   rs. = repealed and substituted	
Provision affected	How affected
Heading to s. 6 .....	am. No. 61, 1999; No. 31, 2001; No. 111, 2009
S. 6 .....	am. No. 88, 1976; No. 81, 1977; Nos. 206 and 207, 1978; No. 73, 1980; No. 17, 1986; No. 70, 1990; Nos. 106 and 222, 1992; No. 98, 1993; No. 88, 1995; No. 60, 1996; No. 58, 1997; No. 106, 1998; No. 61, 1999; No. 69, 2000; No. 31, 2001 (as am. by No. 63, 2002); No. 117, 2001; No. 134, 2003; No. 131, 2006; No. 126, 2008; Nos. 59 and 111, 2009; No. 44, 2010
S. 6AA .....	ad. No. 146, 2001 am. No. 59, 2009
<b>Part II</b>	
Heading to Part II .....	rs. No. 88, 1995
S. 6A .....	ad. No. 81, 1977 am. No. 88, 1995
S. 7 .....	rs. No. 81, 1977 am. No. 88, 1995; No. 106, 1998
Note to s. 7(2) .....	ad. No. 108, 2004
S. 8 .....	am. No. 81, 1977; No. 88, 1995
S. 8A .....	ad. No. 81, 1977 am. No. 88, 1995; No. 131, 2006
S. 8AB .....	ad. No. 108, 2004
S. 9 .....	am. No. 81, 1977; No. 88, 1995
Heading to s. 10 .....	rs. No. 159, 2007
S. 10 .....	am. No. 81, 1977; No. 88, 1995; No. 159, 2007; No. 116, 2008
S. 11 .....	am. No. 88, 1976; No. 17, 1986; No. 88, 1995; No. 159, 2007
S. 12 .....	am. No. 88, 1976; No. 81, 1977 rs. No. 122, 1991 am. No. 146, 1999
S. 13 .....	am. No. 88, 1976 rs. No. 81, 1977 am. No. 206, 1978; No. 88, 1995
S. 14 .....	rs. No. 81, 1977 am. No. 88, 1995
S. 15 .....	am. No. 81, 1977; No. 88, 1995
S. 16 .....	am. No. 88, 1995
S. 17 .....	am. No. 88, 1976; No. 81, 1977 rs. No. 17, 1986 am. No. 88, 1995
S. 18 .....	am. No. 17, 1986; No. 88, 1995; No. 159, 2007
S. 19 .....	am. No. 88, 1995; No. 159, 2007
S. 20 .....	rep. No. 81, 1977 ad. No. 88, 1995 rep. No. 152, 1997
Ss. 21–23 .....	rep. No. 81, 1977
S. 24 .....	am. No. 88, 1976 rep. No. 81, 1977

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**Table of Amendments**

ad. = added or inserted   am. = amended   rep. = repealed   rs. = repealed and substituted	
Provision affected	How affected
S. 25 .....	am. No. 58, 1997; No. 52, 1999; No. 134, 2003; No. 69, 2004; No. 119, 2005; No. 131, 2006; No. 138, 2007
Note to s. 25(1) .....	ad. No. 134, 2003
S. 26 .....	am. No. 81, 1977 rep. No. 65, 1985 ad. No. 48, 1998 am. Nos. 31 and 55, 2001
S. 27 .....	am. No. 63, 1984; No. 88, 1995; No. 146, 1999
S. 27A .....	ad. No. 88, 1995
S. 28 .....	am. No. 88, 1976; No. 81, 1977; No. 88, 1995
S. 29 .....	am. No. 88, 1976; No. 81, 1977; No. 17, 1986; No. 88, 1995; No. 58, 1997; No. 123, 2000; No. 134, 2003
<b>Part IIA</b>	
Part IIA .....	ad. No. 88, 1995
S. 29AA .....	ad. No. 60, 2006 rep. No. 45, 2007
S. 29A .....	ad. No. 88, 1995
S. 29B .....	ad. No. 88, 1995 am. No. 101, 1998; No. 60, 2006; No. 45, 2007
Note to s. 29B(2B) .....	am. No. 45, 2007
Ss. 29BA, 29BB .....	ad. No. 60, 2006 am. No. 45, 2007
Heading to s. 29BC .....	am. No. 45, 2007
S. 29BC .....	ad. No. 60, 2006 am. No. 45, 2007
Ss. 29C–29F .....	ad. No. 88, 1995
S. 29G .....	ad. No. 88, 1995 am. No. 146, 1999
Ss. 29H, 29I .....	ad. No. 88, 1995
S. 29J .....	ad. No. 88, 1995 am. No. 134, 2003
Ss. 29K, 29L .....	ad. No. 88, 1995
S. 29M .....	ad. No. 88, 1995 am. No. 146, 1999
S. 29N .....	ad. No. 88, 1995
S. 29O .....	ad. No. 88, 1995 am. No. 92, 2006
<b>Part III</b>	
Heading to Part III .....	rs. No. 88, 1995
S. 29P .....	ad. No. 131, 2006
S. 30 .....	am. No. 88, 1995
S. 31 .....	am. No. 81, 1977; No. 88, 1995
Heading to s. 31A .....	am. No. 88, 1995
S. 31A .....	ad. No. 111, 1977 am. No. 88, 1995
S. 32 .....	am. No. 88, 1995

**Table of Amendments**


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 ad. = added or inserted   am. = amended   rep. = repealed   rs. = repealed and substituted
 

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Provision affected	How affected
Heading to s. 33 .....	am. No. 88, 1995
S. 33 .....	rs. No. 88, 1976 am. No. 81, 1977 rs. No. 111, 1977 am. No. 73, 1984; No. 43, 1996
S. 34 .....	am. No. 80, 1982; No. 106, 1998
S. 35 .....	am. No. 81, 1977; No. 61, 1981; No. 88, 1995
S. 36 .....	am. No. 88, 1995
Heading to s. 39 .....	rs. No. 131, 2006
S. 39 .....	am. No. 131, 2006
S. 40 .....	rs. No. 17, 1986 am. No. 123, 2000
S. 43 .....	am. No. 88, 1995
Ss. 43A, 43B .....	ad. No. 88, 1995
S. 44 .....	am. No. 81, 1977; No. 88, 1995; No. 146, 1999
S. 44A .....	ad. No. 206, 1978 am. No. 88, 1995; No. 146, 1999
<b>Part IIIAA</b>	
Part IIIAA .....	ad. No. 108, 2004
<b>Division 1</b>	
S. 44AB .....	ad. No. 108, 2004 am. No. 60, 2006; No. 45, 2007
Ss. 44AC, 44AD .....	ad. No. 108, 2004
<b>Division 2</b>	
Ss. 44AE–44AG .....	ad. No. 108, 2004
<b>Division 3</b>	
S. 44AH .....	ad. No. 108, 2004
Note to s. 44AH .....	am. No. 45, 2007
Ss. 44AI–44AL .....	ad. No. 108, 2004
<b>Division 4</b>	
<b>Subdivision A</b>	
Ss. 44AM–44AZ .....	ad. No. 108, 2004
S. 44AAB .....	ad. No. 108, 2004
<b>Subdivision B</b>	
S. 44AAC .....	ad. No. 108, 2004
<b>Subdivision C</b>	
Ss. 44AAD, 44AAE .....	ad. No. 108, 2004
S. 44AAEA .....	ad. No. 45, 2007
<b>Subdivision D</b>	
S. 44AAF .....	ad. No. 108, 2004 am. No. 17, 2009
S. 44AAG .....	ad. No. 108, 2004
S. 44AAGA .....	ad. No. 60, 2006
Ss. 44AAH–44AAK .....	ad. No. 108, 2004

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**Table of Amendments**


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 ad. = added or inserted   am. = amended   rep. = repealed   rs. = repealed and substituted
 

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Provision affected	How affected
<b>Part IIIA</b>	
Part IIIA .....	ad. No. 88, 1995
<b>Division 1</b>	
S. 44AA .....	ad. No. 92, 2006
S. 44B .....	ad. No. 88, 1995 am. No. 28, 1997; No. 55, 2001; No. 134, 2003; No. 92, 2006; No. 45, 2007; No. 60, 2008; No. 17, 2009
Ss. 44C, 44D .....	ad. No. 88, 1995
S. 44DA .....	ad. No. 101, 1998
S. 44E .....	ad. No. 88, 1995
<b>Division 2</b>	
<b>Subdivision A</b>	
S. 44F .....	ad. No. 88, 1995 am. No. 92, 2006
Notes 1–3 to s. 44F(2) .....	ad. No. 92, 2006
S. 44G .....	ad. No. 88, 1995 am. No. 101, 1998; Nos. 60 and 92, 2006; No. 45, 2007
Ss. 44GA–44GC .....	ad. No. 92, 2006
<b>Subdivision B</b>	
S. 44H .....	ad. No. 88, 1995 am. No. 101, 1998; Nos. 60 and 92, 2006; No. 45, 2007
Note to s. 44H(1) .....	ad. No. 92, 2006
S. 44HA .....	ad. No. 92, 2006
S. 44I .....	ad. No. 88, 1995
S. 44J .....	ad. No. 88, 1995 am. No. 92, 2006
Note to s. 44J(3) .....	ad. No. 92, 2006
S. 44JA .....	ad. No. 92, 2006
S. 44K .....	ad. No. 88, 1995
Note to s. 44K(4) .....	ad. No. 92, 2006
S. 44L .....	ad. No. 88, 1995
Note to s. 44L(3) .....	ad. No. 92, 2006
Heading to Subdiv. C of Div. 2 of Part IIIA .....	rep. No. 92, 2006
<b>Division 2A</b>	
Heading to Div. 2A of Part IIIA .....	ad. No. 92, 2006
<b>Subdivision A</b>	
Heading to Subdiv. A of Div. 2A of Part IIIA .....	ad. No. 92, 2006
S. 44M .....	ad. No. 88, 1995 am. No. 101, 1998; Nos. 60 and 92, 2006; No. 45, 2007
Notes 1–3 to s. 44M(3) .....	ad. No. 92, 2006

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**Table of Amendments**


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 ad. = added or inserted   am. = amended   rep. = repealed   rs. = repealed and substituted
 

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Provision affected	How affected
<b>Subdivision B</b>	
Heading to Subdiv. B of ..... Div. 2A of Part IIIA	ad. No. 92, 2006
S. 44N .....	ad. No. 88, 1995 am. No. 101, 1998; Nos. 60 and 92, 2006; No. 45, 2007
Notes 1, 2 to s. 44N(1) .....	ad. No. 92, 2006
Note to s. 44N(3) .....	ad. No. 92, 2006
<b>Subdivision C</b>	
Subdiv. C of Div. 2A of ..... Part IIIA	ad. No. 92, 2006
Ss. 44NA, 44NB .....	ad. No. 92, 2006
<b>Subdivision D</b>	
Subdiv. D of Div. 2A of ..... Part IIIA	ad. No. 92, 2006
Ss. 44NC–44NG .....	ad. No. 92, 2006
<b>Subdivision E</b>	
Heading to Subdiv. E of ..... Div. 2A of Part IIIA	ad. No. 92, 2006
S. 44O .....	ad. No. 88, 1995 am. No. 92, 2006
Note to s. 44O(3) .....	ad. No. 92, 2006
<b>Subdivision F</b>	
Heading to Subdiv. F of ..... Div. 2A of Part IIIA	ad. No. 92, 2006
S. 44P .....	ad. No. 88, 1995 am. No. 101, 1998
<b>Division 2B</b>	
Div. 2B of Part IIIA .....	ad. No. 92, 2006
Ss. 44PA–44PH .....	ad. No. 92, 2006
<b>Division 2C</b>	
Heading to Div. 2C of ..... Part IIIA	ad. No. 92, 2006
S. 44Q .....	ad. No. 88, 1995 am. No. 101, 1998; No. 92, 2006
<b>Division 3</b>	
<b>Subdivision A</b>	
S. 44R .....	ad. No. 88, 1995
<b>Subdivision B</b>	
Ss. 44S, 44T .....	ad. No. 88, 1995 am. No. 92, 2006
<b>Subdivision C</b>	
S. 44U .....	ad. No. 88, 1995
Ss. 44V, 44W .....	ad. No. 88, 1995 am. No. 92, 2006

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**Table of Amendments**


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ad. = added or inserted    am. = amended    rep. = repealed    rs. = repealed and substituted	
Provision affected	How affected
Subhead. to s. 44X(1) .....	ad. No. 92, 2006
S. 44X .....	ad. No. 88, 1995 am. No. 92, 2006
S. 44XA .....	ad. No. 92, 2006
S. 44Y .....	ad. No. 88, 1995 am. No. 92, 2006
<b>Subdivision D</b>	
S. 44Z .....	ad. No. 88, 1995
Ss. 44ZA–44ZN .....	ad. No. 88, 1995
S. 44ZNA .....	ad. No. 92, 2006
<b>Subdivision DA</b>	
Subdiv. DA of Div. 3 of Part IIIA .....	ad. No. 92, 2006
S. 44ZNB .....	ad. No. 92, 2006
<b>Subdivision E</b>	
Heading to s. 44ZO .....	am. No. 92, 2006
S. 44ZO .....	ad. No. 88, 1995 am. No. 92, 2006
S. 44ZOA .....	ad. No. 92, 2006
<b>Subdivision F</b>	
Heading to Subdiv. F of Div. 3 of Part IIIA .....	rs. No. 92, 2006
S. 44ZP .....	ad. No. 88, 1995 am. No. 92, 2006
Note to s. 44ZP(3) .....	ad. No. 92, 2006
S. 44ZQ .....	ad. No. 88, 1995 am. No. 92, 2006
Ss. 44ZR–44ZT .....	ad. No. 88, 1995
<b>Subdivision G</b>	
Heading to Subdiv. G of Div. 3 of Part IIIA .....	rs. No. 92, 2006
Heading to s. 44ZU .....	am. No. 92, 2006
S. 44ZU .....	ad. No. 88, 1995 am. No. 92, 2006
S. 44ZUA .....	ad. No. 92, 2006
<b>Division 4</b>	
S. 44ZV .....	ad. No. 88, 1995
S. 44ZW .....	ad. No. 88, 1995 am. No. 92, 2006
S. 44ZX .....	ad. No. 88, 1995
Note to s. 44ZX(3) .....	ad. No. 92, 2006
S. 44ZY .....	ad. No. 88, 1995
<b>Division 5</b>	
S. 44ZZ .....	ad. No. 88, 1995

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**Table of Amendments**


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 ad. = added or inserted   am. = amended   rep. = repealed   rs. = repealed and substituted
 

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Provision affected	How affected
<b>Division 6</b>	
Heading to Div. 6 of ..... Part IIIA	rs. No. 92, 2006
Heading to Subdiv. A of ..... Div. 6 of Part IIIA	ad. No. 92, 2006
S. 44ZZA .....	ad. No. 88, 1995 am. No. 28, 1997; No. 69, 2000; No. 92, 2006
Note to s. 44ZZA(3) .....	ad. No. 92, 2006
Notes 1–3 to s. 44ZZA .....	ad. No. 92, 2006
S. 44ZZAA .....	ad. No. 28, 1997 am. No. 108, 2004; No. 92, 2006
Note to s. 44ZZAA(4) .....	ad. No. 108, 2004 rep. No. 92, 2006
Note to s. 44ZZAA(6) .....	ad. No. 108, 2004
Notes 1–3 to s. 44ZZAA .....	ad. No. 92, 2006
S. 44ZZAB .....	ad. No. 108, 2004
S. 44ZZB .....	ad. No. 88, 1995 rep. No. 92, 2006
<b>Subdivision B</b>	
Subdiv. B of Div. 6 of ..... Part IIIA	ad. No. 92, 2006
S. 44ZZBA .....	ad. No. 92, 2006
<b>Subdivision C</b>	
Subdiv. C of Div. 6 of ..... Part IIIA	ad. No. 92, 2006
S. 44ZZBB .....	ad. No. 92, 2006
<b>Subdivision D</b>	
Subdiv. D of Div. 6 of ..... Part IIIA	ad. No. 92, 2006
Ss. 44ZZBC–44ZZBE .....	ad. No. 92, 2006
<b>Subdivision E</b>	
Subdiv. E of Div. 6 of ..... Part IIIA	ad. No. 92, 2006
S. 44ZZBF .....	ad. No. 92, 2006
<b>Subdivision F</b>	
Heading to Subdiv. F of..... Div. 6 of Part IIIA	ad. No. 92, 2006
S. 44ZZC .....	ad. No. 88, 1995 rs. No. 28, 1997 am. No. 92, 2006
<b>Division 6A</b>	
Div. 6A of Part IIIA .....	ad. No. 92, 2006
S. 44ZZCA .....	ad. No. 92, 2006

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**Table of Amendments**


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 ad. = added or inserted   am. = amended   rep. = repealed   rs. = repealed and substituted
 

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Provision affected	How affected
<b>Division 6B</b>	
Div. 6B of Part IIIA .....	ad. No. 92, 2006
Ss. 44ZZCB–44ZZCD .....	ad. No. 92, 2006
<b>Division 7</b>	
Ss. 44ZZD–44ZZI .....	ad. No. 88, 1995
S. 44ZZJ .....	ad. No. 88, 1995 am. No. 69, 2000; No. 92, 2006
S. 44ZZK .....	ad. No. 88, 1995
<b>Division 8</b>	
S. 44ZZL .....	ad. No. 88, 1995
S. 44ZZM .....	ad. No. 88, 1995 rs. No. 101, 1998; No. 134, 2003
Ss. 44ZZMA, 44ZZMB .....	ad. No. 134, 2003
S. 44ZZN .....	ad. No. 88, 1995
S. 44ZZNA .....	ad. No. 28, 1997
S. 44ZZO .....	ad. No. 88, 1995
S. 44ZZOA .....	ad. No. 101, 1998 rep. No. 134, 2003 ad. No. 92, 2006
S. 44ZZP .....	ad. No. 88, 1995 am. No. 45, 2007
S. 44ZZQ .....	ad. No. 88, 1995
S. 44ZZR .....	ad. No. 45, 2007
<b>Part IV</b>	
<b>Division 1</b>	
Div. 1 of Part IV .....	ad. No. 59, 2009
<b>Subdivision A</b>	
Ss. 44ZZRA–44ZZRE .....	ad. No. 59, 2009
<b>Subdivision B</b>	
Ss. 44ZZRF–44ZZRI .....	ad. No. 59, 2009
<b>Subdivision C</b>	
Ss. 44ZZRJ, 44ZZRK .....	ad. No. 59, 2009
<b>Subdivision D</b>	
Ss. 44ZZRL–44ZZRV .....	ad. No. 59, 2009
<b>Division 2</b>	
Heading to Div. 2 of Part IV .....	ad. No. 59, 2009
S. 45 .....	rs. No. 81, 1977 am. No. 17, 1986; No. 222, 1992; No. 88, 1995; No. 131, 2006; No. 59, 2009
S. 45A .....	ad. No. 81, 1977 am. No. 206, 1978; No. 88, 1995; No. 131, 2006 rep. No. 59, 2009
S. 45B .....	ad. No. 81, 1977 am. No. 88, 1995

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**Table of Amendments**


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ad. = added or inserted    am. = amended    rep. = repealed    rs. = repealed and substituted	
Provision affected	How affected
S. 45C .....	ad. No. 81, 1977 am. No. 17, 1986; No. 88, 1995
S. 45D .....	ad. No. 81, 1977 am. No. 207, 1978; No. 73, 1980; No. 176, 1981 rs. No. 98, 1993; No. 60, 1996
Ss. 45DA–45DC .....	ad. No. 60, 1996
S. 45DD .....	ad. No. 60, 1996 am. SLI 2006 No. 50; No. 54, 2009
Note to s. 45DD(8) .....	am. No. 54, 2009
S. 45E .....	ad. No. 73, 1980 rep. No. 98, 1993 ad. No. 60, 1996
Ss. 45EA, 45EB .....	ad. No. 60, 1996
S. 46 .....	rs. No. 81, 1977 am. No. 17, 1986; No. 222, 1992; No. 131, 2006; No. 159, 2007; No. 116, 2008
S. 46A .....	ad. No. 70, 1990 am. No. 222, 1992; No. 131, 2006
S. 46B .....	ad. No. 70, 1990
S. 47 .....	am. No. 88, 1976 rs. No. 81, 1977 am. No. 206, 1978; No. 88, 1995; No. 131, 2006
S. 49 .....	am. No. 81, 1977 rep. No. 88, 1995 ad. No. 131, 2006
S. 50 .....	rs. No. 81, 1977 am. Nos. 8, 17 and 168, 1986; No. 49, 1991; No. 222, 1992; No. 63, 2001; No. 131, 2006
Notes to s. 50(1), 50(2) .....	ad. No. 131, 2006
S. 50A .....	ad. No. 17, 1986 am. Nos. 22 and 222, 1992
S. 51 .....	am. No. 63, 1975; No. 88, 1976; No. 81, 1977; No. 73, 1980; No. 17, 1986; No. 28, 1989; No. 70, 1990; No. 98, 1993; No. 88, 1995; No. 60, 1996; No. 63, 2002
S. 51AAA .....	ad. No. 88, 1995
<b>Part IVA</b>	
Part IVA .....	ad. No. 222, 1992
S. 51AAB .....	ad. No. 48, 1998
S. 51AA .....	ad. No. 222, 1992 am. No. 36, 1998
S. 51AB (formerly s. 52A) .....	No. 222, 1992 am. No. 116, 2008
S. 51AC .....	ad. No. 36, 1998 am. No. 63, 2001; No. 159, 2007; No. 116, 2008
S. 51ACAA .....	ad. No. 63, 2001

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**Table of Amendments**


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ad. = added or inserted    am. = amended    rep. = repealed    rs. = repealed and substituted	
Provision affected	How affected
<b>Part IVB</b>	
Part IVB .....	ad. No. 36, 1998
S. 51ACA .....	ad. No. 36, 1998
Ss. 51AD, 51AE .....	ad. No. 36, 1998
S. 51AEA .....	ad. No. 63, 2001
<b>Part V</b>	
<b>Division 1</b>	
S. 51AF .....	ad. No. 48, 1998 am. Nos. 55 and 123, 2001
S. 51A .....	ad. No. 17, 1986
S. 52 .....	am. No. 81, 1977
Note to s. 52 .....	ad. No. 106, 1998
S. 52A .....	ad. No. 17, 1986 am. No. 222, 1992
Renumbered s. 51AB .....	No. 222, 1992
S. 53 .....	am. No. 81, 1977; No. 17, 1986; No. 20, 1988
Note to s. 53 .....	ad. No. 106, 1998
S. 53A .....	ad. No. 81, 1977 am. No. 206, 1978; No. 17, 1986
S. 53B .....	ad. No. 206, 1978 rs. No. 17, 1986
S. 53C .....	ad. No. 17, 1986 rs. No. 126, 2008
S. 54 .....	am. No. 81, 1977
S. 55A .....	ad. No. 81, 1977
S. 56 .....	am. No. 81, 1977; No. 17, 1986; No. 31, 2001
S. 58 .....	rs. No. 17, 1986
S. 59 .....	am. No. 81, 1977; No. 17, 1986
S. 60 .....	rs. No. 17, 1986
S. 61 .....	am. No. 17, 1986; No. 88, 1995 rep. No. 128, 2002
S. 62 .....	am. No. 63, 1975; No. 81, 1977; No. 206, 1978 rep. No. 17, 1986
S. 63 .....	am. No. 63, 1975; No. 81, 1977 rep. No. 17, 1986
S. 63AA .....	ad. No. 151, 1977 rep. No. 17, 1986
S. 63A .....	ad. No. 63, 1975 am. No. 81, 1977; Nos. 17 and 168, 1986; No. 123, 2001
S. 64 .....	am. No. 56, 1975; No. 81, 1977; No. 17, 1986; No. 88, 1995
S. 65 .....	am. No. 17, 1986; No. 88, 1995
S. 65A .....	ad. No. 165, 1984 am. No. 180, 1991; No. 105, 1992

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**Table of Amendments**

ad. = added or inserted   am. = amended   rep. = repealed   rs. = repealed and substituted	
Provision affected	How affected
<b>Division 1AAA</b>	
Div. 1AAA of Part V .....	ad. No. 128, 2002
Ss. 65AAA–65AAE .....	ad. No. 128, 2002
<b>Division 1AA</b>	
Div. 1AA of Part V .....	ad. No. 106, 1998
<b>Subdivision A</b>	
Ss. 65AA–65AD .....	ad. No. 106, 1998 am. No. 31, 2001; No. 21, 2003
Ss. 65AE, 65AF .....	ad. No. 106, 1998
<b>Subdivision B</b>	
Ss. 65AG, 65AH .....	ad. No. 106, 1998
Ss. 65AJ–65AM .....	ad. No. 106, 1998
<b>Subdivision C</b>	
Heading to s. 65AN .....	am. No. 31, 2001 rs. No. 21, 2003
S. 65AN .....	ad. No. 106, 1998 am. No. 31, 2001; No. 21, 2003
<b>Division 1A</b>	
Div. 1A of Part V .....	ad. No. 17, 1986
Ss. 65B–65D .....	ad. No. 17, 1986
S. 65E .....	ad. No. 17, 1986 am. No. 63, 2002; No. 126, 2008
S. 65F .....	ad. No. 17, 1986 am. No. 141, 1994; Nos. 31 and 63, 2001; No. 63, 2002
Ss. 65G, 65H .....	ad. No. 17, 1986
S. 65J .....	ad. No. 17, 1986 am. No. 88, 1995
Ss. 65K–65N .....	ad. No. 17, 1986
S. 65P .....	ad. No. 17, 1986
S. 65Q .....	ad. No. 17, 1986 am. No. 168, 1986; No. 141, 1994; No. 31, 2001
S. 65R .....	ad. No. 17, 1986 am. No. 141, 1994; Nos. 31 and 63, 2001; No. 63, 2002
S. 65S .....	ad. No. 17, 1986
S. 65T .....	ad. No. 17, 1986 am. No. 146, 1999
S. 65U .....	ad. No. 17, 1986 rep. No. 20, 1988
<b>Division 2</b>	
S. 66A .....	ad. No. 141, 1987
S. 68 .....	am. No. 206, 1978; No. 17, 1986
S. 68A .....	ad. No. 151, 1977
S. 68B .....	ad. No. 146, 2002
S. 69 .....	am. No. 88, 1995
S. 70 .....	am. No. 81, 1977

**Table of Amendments**


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ad. = added or inserted    am. = amended    rep. = repealed    rs. = repealed and substituted	
Provision affected	How affected
S. 71 .....	am. No. 81, 1977; No. 88, 1995
S. 72 .....	am. No. 81, 1977
S. 73 .....	rs. No. 17, 1986 am. No. 48, 1998; No. 55, 2001
Ss. 73A, 73B .....	ad. No. 17, 1986
S. 74 .....	am. No. 81, 1977; No. 17, 1986; No. 88, 1995; No. 118, 2004
<b>Division 2A</b>	
Div. 2A of Part V .....	ad. No. 206, 1978
Ss. 74A–74C .....	ad. No. 206, 1978 am. No. 17, 1986
S. 74D .....	ad. No. 206, 1978 am. Nos. 17 and 168, 1986
S. 74E .....	ad. No. 206, 1978 am. No. 17, 1986
S. 74F .....	ad. No. 206, 1978 am. No. 17, 1986; No. 88, 1995
S. 74G .....	ad. No. 206, 1978 am. No. 17, 1986
S. 74H .....	ad. No. 206, 1978
S. 74J .....	ad. No. 206, 1978 am. No. 17, 1986; No. 11, 1990
Note to s. 74J(3) .....	ad. No. 113, 2004
Ss. 74K, 74L .....	ad. No. 206, 1978
S. 74M .....	ad. No. 113, 2004
<b>Division 3</b>	
S. 75 .....	am. No. 88, 1995
S. 75A .....	ad. No. 81, 1977 am. No. 88, 1995
<b>Part VA</b>	
Part VA .....	ad. No. 106, 1992
Ss. 75AA–75AN .....	ad. No. 106, 1992
S. 75AO .....	ad. No. 106, 1992
Note to s. 75AO(2) .....	ad. No. 113, 2004
S. 75AP .....	ad. No. 106, 1992
Heading to s. 75AQ .....	am. No. 88, 1995
Ss. 75AQ, 75AR .....	ad. No. 106, 1992
S. 75AS .....	ad. No. 106, 1992 am. No. 106, 1998; No. 194, 1999
Part VB .....	ad. No. 61, 1999 rep. No. 111, 2009
S. 75AT .....	ad. No. 61, 1999 am. No. 176, 1999; No. 101, 2006 rep. No. 111, 2009
S. 75AU .....	ad. No. 61, 1999 am. No. 176, 1999 rep. No. 111, 2009

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**Table of Amendments**


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 ad. = added or inserted   am. = amended   rep. = repealed   rs. = repealed and substituted
 

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Provision affected	How affected
Ss. 75AV–75AX .....	ad. No. 61, 1999 rep. No. 111, 2009
S. 75AY .....	ad. No. 61, 1999 am. No. 146, 2001 rep. No. 111, 2009
Notes 1, 2 to s. 75AY .....	ad. No. 146, 2001 rep. No. 111, 2009
S. 75AYA .....	ad. No. 69, 2000 rep. No. 111, 2009
S. 75AZ .....	ad. No. 61, 1999 rep. No. 111, 2009
<b>Part VC</b>	
Part VC .....	ad. No. 31, 2001
<b>Division 1</b>	
S. 75AZA .....	ad. No. 31, 2001 am. Nos. 55 and 123, 2001
S. 75AZAA .....	ad. No. 126, 2008
<b>Division 2</b>	
S. 75AZB .....	ad. No. 31, 2001
Ss. 75AZC, 75AZD .....	ad. No. 31, 2001 am. No. 117, 2001
Notes 1, 2 to s. 75AZD(2), ..... 75AZD(3)	ad. No. 117, 2001
S. 75AZE .....	ad. No. 31, 2001 am. No. 117, 2001
Heading to s. 75AZF .....	am. No. 126, 2008
S. 75AZF .....	ad. No. 31, 2001 am. No. 117, 2001; No. 126, 2008
S. 75AZG .....	ad. No. 31, 2001 am. No. 117, 2001
Notes 1, 2 to s. 75AZG(1) .....	ad. No. 117, 2001
Ss. 75AZH–75AZL .....	ad. No. 31, 2001 am. No. 117, 2001
Notes 1, 2 to s. 75AZL(1) .....	ad. No. 117, 2001
Notes 1, 2 to s. 75AZL(3) .....	ad. No. 117, 2001
Ss. 75AZM, 75AZN .....	ad. No. 31, 2001 am. No. 117, 2001
Notes 1, 2 to s. 75AZN .....	ad. No. 117, 2001
S. 75AZO .....	ad. No. 31, 2001 am. No. 117, 2001 rs. No. 128, 2002
Notes 1, 2 to s. 75AZO(1), ..... 75AZO(2)	ad. No. 117, 2001 rep. No. 128, 2002
Notes 1, 2 to s. 75AZO(3) .....	ad. No. 117, 2001 rs. No. 128, 2002
Ss. 75AZP, 75AZQ .....	ad. No. 31, 2001 am. No. 117, 2001

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**Table of Amendments**


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ad. = added or inserted    am. = amended    rep. = repealed    rs. = repealed and substituted	
Provision affected	How affected
S. 75AZR .....	ad. No. 31, 2001
<b>Division 3</b>	
S. 75AZS .....	ad. No. 31, 2001 am. No. 117, 2001
Notes 1, 2 to s. 75AZS(1) .....	ad. No. 117, 2001
Note 3 to s. 75AZS(1) .....	ad. No. 126, 2008
S. 75AZT .....	ad. No. 31, 2001 am. No. 117, 2001
Notes 1, 2 to s. 75AZT(1) .....	ad. No. 117, 2001
Note 3 to s. 75AZT(1) .....	ad. No. 126, 2008
S. 75AZU .....	ad. No. 31, 2001 am. No. 117, 2001
<b>Part VI</b>	
S. 75B .....	ad. No. 81, 1977 am. No. 23, 1987; No. 222, 1992; No. 36, 1998; No. 61, 1999; No. 69, 2000; No. 31, 2001; No. 131, 2006; No. 111, 2009
Heading to s. 76 .....	am. No. 44, 2010
S. 76 .....	am. No. 88, 1976; No. 81, 1977; No. 207, 1978; No. 73, 1980; No. 222, 1992; No. 98, 1993; No. 60, 1996; No. 58, 1997; No. 61, 1999; No. 69, 2000; No. 131, 2006; Nos. 59 and 111, 2009
Heading to s. 76A .....	am. No. 131, 2006; No. 111, 2009
S. 76A .....	ad. No. 69, 2000 am. No. 131, 2006; No. 111, 2009
Heading to s. 76B .....	am. No. 131, 2006; Nos. 59 and 111, 2009
S. 76B .....	ad. No. 69, 2000 am. No. 131, 2006; Nos. 59 and 111, 2009
S. 76C .....	ad. No. 131, 2006
S. 76D .....	ad. No. 131, 2006 rep. No. 59, 2009
Ss. 76E, 76F .....	ad. No. 44, 2010
S. 77 .....	am. No. 88, 1976; No. 88, 1995; No. 44, 2010
S. 77A .....	ad. No. 131, 2006 am. No. 44, 2010
Ss. 77B, 77C .....	ad. No. 131, 2006
Heading to s. 78 .....	am. No. 61, 1999; No. 69, 2000; No. 31, 2001; No. 111, 2009
S. 78 .....	am. No. 61, 1999; No. 69, 2000; No. 31, 2001; Nos. 59 and 111, 2009
Heading to s. 79 .....	am. No. 31, 2001; No. 59, 2009
S. 79 .....	am. No. 81, 1977; No. 17, 1986; No. 222, 1992; Nos. 31 and 63, 2001; No. 59, 2009; No. 4, 2010
Notes 1, 2 to s. 79(1) .....	ad. No. 63, 2001
S. 79A .....	ad. No. 17, 1986 am. No. 31, 2001; No. 131, 2006; No. 59, 2009

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**Table of Amendments**


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ad. = added or inserted   am. = amended   rep. = repealed   rs. = repealed and substituted	
Provision affected	How affected
S. 79B .....	ad. No. 63, 2001 am. No. 63, 2001 (as am. by No. 63, 2002); No. 59, 2009; No. 44, 2010
S. 80 .....	am. No. 88, 1976; No. 81, 1977; No. 39, 1983; No. 17, 1986; No. 222, 1992; No. 88, 1995; No. 60, 1996; No. 36, 1998; No. 61, 1999; No. 69, 2000; No. 31, 2001; Nos. 59 and 111, 2009
S. 80AA .....	ad. No. 73, 1980 am. No. 39, 1983; No. 87, 1988 (as am. by No. 108, 1990) rep. No. 98, 1993 ad. No. 60, 1996 rep. SLI 2006 No. 50
S. 80AB .....	ad. No. 60, 1996 am. SLI 2006 No. 50
S. 80AC .....	ad. No. 131, 2006
S. 80A .....	ad. No. 81, 1977 am. No. 39, 1983; No. 17, 1986; No. 222, 1992; No. 88, 1995; No. 36, 1998 rep. No. 63, 2001
S. 80B .....	ad. No. 61, 1999 rep. No. 111, 2009
Heading to s. 81 .....	am. No. 131, 2006
S. 81 .....	am. No. 88, 1976 rs. No. 81, 1977 am. No. 17, 1986; No. 222, 1992; No. 88, 1995
S. 81A .....	ad. No. 131, 2006
S. 82 .....	rs. No. 81, 1977 am. No. 17, 1986; No. 222, 1992; No. 36, 1998; No. 63, 2001; Nos. 103 and 118, 2004; No. 11, 2006
Note to s. 82(2) .....	ad. No. 113, 2004
S. 83 .....	rs. No. 81, 1977 am. No. 222, 1992; No. 36, 1998; Nos. 31 and 63, 2001; No. 59, 2009; No. 44, 2010
Heading to s. 84 .....	am. No. 59, 2009
S. 84 .....	rs. No. 17, 1986 am. No. 70, 1990; No. 222, 1992; No. 36, 1998; No. 61, 1999; Nos. 31 and 146, 2001; Nos. 59 and 111, 2009
S. 85 .....	am. No. 81, 1977; No. 17, 1986; No. 88, 1995; No. 31, 2001; No. 128, 2002; No. 44, 2010
Note to s. 85(1) .....	ad. No. 31, 2001
Notes to s. 85(3), 85(4) .....	ad. No. 31, 2001
S. 86 .....	rs. No. 23, 1987 am. No. 222, 1992; Nos. 36 and 106, 1998; No. 194, 1999; No. 57, 2000; No. 23, 2006; No. 116, 2008; No. 59, 2009
Heading to s. 86AA .....	am. No. 23, 2006
S. 86AA .....	ad. No. 194, 1999 am. No. 161, 2000; No. 23, 2006
Note to s. 86AA .....	am. No. 161, 2000

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**Table of Amendments**


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ad. = added or inserted    am. = amended    rep. = repealed    rs. = repealed and substituted	
Provision affected	How affected
S. 86A .....	ad. No. 23, 1987 am. No. 222, 1992; Nos. 36 and 106, 1998
S. 86B .....	ad. No. 8, 1988 am. No. 222, 1992; No. 106, 1998
S. 86C .....	ad. No. 63, 2001 am. No. 63, 2001; No. 131, 2006; Nos. 59 and 111, 2009
S. 86D .....	ad. No. 63, 2001 am. No. 63, 2001; No. 59, 2009; No. 44, 2010
S. 86DA .....	ad. No. 44, 2010
S. 86E .....	ad. No. 131, 2006 am. No. 59, 2009; No. 44, 2010
S. 86F .....	ad. No. 59, 2009
S. 87 .....	am. No. 81, 1977; No. 39, 1983; Nos. 17 and 168, 1986; No. 222, 1992; No. 49, 1994; No. 88, 1995; No. 36, 1998; Nos. 31 and 63, 2001; No. 118, 2004; No. 11, 2006; No. 59, 2009; No. 44, 2010
Note to s. 87(6) .....	ad. No. 113, 2004
Ss. 87AAA, 87AAB.....	ad. No. 44, 2010
S. 87A .....	ad. No. 17, 1986 am. No. 222, 1992; Nos. 31 and 146, 2001; No. 44, 2010
S. 87AA .....	ad. No. 60, 1996 am. SLI 2006 No. 50; No. 54, 2009
S. 87AB .....	ad. No. 118, 2004
S. 87B .....	ad. No. 222, 1992 am. No. 131, 2006
S. 87C .....	ad. No. 141, 1994
S. 87CA .....	ad. No. 63, 2001
S. 87CAA .....	ad. No. 113, 2004
<b>Part VIA</b>	
Part VIA .....	ad. No. 103, 2004
Ss. 87CB–87CI .....	ad. No. 103, 2004
<b>Part VIB</b>	
Part VIB .....	ad. No. 113, 2004
<b>Division 1</b>	
S. 87D .....	ad. No. 113, 2004 am. No. 59, 2009
S. 87E .....	ad. No. 113, 2004
<b>Division 2</b>	
Ss. 87F–87H .....	ad. No. 113, 2004
Ss. 87J, 87K .....	ad. No. 113, 2004
<b>Division 3</b>	
Ss. 87L–87N .....	ad. No. 113, 2004
Ss. 87P–87T .....	ad. No. 113, 2004
<b>Division 4</b>	
Ss. 87U, 87V .....	ad. No. 113, 2004

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**Table of Amendments**


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 ad. = added or inserted   am. = amended   rep. = repealed   rs. = repealed and substituted
 

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Provision affected	How affected
<b>Division 5</b>	
Ss. 87W, 87X .....	ad. No. 113, 2004
<b>Division 6</b>	
Ss. 87Y, 87Z .....	ad. No. 113, 2004
Ss. 87ZA, 87ZB .....	ad. No. 113, 2004
<b>Division 7</b>	
S. 87ZC .....	ad. No. 113, 2004
<b>Part VIC</b>	
Part VIC .....	ad. No. 44, 2010
Ss. 87ZD–87ZK .....	ad. No. 44, 2010
<b>Part VID</b>	
Part VID .....	ad. No. 44, 2010
Ss. 87ZL–87ZO .....	ad. No. 44, 2010
<b>Part VII</b>	
Heading to Part VII .....	am. No. 81, 1977; No. 206, 1978 rs. No. 131, 2006
<b>Division 1</b>	
Heading to Div. 1 of Part VII .....	rs. No. 131, 2006
S. 87D .....	ad. No. 101, 1998
Renumbered s. 87ZD .....	No. 113, 2004
S. 87ZD .....	am. No. 131, 2006
Renumbered s. 87ZP .....	No. 44, 2010
S. 88 .....	rs. No. 81, 1977 am. Nos. 206 and 207, 1978; No. 73, 1980; No. 17, 1986; No. 222, 1992; No. 98, 1993; No. 88, 1995; No. 60, 1996; No. 101, 1998; No. 131, 2006; No. 59, 2009
Heading to s. 89 .....	am. No. 101, 1998
S. 89 .....	am. No. 88, 1976; No. 81, 1977; No. 17, 1986; No. 222, 1992; No. 88, 1995; No. 101, 1998; No. 131, 2006
S. 90 .....	am. No. 88, 1976; No. 81, 1977; No. 206, 1978; No. 73, 1980; No. 17, 1986; No. 11, 1990; No. 222, 1992; No. 98, 1993; No. 88, 1995; No. 60, 1996; No. 131, 2006; No. 59, 2009
Note to s. 90(2) .....	ad. No. 108, 2004
Note to s. 90(5) .....	ad. No. 108, 2004
S. 90A .....	ad. No. 81, 1977 am. No. 17, 1986; No. 88, 1995
S. 90B .....	ad. No. 108, 2004 am. No. 60, 2006
Heading to s. 91 .....	am. No. 101, 1998
S. 91 .....	am. No. 81, 1977; No. 17, 1986; No. 101, 1998
S. 91A .....	ad. No. 101, 1998 am. No. 131, 2006; No. 59, 2009
Note to s. 91A(2) .....	ad. No. 108, 2004
S. 91B .....	ad. No. 101, 1998 am. No. 131, 2006; No. 59, 2009

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**Table of Amendments**


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ad. = added or inserted   am. = amended   rep. = repealed   rs. = repealed and substituted

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Provision affected	How affected
Note to s. 91B(2) .....	ad. No. 108, 2004
S. 91C .....	ad. No. 101, 1998 am. No. 131, 2006; No. 59, 2009
Note to s. 91C(2) .....	ad. No. 108, 2004
Note to s. 91C(5) .....	ad. No. 108, 2004
<b>Division 2</b>	
Heading to Div. 2 of ..... Part VII	rs. No. 81, 1977 am. No. 206, 1978
S. 92 .....	rep. No. 81, 1977
<b>Subdivision A</b>	
Heading to Subdiv. A of ..... Div. 2 of Part VII	ad. No. 131, 2006
S. 93 .....	rs. No. 81, 1977 am. No. 206, 1978; No. 17, 1986; No. 88, 1995; No. 131, 2006
<b>Subdivision B</b>	
Subdiv. B of Div. 2 of ..... Part VII	ad. No. 131, 2006
S. 93AA .....	ad. No. 131, 2006 am. No. 59, 2009
Subhead. to s. 93AB(1) .....	am. No. 59, 2009
S. 93AB .....	ad. No. 131, 2006 am. Nos. 54 and 59, 2009
Subhead. to s. 93AC(1) .....	am. No. 59, 2009
S. 93AC .....	ad. No. 131, 2006 am. No. 59, 2009
Ss. 93AD, 93AE .....	ad. No. 131, 2006
S. 93AEA .....	ad. No. 59, 2009
Heading to s. 93AF .....	am. No. 59, 2009
S. 93AF .....	ad. No. 131, 2006 am. No. 59, 2009
<b>Subdivision C</b>	
Heading to Subdiv. C of ..... Div. 2 of Part VII	ad. No. 131, 2006
Heading to s. 93A .....	am. No. 131, 2006
S. 93A .....	ad. No. 81, 1977 am. No. 88, 1995; No. 131, 2006; No. 59, 2009
S. 94 .....	rep. No. 81, 1977
<b>Subdivision D</b>	
Heading to Subdiv. D of ..... Div. 2 of Part VII	ad. No. 131, 2006
S. 95 .....	rs. No. 81, 1977 am. No. 17, 1986; No. 222, 1992; No. 88, 1995; No. 36, 1998; No. 131, 2006

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**Table of Amendments**


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 ad. = added or inserted   am. = amended   rep. = repealed   rs. = repealed and substituted
 

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Provision affected	How affected
<b>Division 3</b>	
Div. 3 of Part VII .....	ad. No. 131, 2006
<b>Subdivision A</b>	
Ss. 95AA, 95AB .....	ad. No. 131, 2006
<b>Subdivision B</b>	
Ss. 95AC–95AF .....	ad. No. 131, 2006
Heading to s. 95AG .....	am. No. 8, 2010
Ss. 95AG–95AQ .....	ad. No. 131, 2006
Subhead. to s. 95AR(4) .....	am. No. 8, 2010
S. 95AR .....	ad. No. 131, 2006
Subhead. to s. 95AS(4) .....	am. No. 8, 2010
S. 95AS .....	ad. No. 131, 2006
<b>Subdivision C</b>	
Ss. 95AT–95AX .....	ad. No. 131, 2006
Heading to s. 95AY .....	am. No. 8, 2010
Ss. 95AY, 95AZ .....	ad. No. 131, 2006
S. 95AZA .....	ad. No. 131, 2006
Ss. 95AZC–95AZE .....	ad. No. 131, 2006
S. 95AZE .....	ad. No. 131, 2006
S. 95AZF .....	ad. No. 131, 2006
S. 95AZFA .....	ad. No. 131, 2006
Ss. 95AZG–95AZK .....	ad. No. 131, 2006
Subhead. to s. 95AZL(5) .....	am. No. 8, 2010
S. 95AZL .....	ad. No. 131, 2006
Subhead. to s. 95AZM(5) .....	am. No. 8, 2010
S. 95AZM .....	ad. No. 131, 2006
<b>Subdivision D</b>	
S. 95AZN .....	ad. No. 131, 2006
<b>Part VIIA</b>	
Part VIIA .....	ad. No. 134, 2003
<b>Division 1</b>	
Ss. 95A–95F .....	ad. No. 134, 2003
<b>Division 2</b>	
S. 95G .....	ad. No. 134, 2003
<b>Division 3</b>	
<b>Subdivision A</b>	
S. 95H .....	ad. No. 134, 2003
Ss. 95J–95N .....	ad. No. 134, 2003
<b>Subdivision B</b>	
Ss. 95P, 95Q .....	ad. No. 134, 2003
<b>Subdivision C</b>	
Ss. 95R–95W .....	ad. No. 134, 2003

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**Table of Amendments**


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ad. = added or inserted    am. = amended    rep. = repealed    rs. = repealed and substituted	
Provision affected	How affected
<b>Division 4</b>	
Ss. 95X–95Z .....	ad. No. 134, 2003
Ss. 95ZA–95ZD .....	ad. No. 134, 2003
<b>Division 5</b>	
Ss. 95ZE–95ZG .....	ad. No. 134, 2003
<b>Division 6</b>	
Ss. 95ZH–95ZQ .....	ad. No. 134, 2003
<b>Part VIII</b>	
S. 96 .....	am. No. 88, 1995
S. 96A .....	ad. No. 88, 1995
S. 97 .....	am. No. 88, 1995
S. 100 .....	am. No. 88, 1976; No. 88, 1995
<b>Part IX</b>	
<b>Division 1</b>	
Heading to Div. 1 of Part IX .....	rs. No. 131, 2006
S. 101 .....	am. No. 88, 1976; No. 81, 1977; No. 17, 1986; No. 88, 1995; No. 101, 1998; No. 131, 2006; No. 59, 2009
Heading to s. 101A .....	am. No. 131, 2006
S. 101A .....	ad. No. 81, 1977 am. No. 88, 1995; No. 131, 2006
S. 102 .....	rs. No. 81, 1977 am. No. 222, 1992; No. 88, 1995; No. 101, 1998; No. 131, 2006
<b>Division 2</b>	
S. 102A .....	ad. No. 131, 2006
S. 103 .....	am. No. 131, 2006
S. 104 .....	am. No. 88, 1995
S. 109 .....	am. No. 81, 1977; No. 88, 1995; No. 131, 2006
S. 110 .....	am. No. 88, 1976
<b>Division 3</b>	
Div. 3 of Part IX .....	ad. No. 131, 2006
S. 111 .....	am. No. 88, 1976 rep. No. 34, 1989 ad. No. 131, 2006
Ss. 112–119 .....	rep. No. 34, 1989 ad. No. 131, 2006
<b>Part X</b>	
Part X .....	rs. No. 34, 1989
<b>Division 1</b>	
S. 10.01 .....	ad. No. 34, 1989 am. No. 123, 2000
S. 10.01A .....	ad. No. 123, 2000 am. No. 59, 2009

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**Table of Amendments**


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 ad. = added or inserted   am. = amended   rep. = repealed   rs. = repealed and substituted
 

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Provision affected	How affected
S. 10.02 .....	ad. No. 34, 1989 am. No. 173, 1991; No. 123, 2000
S. 10.02A .....	ad. No. 123, 2000 am. No. 109, 2006
S. 10.03 .....	ad. No. 34, 1989 am. No. 123, 2000; No. 109, 2006
<b>Division 2</b>	
S. 10.04 .....	ad. No. 34, 1989
S. 10.05 .....	ad. No. 34, 1989 rep. No. 123, 2000
<b>Division 3</b>	
Heading to s. 10.06 .....	am. No. 123, 2000
Ss. 10.06, 10.07 .....	ad. No. 34, 1989 am. No. 123, 2000
S. 10.08 .....	ad. No. 34, 1989 am. No. 123, 2000; No. 59, 2009
S. 10.09 .....	ad. No. 34, 1989
<b>Division 4</b>	
S. 10.10 .....	ad. No. 34, 1989
S. 10.11 .....	ad. No. 34, 1989 am. No. 123, 2000
S. 10.12 .....	ad. No. 34, 1989
S. 10.13 .....	ad. No. 34, 1989 am. No. 123, 2000
<b>Division 5</b>	
<b>Subdivision A</b>	
S. 10.14 .....	ad. No. 34, 1989 rs. No. 123, 2000
S. 10.15 .....	ad. No. 34, 1989 am. No. 123, 2000
S. 10.15A .....	ad. No. 123, 2000 rep. No. 123, 2000
S. 10.16 .....	ad. No. 34, 1989 am. No. 123, 2000
Heading to s. 10.17 .....	am. No. 59, 2009
S. 10.17 .....	ad. No. 34, 1989 am. No. 123, 2000; No. 59, 2009
Heading to s. 10.17A .....	am. No. 59, 2009
S. 10.17A .....	ad. No. 173, 1991 rs. No. 123, 2000 am. No. 59, 2009
S. 10.18 .....	ad. No. 34, 1989 am. No. 123, 2000
S. 10.18A .....	ad. No. 173, 1991 rs. No. 123, 2000

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**Table of Amendments**


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ad. = added or inserted   am. = amended   rep. = repealed   rs. = repealed and substituted	
Provision affected	How affected
<b>Subdivision B</b>	
Heading to s. 10.19 .....	am. No. 59, 2009
S. 10.19 .....	ad. No. 34, 1989 am. No. 123, 2000; No. 59, 2009
Heading to s. 10.20 .....	am. No. 123, 2000
S. 10.20 .....	ad. No. 34, 1989 am. No. 123, 2000
S. 10.21 .....	ad. No. 34, 1989
S. 10.21A .....	ad. No. 123, 2000 rep. No. 123, 2000
Subdiv. C of Div. 5 of Part X .....	rep. No. 123, 2000
Ss. 10.22, 10.23 .....	ad. No. 34, 1989 rep. No. 123, 2000
<b>Subdivision D</b>	
Heading to s. 10.24 .....	am. No. 59, 2009
S. 10.24 .....	ad. No. 34, 1989 am. No. 123, 2000; No. 59, 2009
Heading to s. 10.24A .....	am. No. 59, 2009
S. 10.24A .....	ad. No. 123, 2000 am. No. 7, 2003; No. 59, 2009
<b>Division 6</b>	
<b>Subdivision A</b>	
Ss. 10.25, 10.26 .....	ad. No. 34, 1989
S. 10.27 .....	ad. No. 34, 1989 am. No. 173, 1991; No. 123, 2000
S. 10.27A .....	ad. No. 123, 2000
Ss. 10.28, 10.29 .....	ad. No. 34, 1989 am. No. 123, 2000
<b>Subdivision B</b>	
Ss. 10.30, 10.31 .....	ad. No. 34, 1989
S. 10.32 .....	ad. No. 34, 1989 am. No. 173, 1991
S. 10.33 .....	ad. No. 34, 1989 am. No. 123, 2000
<b>Subdivision C</b>	
Ss. 10.34–10.36 .....	ad. No. 34, 1989
S. 10.37 .....	ad. No. 34, 1989 am. No. 123, 2000
S. 10.38 .....	ad. No. 34, 1989
<b>Subdivision D</b>	
S. 10.39 .....	ad. No. 34, 1989 am. No. 173, 1991
S. 10.40 .....	ad. No. 34, 1989 am. No. 123, 2000

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**Table of Amendments**

ad. = added or inserted   am. = amended   rep. = repealed   rs. = repealed and substituted

Provision affected	How affected
<b>Division 7</b>	
S. 10.41 .....	ad. No. 34, 1989 am. No. 123, 2000
S. 10.42 .....	ad. No. 34, 1989 am. No. 173, 1991
S. 10.43 .....	ad. No. 34, 1989 am. No. 123, 2000
<b>Division 8</b>	
S. 10.44 .....	ad. No. 34, 1989 am. No. 123, 2000
S. 10.45 .....	ad. No. 34, 1989 am. No. 123, 2000; No. 59, 2009
Ss. 10.46, 10.47 .....	ad. No. 34, 1989 am. No. 123, 2000
Heading to s. 10.48 .....	am. No. 123, 2000
S. 10.48 .....	ad. No. 34, 1989 am. No. 123, 2000
S. 10.49 .....	ad. No. 34, 1989
S. 10.49A .....	ad. No. 123, 2000
<b>Division 9</b>	
Heading to s. 10.50 .....	am. No. 123, 2000
S. 10.50–10.53 .....	ad. No. 34, 1989 am. No. 123, 2000
<b>Division 10</b>	
S. 10.54 .....	ad. No. 34, 1989
Ss. 10.55, 10.56 .....	ad. No. 34, 1989 am. No. 123, 2000
S. 10.57 .....	ad. No. 34, 1989
S. 10.58 .....	ad. No. 34, 1989 am. No. 123, 2000
Ss. 10.59, 10.60 .....	ad. No. 34, 1989
<b>Division 11</b>	
S. 10.61 .....	ad. No. 34, 1989
S. 10.62 .....	ad. No. 34, 1989 am. No. 123, 2000
Heading to s. 10.63 .....	rs. No. 123, 2000
Ss. 10.63, 10.64 .....	ad. No. 34, 1989 am. No. 123, 2000
S. 10.65 .....	ad. No. 34, 1989
Ss. 10.66, 10.67 .....	ad. No. 34, 1989 am. No. 123, 2000
<b>Division 12</b>	
Ss. 10.68–10.72 .....	ad. No. 34, 1989

**Table of Amendments**


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 ad. = added or inserted   am. = amended   rep. = repealed   rs. = repealed and substituted
 

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Provision affected	How affected
<b>Division 12A</b>	
Div. 12A of Part X .....	ad. No. 123, 2000
S. 10.72A .....	ad. No. 123, 2000 am. No. 123, 2000; No. 109, 2006
Note to s. 10.72A(1) .....	am. No. 109, 2006
Ss. 10.72B–10.72D .....	ad. No. 123, 2000
<b>Division 13</b>	
Ss. 10.73–10.76 .....	ad. No. 34, 1989
<b>Division 14</b>	
Ss. 10.77–10.79 .....	ad. No. 34, 1989
S. 10.80 .....	ad. No. 34, 1989 am. No. 146, 1999
S. 10.81 .....	ad. No. 34, 1989 am. No. 123, 2000
S. 10.82 .....	ad. No. 34, 1989
<b>Division 14A</b>	
Div. 14A of Part X .....	ad. No. 123, 2000
Ss. 10.82A–10.82C .....	ad. No. 123, 2000
<b>Division 14B</b>	
Div. 14B of Part X .....	ad. No. 123, 2000
Ss. 10.82D–10.82G .....	ad. No. 123, 2000
<b>Division 15</b>	
Ss. 10.83–10.86 .....	ad. No. 34, 1989
Ss. 10.87, 10.88 .....	ad. No. 34, 1989 am. No. 123, 2000
S. 10.89 .....	ad. No. 34, 1989
S. 10.90 .....	ad. No. 34, 1989 am. No. 173, 1991; No. 123, 2000
Heading to s. 10.91 .....	am. No. 131, 2006
S. 10.91 .....	ad. No. 34, 1989 am. No. 131, 2006
Ss. 10.92, 10.93 .....	ad. No. 34, 1989 rep. No. 123, 2000
Ss. 120–136 .....	rep. No. 34, 1989
S. 137 .....	am. No. 88, 1976 rep. No. 34, 1989
Ss. 138, 139 .....	rep. No. 34, 1989
S. 140 .....	am. No. 88, 1976 rep. No. 34, 1989
Ss. 141–146 .....	rep. No. 34, 1989
Part XI .....	rep. No. 88, 1995
Ss. 147, 148 .....	rep. No. 88, 1995
S. 149 .....	am. No. 88, 1976; No. 81, 1977 rep. No. 88, 1995

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**Table of Amendments**


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 ad. = added or inserted   am. = amended   rep. = repealed   rs. = repealed and substituted
 

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Provision affected	How affected
S. 150 .....	rep. No. 173, 1991
<b>Part XIA</b>	
Part XIA .....	ad. No. 88, 1995
S. 150A .....	ad. No. 88, 1995 am. No. 61, 1999; No. 131, 2006
Ss. 150B, 150C .....	ad. No. 88, 1995
Heading to s. 150D .....	am. No. 57, 2000
S. 150D .....	ad. No. 88, 1995 am. No. 57, 2000
S. 150E .....	ad. No. 88, 1995
S. 150F .....	ad. No. 88, 1995 rs. No. 131, 2006
Ss. 150FA, 150FB .....	ad. No. 131, 2006
Ss. 150G–150I .....	ad. No. 88, 1995
S. 150J .....	ad. No. 88, 1995 am. No. 131, 2006
S. 150K .....	ad. No. 88, 1995
Part XIAA .....	ad. No. 61, 1999 rep. No. 111, 2009
Ss. 150L–150N .....	ad. No. 61, 1999 rep. No. 111, 2009
Heading to s. 150O .....	am. No. 57, 2000 rep. No. 111, 2009
S. 150O .....	ad. No. 61, 1999 am. No. 57, 2000 rep. No. 111, 2009
Ss. 150P–150T .....	ad. No. 61, 1999 rep. No. 111, 2009
S. 151 .....	rep. No. 173, 1991
<b>Part XIB</b>	
Part XIB .....	ad. No. 58, 1997
<b>Division 1</b>	
S. 151AA .....	ad. No. 58, 1997 am. No. 52, 1999; No. 140, 2002
S. 151AB .....	ad. No. 58, 1997 am. No. 52, 1999; No. 140, 2002; No. 45, 2005
Ss. 151AC–151AG .....	ad. No. 58, 1997
S. 151AH .....	ad. No. 58, 1997 am. No. 159, 2007
S. 151AI .....	ad. No. 58, 1997
<b>Division 2</b>	
S. 151AJ .....	ad. No. 58, 1997 am. No. 200, 1997; No. 52, 1999; No. 131, 2006; No. 159, 2007; No. 59, 2009
S. 151AK .....	ad. No. 58, 1997

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**Table of Amendments**


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 ad. = added or inserted   am. = amended   rep. = repealed   rs. = repealed and substituted
 

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Provision affected	How affected
<b>Division 3</b>	
<b>Subdivision A</b>	
S. 151AKA .....	ad. No. 52, 1999 am. No. 140, 2002
Heading to s. 151AL .....	am. No. 52, 1999
S. 151AL .....	ad. No. 58, 1997 am. No. 200, 1997; No. 52, 1999
S. 151AM .....	ad. No. 58, 1997 am. No. 200, 1997
S. 151AN .....	ad. No. 58, 1997 am. No. 200, 1997; No. 52, 1999
Heading to s. 151AO .....	am. No. 52, 1999
S. 151AO .....	ad. No. 58, 1997 am. No. 52, 1999
Ss. 151AOA, 151AOB .....	ad. No. 52, 1999
S. 151AP .....	ad. No. 58, 1997 am. No. 140, 2002
S. 151AQ .....	ad. No. 58, 1997
S. 151AQA .....	ad. No. 52, 1999 am. No. 194, 1999
Subhead. to s. 151AQB(3) .....	ad. No. 140, 2002
Subhead. to s. 151AQB(5) .....	ad. No. 140, 2002
S. 151AQB .....	ad. No. 52, 1999 am. No. 46, 2001; No. 140, 2002
S. 151AR .....	ad. No. 58, 1997
<b>Subdivision B</b>	
Ss. 151AS, 151AT .....	ad. No. 58, 1997
S. 151AU .....	am. No. 140, 2002
Ss. 151AV–151AX .....	ad. No. 58, 1997
Heading to s. 151AY .....	am. No. 131, 2006
S. 151AY .....	ad. No. 58, 1997 am. No. 131, 2006; No. 59, 2009
S. 151AZ .....	ad. No. 58, 1997
Ss. 151BA–151BH .....	ad. No. 58, 1997
S. 151BI .....	ad. No. 58, 1997 rep. No. 146, 2001
<b>Subdivision C</b>	
S. 151BJ .....	ad. No. 58, 1997
<b>Division 4</b>	
Ss. 151BK–151BR .....	ad. No. 58, 1997
S. 151BS .....	ad. No. 58, 1997 rep. No. 146, 2001
S. 151BT .....	ad. No. 58, 1997

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**Table of Amendments**


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 ad. = added or inserted   am. = amended   rep. = repealed   rs. = repealed and substituted
 

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Provision affected	How affected
<b>Division 5</b>	
S. 151BTA .....	ad. No. 58, 1997 am. No. 146, 2001
<b>Division 6</b>	
Heading to Div. 6 of ..... Part XIB	rs. No. 52, 1999
S. 151BU .....	ad. No. 58, 1997 am. No. 52, 1999
Note to s. 151BU(4) .....	rep. No. 52, 1999
S. 151BUAA .....	ad. No. 140, 2002
S. 151BUAAA .....	ad. No. 140, 2002
S. 151BUAB .....	ad. No. 140, 2002
Ss. 151BUA–151BUC .....	ad. No. 52, 1999 am. No. 52, 1999; No. 146, 2001
S. 151BUD .....	ad. No. 52, 1999
Ss. 151BUDA–151BUDC .....	ad. No. 140, 2002
Heading to s. 151BUE .....	am. No. 8, 2010
S. 151BUE .....	ad. No. 52, 1999 am. No. 8, 2010
S. 151BUF .....	ad. No. 52, 1999
S. 151BV .....	ad. No. 58, 1997 am. No. 146, 2001
<b>Division 7</b>	
Heading to Div. 7 of ..... Part XIB	rs. No. 52, 1999
Heading to s. 151BW .....	am. No. 52, 1999
S. 151BW .....	ad. No. 58, 1997 am. No. 52, 1999
Heading to s. 151BX .....	am. No. 52, 1999
S. 151BX .....	ad. No. 58, 1997 am. No. 52, 1999; No. 119, 2005
S. 151BY .....	ad. No. 58, 1997 am. No. 52, 1999
Heading to s. 151BZ .....	am. No. 52, 1999
S. 151BZ .....	ad. No. 58, 1997 am. No. 52, 1999; No. 146, 2001; No. 59, 2009
Ss. 151CA–151CC .....	ad. No. 58, 1997 am. No. 52, 1999
S. 151CD .....	ad. No. 58, 1997
S. 151CE .....	ad. No. 58, 1997 am. No. 52, 1999
S. 151CF .....	ad. No. 58, 1997
<b>Division 8</b>	
S. 151CG .....	ad. No. 58, 1997

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**Table of Amendments**


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 ad. = added or inserted   am. = amended   rep. = repealed   rs. = repealed and substituted
 

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Provision affected	How affected
<b>Division 9</b>	
S. 151CH .....	ad. No. 58, 1997
<b>Division 10</b>	
S. 151CI .....	ad. No. 58, 1997 am. No. 52, 1999
Subhead. to s. 151CJ(3) .....	ad. No. 140, 2002
S. 151CJ .....	ad. No. 58, 1997 am. No. 140, 2002
S. 151CK .....	ad. No. 58, 1997
<b>Division 11</b>	
S. 151CL .....	ad. No. 58, 1997
<b>Division 12</b>	
S. 151CM .....	ad. No. 58, 1997 am. No. 52, 1999; No. 46, 2001; No. 111, 2009
<b>Division 12A</b>	
Div. 12A of Part XIB .....	ad. No. 52, 1999
Ss. 151CMA–151CMC .....	ad. No. 52, 1999
<b>Division 13</b>	
S. 151CN .....	ad. No. 58, 1997
<b>Division 14</b>	
Div. 14 of Part XIB .....	ad. No. 119, 2005
S. 151CP .....	ad. No. 119, 2005
S. 152 .....	rep. No. 173, 1991
<b>Part XIC</b>	
Part XIC .....	ad. No. 58, 1997
<b>Division 1</b>	
S. 152AA .....	ad. No. 58, 1997 am. No. 140, 2002
S. 152AB .....	ad. No. 58, 1997 am. No. 119, 2005
S. 152AC .....	ad. No. 58, 1997 am. No. 52, 1999; No. 140, 2002; Nos. 45 and 119, 2005
Ss. 152AD–152AH .....	ad. No. 58, 1997
S. 152AI .....	ad. No. 58, 1997 rep. No. 140, 2002
Ss. 152AJ, 152AK .....	ad. No. 58, 1997
<b>Division 2</b>	
S. 152AL .....	ad. No. 58, 1997 am. No. 140, 2002; No. 7, 2008
S. 152ALA .....	ad. No. 140, 2002 am. No. 7, 2008
S. 152AM .....	ad. No. 58, 1997 am. No. 140, 2002; No. 45, 2005
S. 152AN .....	ad. No. 58, 1997 am. No. 52, 1999; No. 140, 2002

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**Table of Amendments**


---

ad. = added or inserted   am. = amended   rep. = repealed   rs. = repealed and substituted

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Provision affected	How affected
S. 152AO .....	ad. No. 58, 1997 am. No. 140, 2002; No. 119, 2005
S. 152AP .....	ad. No. 58, 1997 rep. No. 140, 2002
S. 152AQ .....	ad. No. 58, 1997 am. No. 140, 2002
S. 152AQA .....	ad. No. 124, 2001 am. No. 140, 2002
Subhead. to s. 152AQB(6) .....	am. No. 45, 2005
S. 152AQB .....	ad. No. 140, 2002 am. No. 45, 2005
S. 152AQC .....	ad. No. 7, 2008
<b>Division 3</b>	
S. 152AR .....	ad. No. 58, 1997 am. No. 140, 2002
Heading to s. 152AS .....	am. No. 140, 2002
S. 152AS .....	ad. No. 58, 1997
Note to s. 152AS(2) .....	ad. No. 119, 2005
Note to s. 152AS .....	ad. No. 119, 2005
S. 152ASA .....	ad. No. 140, 2002
Note to s. 152ASA(2) .....	ad. No. 119, 2005
Note to s. 152ASA .....	ad. No. 119, 2005
Heading to s. 152AT .....	am. No. 140, 2002
Subhead. to s. 152AT(1) .....	ad. No. 140, 2002
Subheads. to s. 152AT(3)–152AT(5) .....	ad. No. 140, 2002
Subheads. to s. 152AT(8), 152AT(9) .....	ad. No. 140, 2002
S. 152AT .....	ad. No. 58, 1997 am. No. 140, 2002; No. 119, 2005; No. 8, 2010
Note to s. 152AT(5) .....	ad. No. 119, 2005
S. 152ATA .....	ad. No. 140, 2002 am. No. 119, 2005; No. 8, 2010
Note to s. 152ATA(4) .....	ad. No. 119, 2005
S. 152AU .....	ad. No. 58, 1997 am. No. 140, 2002; No. 119, 2005
S. 152AV .....	ad. No. 58, 1997 am. No. 140, 2002
S. 152AW .....	ad. No. 58, 1997 rs. No. 140, 2002 am. No. 8, 2010
S. 152AX .....	ad. No. 58, 1997 am. No. 140, 2002
S. 152AXA .....	ad. No. 140, 2002
S. 152AY .....	ad. No. 58, 1997
S. 152AYA .....	ad. No. 52, 1999

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**Table of Amendments**


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ad. = added or inserted   am. = amended   rep. = repealed   rs. = repealed and substituted	
Provision affected	How affected
S. 152AZ .....	ad. No. 58, 1997 am. No. 52, 1999
S. 152BA .....	ad. No. 58, 1997 am. No. 52, 1999
S. 152BB .....	ad. No. 58, 1997 am. No. 52, 1999; No. 119, 2005
S. 152BBAA .....	ad. No. 119, 2005
Ss. 152BBA–152BBC .....	ad. No. 52, 1999
S. 152BBD .....	ad. No. 124, 2001
<b>Division 4</b>	
Subdiv. A of Div. 4 of ..... Part XIC	rep. No. 140, 2002
Ss. 152BC–152BI .....	ad. No. 58, 1997 rep. No. 140, 2002
Heading to Subdiv. B of ..... Div. 4 of Part XIC	rep. No. 140, 2002
S. 152BJ .....	ad. No. 58, 1997 rs. No. 140, 2002
Heading to s. 152BK .....	am. No. 140, 2002
S. 152BK .....	ad. No. 58, 1997 am. No. 140, 2002
Heading to s. 152BL .....	am. No. 140, 2002
S. 152BL .....	ad. No. 58, 1997 am. No. 140, 2002
Heading to s. 152BM .....	am. No. 45, 2005
S. 152BM .....	ad. No. 58, 1997 am. No. 140, 2002; No. 45, 2005
Heading to s. 152BN .....	am. No. 140, 2002; No. 45, 2005
S. 152BN .....	ad. No. 58, 1997 am. No. 140, 2002; No. 45, 2005
S. 152BO .....	ad. No. 58, 1997 rep. No. 140, 2002
Subdiv. C of Div. 4 of ..... Part XIC	rep. No. 140, 2002
Ss. 152BP, 152BQ .....	ad. No. 58, 1997 rep. No. 140, 2002
Heading to Subdiv. D of ..... Div. 4 of Part XIC	rep. No. 140, 2002
S. 152BR .....	ad. No. 58, 1997 am. No. 140, 2002
<b>Division 5</b>	
<b>Subdivision A</b>	
Heading to Subdiv. A of ..... Div. 5 of Part XIC	ad. No. 140, 2002
Heading to s. 152BS .....	am. No. 140, 2002
S. 152BS .....	ad. No. 58, 1997 am. No. 140, 2002

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**Table of Amendments**


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ad. = added or inserted   am. = amended   rep. = repealed   rs. = repealed and substituted

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Provision affected	How affected
Note to s. 152BS(1) .....	ad. No. 140, 2002
S. 152BT .....	ad. No. 58, 1997 am. No. 140, 2002; No. 119, 2005
Subheads. to s. 152BU(2), ..... 152BU(3)	ad. No. 140, 2002
S. 152BU .....	ad. No. 58, 1997 am. No. 140, 2002; No. 119, 2005; No. 8, 2010
Ss. 152BV–152BX.....	ad. No. 58, 1997 am. No. 140, 2002
Subhead. to s. 152BY(3) .....	ad. No. 140, 2002
Subhead. to s. 152BY(5) .....	ad. No. 140, 2002
S. 152BY .....	ad. No. 58, 1997 am. No. 140, 2002; No. 119, 2005; No. 8, 2010
S. 152BZ .....	ad. No. 58, 1997 am. No. 140, 2002; No. 119, 2005
Ss. 152CA, 152CB .....	ad. No. 58, 1997 am. No. 140, 2002
<b>Subdivision B</b>	
Subdiv. B of Div. 5 of ..... Part XIC	ad. No. 140, 2002
S. 152CBA .....	ad. No. 140, 2002
S. 152CBB.....	ad. No. 140, 2002 am. No. 119, 2005
S. 152CBC .....	ad. No. 140, 2002 am. No. 119, 2005; No. 8, 2010
Ss. 152CBD–152CBF .....	ad. No. 140, 2002
S. 152CBG .....	ad. No. 140, 2002 am. No. 119, 2005; No. 8, 2010
S. 152CBH .....	ad. No. 140, 2002 am. No. 119, 2005
Ss. 152CBI, 152CBJ .....	ad. No. 140, 2002
<b>Subdivision C</b>	
Heading to Subdiv. C of ..... Div. 5 of Part XIC	ad. No. 140, 2002
S. 152CC .....	ad. No. 58, 1997
S. 152CD .....	ad. No. 58, 1997 am. No. 140, 2002
S. 152CDA .....	ad. No. 119, 2005
S. 152CE .....	ad. No. 58, 1997 am. No. 140, 2002
S. 152CF .....	ad. No. 58, 1997 rs. No. 140, 2002 am. No. 8, 2010
S. 152CG .....	ad. No. 58, 1997 am. No. 140, 2002
Ss. 152CGA, 152CGB .....	ad. No. 140, 2002

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**Table of Amendments**


---

 ad. = added or inserted   am. = amended   rep. = repealed   rs. = repealed and substituted
 

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Provision affected	How affected
<b>Division 6</b>	
S. 152CH .....	ad. No. 58, 1997
Note 1 to s. 152CH(1) .....	rep. No. 140, 2002
Notes 1A, 1B to s. 152CH(1) ....	ad. No. 140, 2002
Notes 2, 3 to s. 152CH(1) .....	am. No. 140, 2002
Note 3A to s. 152CH(1) .....	ad. No. 140, 2002
Note 5 to s. 152CH(1) .....	am. No. 140, 2002
S. 152CI .....	ad. No. 58, 1997 am. No. 140, 2002
S. 152CJ .....	ad. No. 58, 1997
<b>Division 7</b>	
S. 152CK .....	ad. No. 58, 1997 am. No. 140, 2002
<b>Division 8</b>	
<b>Subdivision A</b>	
S. 152CL .....	ad. No. 58, 1997 am. No. 52, 1999
S. 152CLA .....	ad. No. 124, 2001 am. No. 140, 2002; No. 119, 2005; No. 8, 2010
Note to s. 152CLA .....	am. No. 140, 2002
<b>Subdivision B</b>	
S. 152CM .....	ad. No. 58, 1997
Subhead. to s. 152CN(3) .....	ad. No. 124, 2001
S. 152CN .....	ad. No. 58, 1997 am. No. 52, 1999; No. 124, 2001
<b>Subdivision C</b>	
Ss. 152CO, 152CP .....	ad. No. 58, 1997
S. 152CPA .....	ad. No. 52, 1999 am. No. 124, 2001; No. 119, 2005
S. 152CQ .....	ad. No. 58, 1997 am. No. 140, 2002
S. 152CR .....	ad. No. 58, 1997 am. No. 52, 1999
S. 152CRA .....	ad. No. 124, 2001
S. 152CS .....	ad. No. 58, 1997
Heading to s. 152CT .....	am. No. 52, 1999
S. 152CT .....	ad. No. 58, 1997 am. No. 200, 1997; No. 52, 1999
S. 152CU .....	ad. No. 58, 1997
<b>Subdivision D</b>	
S. 152CV .....	ad. No. 58, 1997 am. No. 52, 1999; No. 124, 2001
S. 152CW .....	ad. No. 58, 1997 rs. No. 124, 2001

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**Table of Amendments**


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 ad. = added or inserted   am. = amended   rep. = repealed   rs. = repealed and substituted
 

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Provision affected	How affected
S. 152CWA .....	ad. No. 46, 2001 rs. No. 124, 2001
Subhead. to s. 152CX(3) .....	ad. No. 124, 2001
S. 152CX .....	ad. No. 58, 1997 am. No. 124, 2001
Ss. 152CY, 152CZ .....	ad. No. 58, 1997
Notes 1, 2 to s. 152CZ(1) .....	ad. No. 124, 2001
S. 152DA .....	ad. No. 58, 1997
S. 152DB .....	ad. No. 58, 1997 am. No. 119, 2005
Note to s. 152DB(1) .....	ad. No. 124, 2001
S. 152DBA .....	ad. No. 124, 2001
Ss. 152DC, 152DD .....	ad. No. 58, 1997
Ss. 152DE–152DG .....	ad. No. 58, 1997 am. No. 146, 2001
Ss. 152DH–152DJ .....	ad. No. 58, 1997
S. 152DK .....	ad. No. 58, 1997 am. No. 119, 2005
Ss. 152DL, 152DM .....	ad. No. 58, 1997
S. 152DMA .....	ad. No. 124, 2001 am. No. 119, 2005
<b>Subdivision E</b>	
S. 152DN .....	ad. No. 58, 1997 rs. No. 52, 1999 am. No. 140, 2002
S. 152DNA .....	ad. No. 52, 1999 am. No. 124, 2001; No. 140, 2002; No. 8, 2010
S. 152DNB .....	ad. No. 52, 1999 am. No. 194, 1999
S. 152DNC .....	ad. No. 140, 2002
Subdiv. F of Div. 8 of Part XIC	rep. No. 140, 2002
S. 152DO .....	ad. No. 58, 1997 am. No. 52, 1999; No. 124, 2001 rep. No. 140, 2002
S. 152DOA .....	ad. No. 124, 2001 rep. No. 140, 2002
S. 152DP .....	ad. No. 58, 1997 rep. No. 140, 2002
S. 152DPA .....	ad. No. 124, 2001 rep. No. 140, 2002
S. 152DQ .....	ad. No. 58, 1997 rep. No. 140, 2002
S. 152DR .....	ad. No. 58, 1997 rs. No. 124, 2001 rep. No. 140, 2002

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**Table of Amendments**


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ad. = added or inserted   am. = amended   rep. = repealed   rs. = repealed and substituted	
Provision affected	How affected
S. 152DS .....	ad. No. 58, 1997 rep. No. 140, 2002
<b>Subdivision G</b>	
S. 152DT .....	ad. No. 58, 1997 am. No. 52, 1999
<b>Subdivision H</b>	
S. 152DU .....	ad. No. 58, 1997 am. No. 52, 1999
Ss. 152DV–152DZ .....	ad. No. 58, 1997
<b>Subdivision I</b>	
S. 152EA .....	ad. No. 58, 1997
S. 152EAA .....	ad. No. 124, 2001
S. 152EB .....	ad. No. 58, 1997
<b>Division 9</b>	
Ss. 152EC–152EE .....	ad. No. 58, 1997
<b>Division 10</b>	
Heading to Div. 10 of Part XIC .....	rs. No. 140, 2002
Heading to s. 152EF .....	am. No. 140, 2002
S. 152EF .....	ad. No. 58, 1997 am. No. 140, 2002
Heading to s. 152EG .....	am. No. 140, 2002
Ss. 152EG–152EL .....	ad. No. 58, 1997
<b>Division 10A</b>	
Div. 10A of Part XIC .....	ad. No. 119, 2005
S. 152ELA .....	ad. No. 119, 2005
Ss. 152ELB, 152ELC .....	ad. No. 119, 2005 am. No. 8, 2010
<b>Division 11</b>	
Ss. 152EM–152EP .....	ad. No. 58, 1997
S. 152EQ .....	ad. No. 119, 2005
S. 153 .....	rep. No. 173, 1991
<b>Part XID</b>	
Part XID .....	ad. No. 131, 2006
<b>Division 1</b>	
S. 154 .....	rep. No. 34, 1989 ad. No. 131, 2006
S. 154A .....	ad. No. 131, 2006 am. No. 59, 2009
<b>Division 2</b>	
Ss. 154B, 154C .....	ad. No. 131, 2006
<b>Division 3</b>	
S. 154D .....	ad. No. 131, 2006 am. No. 159, 2007

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**Table of Amendments**


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ad. = added or inserted   am. = amended   rep. = repealed   rs. = repealed and substituted	
Provision affected	How affected
Ss. 154E, 154F .....	ad. No. 131, 2006
S. 154F .....	ad. No. 131, 2006 am. No. 59, 2009
<b>Division 4</b>	
<b>Subdivision A</b>	
S. 154G .....	ad. No. 131, 2006 am. No. 59, 2009
S. 154GA .....	ad. No. 59, 2009
S. 154H .....	ad. No. 131, 2006 am. No. 59, 2009
Notes to s. 154H(3), 154H(4) .....	ad. No. 59, 2009
S. 154J .....	ad. No. 131, 2006
<b>Subdivision B</b>	
Ss. 154K, 154L .....	ad. No. 131, 2006 am. No. 59, 2009
<b>Subdivision C</b>	
Ss. 154M, 154N .....	ad. No. 131, 2006
<b>Subdivision D</b>	
Ss. 154P, 154Q .....	ad. No. 131, 2006
S. 154R .....	ad. No. 131, 2006 am. No. 59, 2009
S. 154RA .....	ad. No. 59, 2009
<b>Subdivision E</b>	
S. 154S .....	ad. No. 131, 2006
Heading to s. 154T .....	am. No. 59, 2009
S. 154T .....	ad. No. 131, 2006 am. No. 59, 2009
Ss. 154U, 154V .....	ad. No. 131, 2006 am. No. 59, 2009
S. 154W .....	ad. No. 131, 2006
<b>Subdivision F</b>	
S. 154X .....	ad. No. 131, 2006
Note to s. 154X(2) .....	ad. No. 59, 2009
Ss. 154Y, 154Z .....	ad. No. 131, 2006
<b>Subdivision G</b>	
S. 154ZA .....	ad. No. 131, 2006
<b>Division 5</b>	
Ss. 154ZB, 154ZC .....	ad. No. 131, 2006
<b>Part XII</b>	
S. 155 .....	am. No. 81, 1977; No. 17, 1986; No. 70, 1990; No. 88, 1995; No. 58, 1997; No. 52, 1999; No. 146, 2001; No. 128, 2002; No. 134, 2003; No. 131, 2006; Nos. 68, 138 and 159, 2007; Nos. 116 and 139, 2008; No. 59, 2009

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**Table of Amendments**


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ad. = added or inserted   am. = amended   rep. = repealed   rs. = repealed and substituted	
Provision affected	How affected
Note to s. 155(7A) .....	ad. No. 146, 2001
S. 155AAA .....	ad. No. 85, 2007 am. No. 68, 2007; No. 139, 2008
Heading to s. 155AA .....	am. No. 61, 1999; No. 85, 2007
S. 155AA .....	ad. No. 88, 1995 am. No. 61, 1999; No. 131, 2006; No. 85, 2007; No. 111, 2009
S. 155AB .....	ad. No. 58, 1997 am. No. 52, 1999; No. 140, 2002; No. 131, 2006 rep. No. 85, 2007
S. 155A .....	ad. No. 70, 1990 am. No. 88, 1995; No. 159, 2007
S. 155B .....	ad. No. 70, 1990 am. No. 88, 1995; No. 146, 2001
S. 156 .....	am. No. 70, 1990; No. 88, 1995
Subhead. to s. 157(2) .....	ad. No. 59, 2009
S. 157 .....	am. No. 81, 1977; No. 17, 1986; No. 101, 1998; No. 63, 2001; No. 131, 2006; No. 59, 2009; No. 44, 2010
S. 157AA .....	ad. No. 131, 2006
S. 157A .....	ad. No. 108, 2004
Ss. 157B–157D .....	ad. No. 59, 2009
S. 158 .....	am. No. 81, 1977; No. 88, 1995
S. 159 .....	am. No. 81, 1977; No. 88, 1995; No. 59, 2009
Ss. 160, 161 .....	am. No. 81, 1977; No. 17, 1986; No. 88, 1995; No. 146, 2001
Note to s. 161(2) .....	ad. No. 146, 2001
S. 162 .....	rs. No. 81, 1977 am. No. 17, 1986; No. 88, 1995; No. 58, 1997; No. 146, 2001; No. 108, 2004
S. 162A .....	ad. No. 17, 1986 am. No. 146, 2001; No. 108, 2004
Notes 1, 2 to s. 162A .....	ad. No. 146, 2001
S. 163 .....	am. No. 88, 1976; No. 17, 1986; No. 20, 1988; No. 70, 1990; No. 106, 1998; No. 57, 2000; No. 131, 2006; No. 59, 2009
Heading to s. 163A .....	rs. No. 57, 2000
Subhead. to s. 163A(1) .....	ad. No. 59, 2009
Subhead. to s. 163A(2) .....	ad. No. 59, 2009
Subhead. to s. 163A(3) .....	ad. No. 59, 2009
Subhead. to s. 163A(3A) .....	ad. No. 59, 2009
Subhead. to s. 163A(5) .....	ad. No. 59, 2009
S. 163A .....	ad. No. 88, 1976 am. No. 81, 1977; No. 39, 1983; No. 88, 1995; No. 58, 1997; No. 61, 1999; No. 57, 2000; No. 63, 2001; No. 108, 2004; Nos. 59 and 111, 2009
S. 164 .....	rep. No. 81, 1977
S. 165 .....	am. No. 17, 1986; No. 59, 2009

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**Table of Amendments**


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ad. = added or inserted   am. = amended   rep. = repealed   rs. = repealed and substituted	
Provision affected	How affected
S. 166 .....	am. No. 88, 1976; No. 81, 1977
S. 167 .....	am. No. 70, 1990; No. 88, 1995; No. 108, 2004
S. 168 .....	rep. No. 81, 1977
S. 169 .....	rs. No. 88, 1976 rep. No. 81, 1977
S. 170 .....	am. No. 88, 1976; No. 81, 1977; No. 61, 1981; No. 17, 1986; No. 106, 1992; No. 88, 1995; No. 36, 1998; No. 146, 1999; No. 131, 2006
S. 171 .....	am. No. 88, 1976; No. 88, 1995; No. 63, 2001; Nos. 92 and 131, 2006
S. 171A .....	ad. No. 136, 1991
S. 171B .....	ad. No. 58, 1997
S. 172 .....	am. No. 81, 1977; No. 136, 1991; No. 141, 1994; No. 88, 1995; No. 108, 2004; No. 131, 2006; No. 45, 2007
S. 173 .....	ad. No. 106, 1998
<b>Part XIII</b>	
Part XIII .....	ad. No. 59, 2009
<b>Division 1</b>	
Ss. 174–178 .....	ad. No. 59, 2009
<b>Schedule</b>	
Heading to Schedule .....	rs. No. 61, 1999 am. No. 111, 2009
Schedule .....	ad. No. 88, 1995
<b>Part 1</b>	
Heading to Part 1 .....	ad. No. 61, 1999
<b>Division 1</b>	
Div. 1 of Part 1 .....	ad. No. 59, 2009
<b>Subdivision A</b>	
Ss. 44ZZRA–44ZZRE .....	ad. No. 59, 2009
<b>Subdivision B</b>	
Ss. 44ZZRF–44ZZRI .....	ad. No. 59, 2009
<b>Subdivision C</b>	
Ss. 44ZZRJ, 44ZZRK .....	ad. No. 59, 2009
<b>Subdivision D</b>	
Ss. 44ZZRL–44ZZRV .....	ad. No. 59, 2009
<b>Division 2</b>	
Heading to Div. 2 of Part 1 .....	ad. No. 59, 2009
S. 45 .....	ad. No. 88, 1995 am. No. 131, 2006; No. 59, 2009
S. 45A .....	ad. No. 88, 1995 am. No. 131, 2006 rep. No. 59, 2009
Ss. 45B, 45C .....	ad. No. 88, 1995

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**Table of Amendments**


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ad. = added or inserted    am. = amended    rep. = repealed    rs. = repealed and substituted	
Provision affected	How affected
S. 45D .....	ad. No. 88, 1995 rs. No. 60, 1996
S. 45DA .....	ad. No. 60, 1996
S. 45DC .....	ad. No. 60, 1996
S. 45DD .....	ad. No. 60, 1996 am. No. 54, 2009
Note to s. 45DD(6) .....	am. No. 54, 2009
S. 45E .....	ad. No. 60, 1996
Ss. 45EA, 45EB .....	ad. No. 60, 1996
S. 46 .....	ad. No. 88, 1995 am. No. 131, 2006; No. 159, 2007; No. 116, 2008
S. 47 .....	ad. No. 88, 1995 am. No. 131, 2006
S. 48 .....	ad. No. 88, 1995
S. 49 .....	ad. No. 131, 2006
S. 50 .....	ad. No. 88, 1995 am. No. 63, 2001; No. 131, 2006
Note to s. 50(1) .....	ad. No. 131, 2006
S. 51 .....	ad. No. 88, 1995 am. No. 88, 1995; No. 60, 1996; No. 63, 2002
Part 2 .....	ad. No. 61, 1999 rep. No. 111, 2009
Ss. 75AT, 75AU .....	ad. No. 61, 1999 am. No. 176, 1999 rep. No. 111, 2009
Ss. 75AV–75AY .....	ad. No. 61, 1999 rep. No. 111, 2009
S. 75AYA .....	ad. No. 69, 2000 rep. No. 111, 2009
S. 75AZ .....	ad. No. 61, 1999 rep. No. 111, 2009

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## Note 2

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### Note 2

*Trade Practices Amendment (Australian Consumer Law) Act (No. 1) 2010*  
(No. 44, 2010)

The following amendments commence on 14 October 2010 unless proclaimed earlier. However the proclamation date must not be before 1 July 2010:

### Schedule 1

#### 1 At the end of the Act

Add:

## Schedule 2—The Australian Consumer Law

Note: See section 130.

### Part 1—Preliminary

#### 1 Definitions

In this Schedule:

*constitution* has the meaning given by the *Corporations Act 2001*.

*consumer contract*: see section 2(3).

*interest*, in relation to land, means:

- (a) a legal or equitable estate or interest in the land; or
- (b) a right of occupancy of the land, or of a building or part of a building erected on the land, arising by virtue of the holding of shares, or by virtue of a contract to purchase shares, in an incorporated company that owns the land or building; or
- (c) a right, power or privilege over, or in connection with, the land.

*rely on*, in relation to a term of a consumer contract, includes the following:

- (a) attempt to enforce the term;

**Note 2**

- (b) attempt to exercise a right conferred, or purportedly conferred, by the term;
- (c) assert the existence of a right conferred, or purportedly conferred, by the term.

*ship* has the meaning given by the *Admiralty Act 1988*.

*transparent*, in relation to a term of a consumer contract: see section 3(3).

*unfair*, in relation to a term of a consumer contract: see section 3(1).

*upfront price*: see section 5(2).

## Part 2—Unfair contract terms

### 2 Unfair terms of consumer contracts

- (1) A term of a consumer contract is void if:
  - (a) the term is unfair; and
  - (b) the contract is a standard form contract.
- (2) The contract continues to bind the parties if it is capable of operating without the unfair term.
- (3) A *consumer contract* is a contract for:
  - (a) a supply of goods or services; or
  - (b) a sale or grant of an interest in land;
 to an individual whose acquisition of the goods, services or interest is wholly or predominantly for personal, domestic or household use or consumption.

### 3 Meaning of *unfair*

- (1) A term of a consumer contract is *unfair* if:
  - (a) it would cause a significant imbalance in the parties' rights and obligations arising under the contract; and
  - (b) it is not reasonably necessary in order to protect the legitimate interests of the party who would be advantaged by the term; and

## Note 2

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- (c) it would cause detriment (whether financial or otherwise) to a party if it were to be applied or relied on.
- (2) In determining whether a term of a consumer contract is unfair under subsection (1), a court may take into account such matters as it thinks relevant, but must take into account the following:
  - (b) the extent to which the term is transparent;
  - (c) the contract as a whole.
- (3) A term is **transparent** if the term is:
  - (a) expressed in reasonably plain language; and
  - (b) legible; and
  - (c) presented clearly; and
  - (d) readily available to any party affected by the term.
- (4) For the purposes of subsection (1)(b), a term of a consumer contract is presumed not to be reasonably necessary in order to protect the legitimate interests of the party who would be advantaged by the term, unless that party proves otherwise.

## 4 Examples of unfair terms

- (1) Without limiting section 3, the following are examples of the kinds of terms of a consumer contract that may be unfair:
  - (a) a term that permits, or has the effect of permitting, one party (but not another party) to avoid or limit performance of the contract;
  - (b) a term that permits, or has the effect of permitting, one party (but not another party) to terminate the contract;
  - (c) a term that penalises, or has the effect of penalising, one party (but not another party) for a breach or termination of the contract;
  - (d) a term that permits, or has the effect of permitting, one party (but not another party) to vary the terms of the contract;
  - (e) a term that permits, or has the effect of permitting, one party (but not another party) to renew or not renew the contract;
  - (f) a term that permits, or has the effect of permitting, one party to vary the upfront price payable under the contract without the right of another party to terminate the contract;
  - (g) a term that permits, or has the effect of permitting, one party unilaterally to vary the characteristics of the goods or



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**Note 2**

- services to be supplied, or the interest in land to be sold or granted, under the contract;
- (h) a term that permits, or has the effect of permitting, one party unilaterally to determine whether the contract has been breached or to interpret its meaning;
  - (i) a term that limits, or has the effect of limiting, one party's vicarious liability for its agents;
  - (j) a term that permits, or has the effect of permitting, one party to assign the contract to the detriment of another party without that other party's consent;
  - (k) a term that limits, or has the effect of limiting, one party's right to sue another party;
  - (l) a term that limits, or has the effect of limiting, the evidence one party can adduce in proceedings relating to the contract;
  - (m) a term that imposes, or has the effect of imposing, the evidential burden on one party in proceedings relating to the contract;
  - (n) a term of a kind, or a term that has an effect of a kind, prescribed by the regulations.
- (2) Before the Governor-General makes a regulation for the purposes of subsection (1)(n) prescribing a kind of term, or a kind of effect that a term has, the Minister must take into consideration:
- (a) the detriment that a term of that kind would cause to consumers; and
  - (b) the impact on business generally of prescribing that kind of term or effect; and
  - (c) the public interest.

**5 Terms that define main subject matter of consumer contracts etc. are unaffected**

- (1) Section 2 does not apply to a term of a consumer contract to the extent that, but only to the extent that, the term:
- (a) defines the main subject matter of the contract; or
  - (b) sets the upfront price payable under the contract; or
  - (c) is a term required, or expressly permitted, by a law of the Commonwealth or a State or Territory.

## **Note 2**

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- (2) The ***upfront price*** payable under a consumer contract is the consideration that:
- (a) is provided, or is to be provided, for the supply, sale or grant under the contract; and
  - (b) is disclosed at or before the time the contract is entered into; but does not include any other consideration that is contingent on the occurrence or non-occurrence of a particular event.

## **7 Standard form contracts**

- (1) If a party to a proceeding alleges that a contract is a standard form contract, it is presumed to be a standard form contract unless another party to the proceeding proves otherwise.
- (2) In determining whether a contract is a standard form contract, a court may take into account such matters as it thinks relevant, but must take into account the following:
- (a) whether one of the parties has all or most of the bargaining power relating to the transaction;
  - (b) whether the contract was prepared by one party before any discussion relating to the transaction occurred between the parties;
  - (c) whether another party was, in effect, required either to accept or reject the terms of the contract (other than the terms referred to in section 5(1)) in the form in which they were presented;
  - (d) whether another party was given an effective opportunity to negotiate the terms of the contract that were not the terms referred to in section 5(1);
  - (e) whether the terms of the contract (other than the terms referred to in section 5(1)) take into account the specific characteristics of another party or the particular transaction;
  - (f) any other matter prescribed by the regulations.

## **8 Contracts to which this Part does not apply**

- (1) This Part does not apply to:
- (a) a contract of marine salvage or towage; or
  - (b) a charterparty of a ship; or
  - (c) a contract for the carriage of goods by ship.

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**Note 2**

- (2) Without limiting subsection (1)(c), the reference in that subsection to a contract for the carriage of goods by ship includes a reference to any contract covered by a sea carriage document within the meaning of the amended Hague Rules referred to in section 7(1) of the *Carriage of Goods by Sea Act 1991*.
- (3) This Part does not apply to a contract that is the constitution of a company, managed investment scheme or other kind of body.

**3 Subsection 4(1)**

Insert:

*Australian Consumer Law* means Schedule 2.

**4 Subsection 4(1)**

Insert:

*provision*, of the Australian Consumer Law, has the meaning given by section 4KB.

**5 After section 4KA**

Insert:

**4KB References to the Australian Consumer Law etc.**

- (1) A reference in this Act (other than the provisions referred to in subsection (2)) to the Australian Consumer Law is a reference to the Australian Consumer Law as applied under Division 1 of Part XI.
- (2) Subsection (1) does not apply in relation to the following provisions:
  - (a) the definitions of *Australian Consumer Law* and *provision* in subsection 4(1);
  - (b) this section;
  - (c) Part XI;
  - (d) Schedule 2.
- (3) A reference in this Act (other than in Part XI and Schedule 2) to one or more provisions of the Australian Consumer Law is a reference to that provision or those provisions as applied under Division 1 of Part XI.

## Note 2

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### 4KC Contraventions of the Australian Consumer Law

Conduct is not taken, for the purposes of this Act, to contravene the Australian Consumer Law merely because of subsection 2(1) of the Australian Consumer Law.

### 6 After paragraph 5(1)(e)

Insert:

(ea) the Australian Consumer Law;

Note: The heading to section 5 is replaced by the heading “**Extended application of this Act to conduct outside Australia**”.

### 7 Paragraph 5(1)(f)

Omit “or (e)”, substitute “, (e) or (ea)”.

### 8 At the end of subparagraphs 6(2)(a)(i) and (ii), (2)(b)(i) and (ii) and (2)(c)(i)

Add “or”.

Note: The heading to section 6 is replaced by the heading “**Extended application of this Act to persons who are not corporations**”.

### 9 After paragraph 6(2)(c)

Insert:

(ca) any reference in Part 2 of the Australian Consumer Law to a contract were, by express provision, confined to a contract made:

- (i) in the course of, or in relation to, trade or commerce between Australia and places outside Australia; or
- (ii) in the course of, or in relation to, trade or commerce among the States; or
- (iii) in the course of, or in relation to, trade or commerce within a Territory, between a State and a Territory or between two Territories; and

### 10 After subsection 6(3)

Insert:

(3A) In addition to the effect that this Act, other than Parts IIIA, VIIA and X, has as provided by subsection (2), the provisions of Part 2

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**Note 2**

of the Australian Consumer Law have, by force of this subsection, the effect they would have if:

- (a) those provisions were, by express provision, confined in their operation to contracts for or relating to:
  - (i) the use of postal, telegraphic or telephonic services; or
  - (ii) radio or television broadcasts; and
- (b) a reference in the provisions of Part XI to a corporation included a reference to a person not being a corporation.

**11 After Part X**

Insert:

**Part XI—The Australian Consumer Law**

**Division 1—Application of the Australian Consumer Law as a law of the Commonwealth**

**130 Application of the Australian Consumer Law in relation to corporations**

The Australian Consumer Law applies as a law of the Commonwealth to the conduct of corporations.

**131 Division does not apply to financial services etc.**

- (1) Despite section 130, this Division does not apply to the supply, or possible supply, of services that are financial services.
- (2) Despite section 130, Part 2 of the Australian Consumer Law does not apply to, or in relation to:
  - (a) contracts that are financial products; or
  - (b) contracts for the supply, or possible supply, of services that are financial services.

**132 Saving of other laws and remedies**

This Division is not intended to exclude or limit the concurrent operation of any law of a State or Territory.

## Note 2

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### Division 2—Application of the Australian Consumer Law as a law of a State or Territory

#### 133 Definitions

In this Division:

***application law*** means:

- (a) a law of a participating jurisdiction that applies the applied Australian Consumer Law, either with or without modifications, as a law of the participating jurisdiction; or
- (b) any regulations or other legislative instrument made under a law described in paragraph (a); or
- (c) the applied Australian Consumer Law, applying as a law of the participating jurisdiction, either with or without modifications.

***applied Australian Consumer Law*** means (according to the context):

- (a) the text described in section 135; or
- (b) that text, applying as a law of a participating jurisdiction, either with or without modifications.

***apply***, in relation to the applied Australian Consumer Law, means apply the applied Australian Consumer Law by reference:

- (a) as in force from time to time; or
- (b) as in force at a particular time.

***Commonwealth entity*** means:

- (a) an authority of the Commonwealth; or
- (b) an officer of the Commonwealth.

***imposes a duty*** has the meaning given by section 140.

***modifications*** includes additions, omissions and substitutions.

***officer***, in relation to the Commonwealth, includes the following:

- (a) a Minister;
- (b) a person who holds:
  - (i) an office established by or under an Act; or
  - (ii) an appointment made under an Act; or

**Note 2**

- (iii) an appointment made by the Governor-General or a Minister but not under an Act;
- (c) a person who is a member or officer of an authority of the Commonwealth;
- (d) a person who is:
  - (i) in the service or employment of the Commonwealth, or of an authority of the Commonwealth; or
  - (ii) employed or engaged under an Act.

***participating jurisdiction*** means a participating State or participating Territory.

***participating State*** means a State that is a party to the Intergovernmental Agreement for the Australian Consumer Law and applies the applied Australian Consumer Law as a law of the State, either with or without modifications.

***participating Territory*** means a Territory that is a party to the Intergovernmental Agreement for the Australian Consumer Law and applies the applied Australian Consumer Law as a law of the Territory, either with or without modifications.

***Territory*** means the Australian Capital Territory or the Northern Territory.

**134 Object of this Division**

The object of this Division is to facilitate the application of the Australian Consumer Law by participating States and participating Territories.

**135 The applied Australian Consumer Law**

- (1) The applied Australian Consumer Law consists of:
  - (a) Schedule 2; and
  - (b) the remaining provisions of this Act (except sections 2A, 4KB, 5, 6 and 172), so far as they relate to Schedule 2; and
  - (c) the regulations under this Act, so far as they relate to any provision covered by paragraph (a) or (b).
- (2) For the purpose of forming part of the applied Australian Consumer Law, the provisions referred to in paragraphs (1)(b) and

## **Note 2**

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(c) are to be modified as necessary to fit in with Schedule 2. In particular, references to corporations are to include references to persons who are not corporations.

### **136 Federal Court may exercise jurisdiction under application laws of Territories**

The Federal Court may exercise jurisdiction (whether original or appellate) conferred on that Court by an application law of a Territory with respect to matters arising under the applied Australian Consumer Law.

### **137 Exercise of jurisdiction under cross-vesting provisions**

This Division does not affect the operation of any other law of the Commonwealth, or any law of a State or Territory, relating to cross-vesting of jurisdiction.

### **138 Commonwealth consent to conferral of functions etc. on Commonwealth entities**

- (1) An application law may confer functions or powers, or impose duties, on a Commonwealth entity for the purposes of the applied Australian Consumer Law.

Note: Section 140 sets out when such a law imposes a duty on a Commonwealth entity.

- (2) Subsection (1) does not authorise the conferral of a function or power, or the imposition of a duty, by an application law to the extent to which:
  - (a) the conferral or imposition, or the authorisation, would contravene any constitutional doctrines restricting the duties that may be imposed on the Commonwealth entity; or
  - (b) the authorisation would otherwise exceed the legislative power of the Commonwealth.
- (3) The Commonwealth entity cannot perform a duty or function, or exercise a power, under an application law unless the conferral of the function or power, or the imposition of the duty, is in accordance with an agreement between the Commonwealth and the State or Territory concerned.



**139 How duty is imposed***Application*

- (1) This section applies if an application law purports to impose a duty on a Commonwealth entity.

Note: Section 140 sets out when such a law imposes a duty on a Commonwealth entity.

*State or Territory legislative power sufficient to support duty*

- (2) The duty is taken not to be imposed by this Act (or any other law of the Commonwealth) to the extent to which:
- (a) imposing the duty is within the legislative powers of the State or Territory concerned; and
  - (b) imposing the duty by the law of the State or Territory is consistent with the constitutional doctrines restricting the duties that may be imposed on the entity.

Note: If this subsection applies, the duty will be taken to be imposed by force of the law of the State or Territory (the Commonwealth having consented under section 138 to the imposition of the duty by that law).

*Commonwealth legislative power sufficient to support duty but State or Territory legislative powers are not*

- (3) If, to ensure the validity of the purported imposition of the duty, it is necessary that the duty be imposed by a law of the Commonwealth (rather than by the law of the State or Territory), the duty is taken to be imposed by this Act to the extent necessary to ensure that validity.
- (4) If, because of subsection (3), this Act is taken to impose the duty, it is the intention of the Parliament to rely on all powers available to it under the Constitution to support the imposition of the duty by this Act.
- (5) The duty is taken to be imposed by this Act in accordance with subsection (3) only to the extent to which imposing the duty:
- (a) is within the legislative powers of the Commonwealth; and
  - (b) is consistent with the constitutional doctrines restricting the duties that may be imposed on the entity.
- (6) Subsections (1) to (5) do not limit section 138.

## **Note 2**

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### **140 When an application law imposes a duty**

For the purposes of this Division, an application law *imposes a duty* on a Commonwealth entity if:

- (a) the law confers a function or power on the entity; and
- (b) the circumstances in which the function or power is conferred give rise to an obligation on the entity to perform the function or to exercise the power.

### **141 Application laws may operate concurrently with this Act**

This Act is not intended to exclude the operation of any application law, to the extent that the application law is capable of operating concurrently with this Act.

### **142 No doubling-up of liabilities**

- (1) If:
  - (a) an act or omission is an offence against this Act and is also an offence against an application law; and
  - (b) the offender has been punished for the offence under the application law;the offender is not liable to be punished for the offence against this Act.
- (2) If a person has been ordered to pay a pecuniary penalty under an application law, the person is not liable to a pecuniary penalty under this Act in respect of the same conduct.

## **Division 3—Miscellaneous**

### **143 References in instruments to the Australian Consumer Law**

- (1) A reference in any instrument to the Australian Consumer Law is a reference to:
  - (a) the Australian Consumer Law as applied under Division 1; and
  - (b) the applied Australian Consumer Laws of any or all of the participating jurisdictions.

- (2) Subsection (1) has effect except so far as the contrary intention appears in the instrument or the context of the reference otherwise requires.

## **Schedule 2**

### **27 Subsection 4(1)**

Insert:

*consumer contract* has the meaning given by the Australian Consumer Law.

### **29 Subsection 4(1) (definition of *non-party consumer*)**

Repeal the definition, substitute:

*non-party consumer* means:

- (a) in relation to conduct referred to in subparagraph 87AAA(1)(a)(i)—a person who is not, or has not been, a party to an enforcement proceeding in relation to the conduct; and
- (b) in relation to a term of a consumer contract referred to in subparagraph 87AAA(1)(a)(ii)—a person who is not, or has not been, a party to an enforcement proceeding in relation to the term.

### **31 Subsection 4(1)**

Insert:

*rely on*, in relation to a term of a consumer contract, includes the meaning given by the Australian Consumer Law.

### **32 Subsection 4(1)**

Insert:

*unfair*, in relation to a term of a consumer contract, has the meaning given by the Australian Consumer Law.

### **41 Paragraph 80(1)(a)**

Repeal the paragraph, substitute:

- (a) a contravention of any of the following provisions:
  - (i) a provision of Part IV, IVA, IVB, V or VC;

## **Note 2**

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(ii) a provision of the Australian Consumer Law; or

### **42 At the end of paragraphs 80(1)(b) to (d)**

Add “or”.

### **43 After subsection 80(1B)**

Insert:

(1C) A reference in paragraph (1)(a) to a contravention of a provision of the Australian Consumer Law includes a reference to applying or relying on, or purporting to apply or rely on, a term of a consumer contract that the Court has declared under section 87AC to be an unfair term.

### **46 Paragraphs 84(1)(b) and (3)(b)**

After “or VC”, insert “, or a provision of the Australian Consumer Law,”.

### **47 At the end of subsection 86(1)**

Add “or has been instituted in relation to subsection 2(1) of the Australian Consumer Law (as applied under Division 1 of Part XI)”.

### **48 Subsection 86(1A)**

After “or Part VA”, insert “, or a provision of the Australian Consumer Law,”.

### **49 Subsection 86(2)**

After “of Part V”, insert “, or a provision of the Australian Consumer Law,”.

### **50 Paragraphs 86A(1)(b), (4)(b) and (5)(b) and 86B(1)(b)**

After “of Part V”, insert “, or a provision of the Australian Consumer Law”.

### **56 Subsection 87(1)**

After “or VC,”, insert “or of the Australian Consumer Law,”.

### **57 Paragraphs 87(1A)(a) and (b) and (1B)(a)**

After “or VC”, insert “, or a provision of the Australian Consumer Law”.

**58 Subsection 87(1C)**

After “or VC”, insert “, or of a provision of the Australian Consumer Law,”.

**59 After subsection 87(5)**

Insert:

- (5A) A reference in this section to a contravention of a provision of the Australian Consumer Law includes a reference to applying or relying on, or purporting to apply or rely on, a term of a consumer contract that the Court has declared under section 87AC to be an unfair term.

**60 Paragraph 87AAA(1)(a)**

Repeal the paragraph, substitute:

- (a) a person:
- (i) engaged in conduct (the *contravening conduct*) in contravention of a provision of Part IVA, of Division 1 or 1AAA of Part V, or of Part VC; or
  - (ii) is a party to a consumer contract who is advantaged by a term (the *declared term*) of the contract in relation to which the Court has made a declaration under section 87AC; and

**61 Paragraphs 87AAA(1)(b) and (c)**

After “contravening conduct”, insert “or declared term”.

**62 Subsection 87AAA(2)**

Repeal the subsection, substitute:

- (2) An order under subsection (1) may be made against:
- (a) if subparagraph (1)(a)(i) applies—the person who engaged in the contravening conduct, or a person involved in that conduct; or
  - (b) if subparagraph (1)(a)(ii) applies—a party to the contract who is advantaged by the declared term.

**63 Paragraphs 87AAA(3)(a) and (b)**

After “contravening conduct”, insert “or declared term”.

## **Note 2**

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### **64 Subsection 87AAA(4)**

After “contravening conduct”, insert “or declared term”.

### **65 Subsection 87AAA(5)**

Repeal the subsection, substitute:

- (5) An application under subsection (1) may be made at any time within 6 years after the day on which:
- (a) if subparagraph (1)(a)(i) applies—the cause of action that relates to the contravening conduct accrues; or
  - (b) if subparagraph (1)(a)(ii) applies—the declaration is made.

### **66 Subsection 87AAA(6)**

Omit “subsection (2)”, substitute “paragraph (2)(a)”.

### **67 After subsection 87AAA(6)**

Insert:

- (7) In determining whether to make an order under subsection (1) against a person referred to in paragraph (2)(b), the Court may have regard to the conduct of the person, and of the non-party consumers in relation to the declared term, since the declaration was made.

### **68 Paragraph 87AAA(8)(a)**

After “contravening conduct”, insert “or declared term”.

### **69 Paragraph 87AAA(9)(b)**

After “contravening conduct”, insert “, or declared term,”.

### **70 Paragraph 87A(1)(b)**

After “or VC”, insert “, or of the Australian Consumer Law”.

### **72 Paragraph 87A(1)(d)**

After “or VC”, insert “, or of the Australian Consumer Law”.

### **73 At the end of section 87A**

Add:

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**Note 2**

- (9) A reference in paragraph (1)(b) or (d) to a contravention of a provision of the Australian Consumer Law includes a reference to applying or relying on, or purporting to apply or rely on, a term of a consumer contract that the Court has declared under section 87AC to be an unfair term.

**74 After section 87AB**

Insert:

**87AC Declarations**

- (1) The Court may, on the application of a party to a consumer contract or on the application of the Commission, declare that a term of such a contract is an unfair term.
- (1A) Subsection (1) does not apply unless the consumer contract is a standard form contract.
- (2) Subsection (1) does not limit any other power of the Court to make declarations.

**Schedule 4**

**4 Section 150A (definition of *Schedule version of Part IV*)**

Omit “the Schedule”, substitute “Schedule 1”.

**5 Schedule (heading)**

Omit “Schedule” (first occurring), substitute “Schedule 1”.

As at 19 April 2010 the amendments are not incorporated in this compilation.

**Table A**

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**Table A**

**Application, saving or transitional provisions**

*Workplace Relations and Other Legislation Amendment Act 1996*  
(No. 60, 1996)

**Schedule 17**

**29 Definitions**

In this Part:

*amended TP Act* means the *Trade Practices Act 1974* as in force after the commencement.

*amended WR Act* means the Workplace Relations Act as in force after the commencement.

*commencement* means the commencement of this Schedule.

*Commission* has the same meaning as in the amended WR Act.

*conduct* includes threatened, impending or probable conduct.

*jurisdiction transfer day* means the transfer day as defined in Part 3 of Schedule 16.

*old TP Act* means the *Trade Practices Act 1974* as in force immediately before the commencement.

*old WR Act* means the Workplace Relations Act as in force immediately before the commencement.

**30 Conciliation proceedings in progress under Division 7 of Part VI of old WR Act**

If:

- (a) before the commencement, the Commission was exercising conciliation powers under Division 7 of Part VI of the old WR Act in relation to a dispute about conduct; and
- (b) that conduct continues after the commencement; and
- (c) paragraphs 156(a) and (b) of the amended WR Act are satisfied in relation to the dispute;



**Table A**

the Commission may exercise conciliation powers under the amended WR Act in relation to the dispute as if the Commission had been notified of the dispute under section 157 of the amended WR Act.

**31 If certificate under section 163D of old WR Act granted in relation to conduct that ended before commencement**

If, before the commencement, the Commission granted a certificate under section 163D of the old WR Act in relation to a dispute about conduct and the conduct ended before the commencement:

- (a) the old WR Act continues to apply to that conduct as though the amendments made by this Schedule had not been made; and
- (b) subject to paragraph (c), a reference in Division 7 of Part VI of the old WR Act as so applying to the “Court” is to be taken, on and after the jurisdiction transfer day, to be a reference to the Federal Court of Australia; and
- (c) if, under Part 3 of Schedule 16, the Industrial Relations Court continues to have jurisdiction in relation to proceedings begun before the jurisdiction transfer day in relation to that conduct, that Court may, in accordance with that Part of that Schedule, continue to exercise jurisdiction in the proceedings.

Note: If no certificate was granted under section 163D of the old WR Act in relation to conduct that ended before the commencement, then (subject to item 30) no relief is available under the old WR Act or the amended TP Act in relation to that conduct.

**32 If certificate under section 163D of old WR Act granted in relation to conduct that continues after commencement**

- (1) This item applies if, before the commencement, the Commission granted a certificate under section 163D of the old WR Act in relation to a dispute about conduct and the conduct continues after the commencement.
- (2) In relation to so much of the conduct as occurred before the commencement:
  - (a) the old WR Act continues to apply to that conduct as though the amendments made by this Schedule had not been made; and
  - (b) subject to paragraph (c), a reference in Division 7 of Part VI of the old WR Act as so applying to the “Court” is to be

**Table A**

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taken, on and after the jurisdiction transfer day, to be a reference to the Federal Court of Australia; and

- (c) if, under Part 3 of Schedule 16, the Industrial Relations Court continues to have jurisdiction in relation to proceedings begun before the jurisdiction transfer day in relation to that conduct, that Court may, in accordance with that Part of that Schedule, continue to exercise jurisdiction in the proceedings.

- (3) In relation to so much of the conduct as occurs after the commencement, the amended TP Act applies as if that conduct had started on the commencement.

**33 If no certificate under section 163D of old WR Act granted in relation to conduct that continues after commencement**

If:

- (a) before the commencement, there was a dispute about conduct to which Division 7 of Part VI of the old WR Act applied; and
- (b) no certificate under section 163D of the old WR Act was granted in relation to the dispute before the commencement; and
- (c) the conduct continues after the commencement;

then, in relation to so much of the conduct as occurs after the commencement, the amended TP Act applies as if that conduct had started on the commencement.

Note: If no certificate was granted under section 163D of the old WR Act in relation to conduct that continues after the commencement, then (subject to item 30) no relief is available under the old WR Act or the amended TP Act in relation to so much of the conduct as occurred before the commencement.

**34 If conduct to which section 45D of old TP Act applied ended before commencement**

If conduct to which section 45D of the old TP Act applied ended before the commencement, the old TP Act continues to apply to that conduct as though the amendments made by this Schedule had not been made.

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**Table A****35 If conduct to which section 45D of old TP Act applied continues after commencement**

- (1) This item applies if conduct to which section 45D of the old TP Act applied started before the commencement and continues after the commencement.
- (2) In relation to so much of the conduct as occurred before the commencement, the old TP Act continues to apply to that conduct as though the amendments made by this Schedule had not been made.
- (3) In relation to so much of the conduct as occurs after the commencement, the amended TP Act applies as if that conduct started on the commencement.

**36 Power to vary or rescind orders and injunctions made under repealed provisions**

- (1) An order or injunction:
  - (a) made by a court before the commencement under or in relation to a repealed provision; or
  - (b) made by a court after the commencement under or in relation to a repealed provision as the provision continues to apply because of this Part;may, subject to subsection (2), be varied or rescinded by the court after the commencement, despite the repeal of the provision, as if the amendments made by this Schedule had not been made.
- (2) If the court that made the order or injunction is or was the Industrial Relations Court of Australia, the power to vary or rescind the order or injunction given by subsection (1) is, on or after the jurisdiction transfer day, to be exercised by the Federal Court of Australia, unless Part 3 of Schedule 16 provides for the Industrial Relations Court of Australia to continue to exercise jurisdiction in proceedings for the variation or rescission of the order or injunction.
- (3) In this section:

***repealed provision*** means:

  - (a) a provision of Division 7 of Part VI of the old WR Act; or
  - (b) section 45D of the old TP Act.

**Table A**

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**37 Power to vary or revoke decisions of Commission made under repealed provisions**

- (1) A decision of the Commission:
- (a) made before the commencement under or in relation to a repealed provision; or
  - (b) made after the commencement under or in relation to a repealed provision as the provision continues to apply because of this Part;
- may be varied or revoked by the Commission after the commencement, despite the repeal of the provision, as if the amendments made by this Schedule had not been made.
- (2) In this section:
- decision* includes an order, direction or determination.
- repealed provision* means a provision of Division 7 of Part VI of the old WR Act.

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*Trade Practices Amendment (Telecommunications) Act 1997*  
(No. 58, 1997)

**Schedule 1**

**15 Application—amendments of section 163A of the Trade Practices Act**

The amendments of section 163A of the *Trade Practices Act 1974* made by this Schedule do not apply to a proceeding instituted before the commencement of this item.

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**Table A***Gas Pipelines Access (Commonwealth) Act 1998* (No. 101, 1998)**Schedule 1****36 Saving provision**

Despite the repeal of subsection 89(3), the register of applications in place under that subsection immediately before the day item 35 commences continues to have effect on and after that date as if it had been created for the purposes of subsection 89(3) of the *Trade Practices Act 1974* as amended by this Act.

**47 Saving provision**

If, before the commencement of item 46:

- (a) the Commission had given notice under paragraph 91(4)(a) of the *Trade Practices Act 1974* in relation to the authorization; but
- (b) the Commission had not made a determination under paragraph 91(4)(b) of that Act;

subsection 91(4) of that Act continues in force as if the amendments of that Act made by items 27 to 56 had not been made.

**50 Saving provision**

Any application made by a person for review of a determination under subsection 101(1) of the *Trade Practices Act 1974* as in force before the commencement of item 49 has effect, on and after the commencement of that item, as if it were an application for that determination made under subsection 101(1) of the *Trade Practices Act 1974* as amended by that item.

*Telecommunications Legislation Amendment Act 1999* (No. 52, 1999)**Schedule 1****72 Transitional—section 151CM of the *Trade Practices Act 1974***

- (1) This item applies to a report under subsection 151CM(1) of the *Trade Practices Act 1974* for the financial year in which this item commenced.

**Table A**

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- (2) To avoid doubt, that report must deal with matters covered by paragraphs 151CM(1)(b) and (c) of that Act in relation to the whole of that financial year.

**73 Transitional—interim determinations**

An interim determination may be made in relation to an arbitration under Division 8 of Part XIC of the *Trade Practices Act 1974*, whether the access dispute was notified before, at or after the commencement of this item.

**74 Transitional—backdating of final determinations**

A final determination made by the Commission under Division 8 of Part XIC of the *Trade Practices Act 1974* has no effect to the extent (if any) to which any provision of the determination is expressed to have taken effect on a date earlier than the date of commencement of this item.

**75 Transitional—pre-commencement competition notices**

- (1) Despite the amendments made by items 6, 8, 11, 12, 14, 15, 16, 17, 18, 19, 21, 37, 41, 42 and 43 of this Schedule, Part XIB of the *Trade Practices Act 1974* continues to apply, after the commencement of this item, in relation to a competition notice in force immediately before the commencement of this item, as if those amendments had not been made.
- (2) Subsection 151AOA(2) of the *Trade Practices Act 1974* applies to a competition notice in force immediately before the commencement of this item in a corresponding way to the way in which it applies to a Part A competition notice.

**76 Transitional—section 152CT of the *Trade Practices Act 1974***

The amendments of section 152CT of the *Trade Practices Act 1974* made by this Schedule do not affect the continuity of a direction in force under that section immediately before the commencement of this item.

**Table A****77 Transitional—interpretation of pre-commencement provisions of the *Trade Practices Act 1974***

In determining the meaning that a provision of the *Trade Practices Act 1974* had before the commencement of this item, the amendments made by this Schedule are to be disregarded.

**Schedule 3****81 Transitional—section 151CM of the *Trade Practices Act 1974***

Section 151CM of the *Trade Practices Act 1974* has effect, after the commencement of this item, as if the reference in that section to Part 9 of the *Telecommunications (Consumer Protection and Service Standards) Act 1999* included a reference to repealed Part 6 of the *Telstra Corporation Act 1991*.

**Schedule 4****28 Transitional—section 151CM of the *Trade Practices Act 1974***

Section 151CM of the *Trade Practices Act 1974* has effect, after the commencement of this item, as if the reference in that section to Division 5 of Part 2 of the *Telecommunications (Consumer Protection and Service Standards) Act 1999* included a reference to repealed Division 5 of Part 7 of the *Telecommunications Act 1997*.

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*Trade Practices Amendment (International Liner Cargo Shipping) Act 2000*  
(No. 123, 2000)

**Schedule 1****171 Transitional—declarations under subsection 10.03(1) of the *Trade Practices Act 1974***

- (1) This item applies to a declaration if:
- (a) the declaration was made under subsection 10.03(1) of the *Trade Practices Act 1974*; and
  - (b) the declaration was in force immediately before the commencement of this item.

**Table A**

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- (2) The declaration has effect, after the commencement of this item, as if:
  - (a) the declaration had been made under subsection 10.03(1) of the *Trade Practices Act 1974* as amended by this Schedule; and
  - (b) a reference in the declaration to a designated peak shipper body were a reference to a designated outwards peak shipper body.
- (3) The Registrar must take such action, by way of modifying the register of designated shipper bodies, as is necessary to ensure that the register is consistent with subitem (2).

**172 Transitional—declarations under subsection 10.03(2) of the *Trade Practices Act 1974***

- (1) This item applies to a declaration if:
  - (a) the declaration was made under subsection 10.03(2) of the *Trade Practices Act 1974*; and
  - (b) the declaration was in force immediately before the commencement of this item.
- (2) The declaration has effect, after the commencement of this item, as if:
  - (a) the declaration had been made under subsection 10.03(2) of the *Trade Practices Act 1974* as amended by this Schedule; and
  - (b) a reference in the declaration to a designated secondary shipper body were a reference to a designated outwards secondary shipper body.
- (3) The Registrar must take such action, by way of modifying the register of designated shipper bodies, as is necessary to ensure that the register is consistent with subitem (2).

**173 Transitional—notices under section 10.29 of the *Trade Practices Act 1974***

- (1) This item applies to a notice if:
    - (a) the notice was given under subsection 10.29(3) of the *Trade Practices Act 1974*; and
    - (b) the notice was in force immediately before the commencement of this item.
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**Table A**

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- (2) The notice has effect, after the commencement of this item, as if:
- (a) the notice had been given under subsection 10.29(3) of the *Trade Practices Act 1974* as amended by this Schedule; and
  - (b) a reference in the notice to a designated secondary shipper body were a reference to a designated outwards secondary shipper body.
- (3) The Registrar must take such action, by way of modifying the register of designated shipper bodies, as is necessary to ensure that the register is consistent with subitem (2).

**174 Transitional—notices under section 10.41 of the *Trade Practices Act 1974***

- (1) This item applies to a notice if:
- (a) the notice was given under paragraph (b) of the definition of *relevant designated shipper body* in subsection 10.41(3) of the *Trade Practices Act 1974*; and
  - (b) the notice was in force immediately before the commencement of this item.
- (2) The notice has effect, after the commencement of this item, as if:
- (a) the notice had been given under subparagraph (a)(ii) of the definition of *relevant designated shipper body* in subsection 10.41(3) of the *Trade Practices Act 1974* as amended by this Schedule; and
  - (b) a reference in the notice to a designated secondary shipper body were a reference to a designated outwards secondary shipper body.
- (3) The Registrar must take such action, by way of modifying the register of designated shipper bodies, as is necessary to ensure that the register is consistent with subitem (2).

**175 Transitional—pre-commencement directions under section 10.44 of the *Trade Practices Act 1974***

- (1) This item applies to a direction under section 10.44 of the *Trade Practices Act 1974* that was given before the commencement of this item.
- (2) Despite the amendments of section 10.45 and subsections 10.46(1) and (3), 10.47(1) and 10.48(1) of the *Trade Practices Act 1974* made by this
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**Table A**

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Schedule, those provisions continue to apply after the commencement of this item, in relation to that direction, as if those amendments had not been made.

**176 Transitional—notices under section 10.52 of the *Trade Practices Act 1974***

- (1) This item applies to a notice if:
  - (a) the notice was given under paragraph (b) of the definition of *relevant designated shipper body* in subsection 10.52(3) of the *Trade Practices Act 1974*; and
  - (b) the notice was in force immediately before the commencement of this item.
- (2) The notice has effect, after the commencement of this item, as if:
  - (a) the notice had been given under subparagraph (a)(ii) of the definition of *relevant designated shipper body* in subsection 10.52(3) of the *Trade Practices Act 1974* as amended by this Schedule; and
  - (b) a reference in the notice to a designated secondary shipper body were a reference to a designated outwards secondary shipper body.
- (3) The Registrar must take such action, by way of modifying the register of designated shipper bodies, as is necessary to ensure that the register is consistent with subitem (2).

**177 Transitional—pre-commencement inquiries**

- (1) This item applies if, before the commencement of this item, a question was referred to the Tribunal under section 10.50 or 10.63 of the *Trade Practices Act 1974* for inquiry and report.
- (2) Despite the amendments and repeals made by items 2, 65, 120, 121, 123, 124, 125, 137, 138, 139, 140, 145, 147, 152 and 153 of this Schedule, subsection 40(3) and Part X of the *Trade Practices Act 1974* continue to apply after the commencement of this item, in relation to that inquiry and report, as if those amendments and repeals had not been made.

**Table A****178 Application—review of decisions of Commission**

Division 14A of Part X of the *Trade Practices Act 1974* applies to decisions of the Commission made after the commencement of this item.

**179 Application—review of decisions of the Minister**

Division 14B of Part X of the *Trade Practices Act 1974* applies to decisions of the Minister made after the commencement of this item.

**180 Transitional—pre-commencement inwards liner cargo shipping services**

Despite the repeals made by items 155 to 164 (inclusive) of this Schedule, the provisions of the *Trade Practices Act 1974* repealed by those items continue to apply after the commencement of this item, in relation to an inwards liner cargo shipping service provided wholly or partly before the commencement of this item, as if those repeals had not been made.

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*Communications and the Arts Legislation Amendment Act 2001*  
(No. 46, 2001)

**6 Saving of notices**

A notice in force under subsection 151AQB(2) of the *Trade Practices Act 1974* immediately before the commencement of this section is taken, after the commencement of this section, to be an advisory notice in force under subsection 151AQB(1) of that Act.

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*Trade Practices Amendment Act (No. 1) 2001* (No. 63, 2001)

**Schedule 1****5 Application of items 3 and 4**

The amendments made by items 3 and 4 apply in relation to a law of a State or Territory made before, on or after the commencement of those items.

**Table A**

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**8 Application of items 6 and 7**

The amendments made by items 6 and 7 apply in relation to goods supplied on or after the commencement of those items.

**10 Application of item 9**

The amendment made by item 9 only applies in relation to conduct engaged in on or after the commencement of that item.

**13 Application of item 12**

The amendment made by item 12 only applies in relation to conduct engaged in on or after the commencement of that item.

**15 Application of item 14**

The amendment made by item 14 does not apply in relation to a proceeding instituted under this Act in relation to a person if, before the commencement of that item, the Court:

- (a) ordered the person to pay a pecuniary penalty; or
- (b) imposed a fine on the person.

**17 Saving**

Despite the repeal of section 80A of the *Trade Practices Act 1974* made by item 16, an order made under that section that is in force immediately before the commencement of that item continues in force as if the repeal had not been made.

**19 Application of item 18**

The amendment made by item 18 only applies in relation to conduct engaged in on or after the commencement of that item.

**21 Application of item 20**

- (1) The amendment made by item 20 applies in relation to conduct engaged in on or after the commencement of that item.
- (2) The amendment made by item 20 also applies in relation to conduct engaged in before the commencement of that item, but only if the period that:
  - (a) relates to the conduct; and
  - (b) applied under subsection 82(2) of the *Trade Practices Act 1974* before the commencement of that item;

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**Table A**

had not ended when that item commenced.

**23 Application of item 22**

The amendment made by item 22 only applies in relation to conduct engaged in on or after the commencement of that item.

**25 Application of item 24**

The amendment made by item 24 only applies in relation to conduct engaged in on or after the commencement of that item.

**27 Application of item 26**

The amendment made by item 26 only applies in relation to conduct engaged in on or after the commencement of that item.

**29 Application of item 28**

The amendment made by item 28 only applies to conduct engaged in on or after the commencement of that item.

**32 Application of item 31**

- (1) The amendment made by item 31 applies in relation to conduct engaged in on or after the commencement of that item.
- (2) The amendment made by item 31 also applies in relation to conduct engaged in before the commencement of that item, but only if the period that:
  - (a) relates to the conduct; and
  - (b) applied under subsection 87(1CA) of the *Trade Practices Act 1974* before the commencement of that item;

had not ended when that item commenced.

**34 Application of item 33**

The amendment made by item 33 only applies in relation to proceedings instituted on or after the commencement of that item.

**36 Application of item 35**

The amendment made by item 35 only applies in relation to conduct engaged in on or after the commencement of that item.

**Table A**

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**38 Application of item 37**

The amendment made by item 37 only applies in relation to matters arising on or after the commencement of that item.

**Schedule 2**

**3 Application of items 1 and 2**

The amendments made by items 1 and 2 only apply in relation to conduct engaged in on or after the commencement of those items.

**5 Application of item 4**

The amendment made by item 4 only applies in relation to conduct engaged in on or after the commencement of that item.

**8 Application of items 6 and 7**

The amendments made by items 6 and 7 only apply in relation to conduct engaged in on or after the commencement of those items.

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*Treasury Legislation Amendment (Application of Criminal Code) Act (No. 3) 2001* (No. 117, 2001)

**4 Application of amendments**

- (1) Each amendment made by this Act applies to acts and omissions that take place after the amendment commences.
  - (2) For the purposes of this section, if an act or omission is alleged to have taken place between 2 dates, one before and one on or after the day on which a particular amendment commences, the act or omission is alleged to have taken place before the amendment commences.
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**Table A**

*Trade Practices Amendment (Telecommunications) Act 2001* (No. 124, 2001)

**Schedule 1****23 Application of amendments**

- (1) The amendment made by item 1 applies in relation to:
  - (a) services that are declared to be declared services after the commencement of this Act; and
  - (b) declared services that are varied after the commencement of this Act.
- (2) The amendments made by items 4, 5, 6 and 16 apply in relation to access disputes that are notified after the commencement of this Act.
- (3) The amendment made by item 7 applies in relation to determinations that are made after the commencement of this Act.
- (4) The amendments made by items 14 and 15 apply in relation to access disputes that are notified either before or after the commencement of this Act.
- (5) The amendments made by items 17, 18 and 19 apply in relation to applications for review that are made after the commencement of this Act.
- (6) The amendment made by item 20 applies in relation to applications for review, or applications for a writ or injunction, that are made after the commencement of this Act.
- (7) The amendment made by item 21 applies in relation to appeals that are made after the commencement of this Act.

**24 Transitional—backdating final determinations**

- (1) This item applies to a final determination made after the commencement of this Act in respect of an access dispute notified after the commencement of this Act.

## **Table A**

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- (2) Despite the amendment made by item 16, the final determination has no effect to the extent (if any) to which any provision of the determination is expressed to have taken effect on a date earlier than the date of commencement of this Act.
- (3) In this item:
- final determination* means a final determination made by the Commission under Division 8 of Part XIC of the *Trade Practices Act 1974*.

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*Treasury Legislation Amendment (Application of Criminal Code) Act (No. 2) 2001* (No. 146, 2001)

## **4 Application of amendments**

- (1) Each amendment made by this Act applies to acts and omissions that take place after the amendment commences.
- (2) For the purposes of this section, if an act or omission is alleged to have taken place between 2 dates, one before and one on or after the day on which a particular amendment commences, the act or omission is alleged to have taken place before the amendment commences.

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*Trade Practices Amendment Act (No. 1) 2002* (No. 128, 2002)

## **Schedule 1**

### **4 Application**

The amendments made by items 1 to 3 apply only to conduct engaged in after the commencement of this Schedule.

### **7 Application**

The amendments made by items 5 and 6 apply only to a contravention of a provision of Part VC of the *Trade Practices Act 1974* that occurs after the commencement of this Schedule.



**Table A****9 Application**

The amendment made by item 8 applies only to a contravention of subsection 155(5) or (6) of the *Trade Practices Act 1974* that occurs after the commencement of this Schedule.

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*Telecommunications Competition Act 2002* (No. 140, 2002)

**Schedule 2****9 Transitional—review of determinations**

- (1) This item applies if:
- (a) a final determination was made by the Commission under Division 8 of Part XIC of the *Trade Practices Act 1974* before the commencement of this item; or
  - (b) both:
    - (i) a final determination is made by the Commission under Division 8 of Part XIC of the *Trade Practices Act 1974* after the commencement of this item; and
    - (ii) the final determination relates to an access dispute that was notified under section 152CM of the *Trade Practices Act 1974* before 26 September 2002.
- (2) Despite the amendments made by this Part, the *Trade Practices Act 1974* continues to apply, in relation to a review of the final determination, as if those amendments had not been made.

**15 Transitional—section 152ALA of the *Trade Practices Act 1974***

- (1) This item applies to a declaration if:
- (a) the declaration was made under section 152AL of the *Trade Practices Act 1974*; and
  - (b) the declaration was in force immediately before the commencement of this item.
- (2) Section 152ALA of the *Trade Practices Act 1974* does not apply to the declaration unless and until the Commission makes a determination in relation to the declaration under subitem (3).

**Table A**

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- (3) The Commission may, by notice published in the *Gazette*, determine that section 152ALA of the *Trade Practices Act 1974* has effect, in relation to a declaration specified in the determination, as if a date specified in the determination had been specified in the declaration as the expiry date of the declaration.
- (4) The specified date must occur within the 5-year period beginning on the commencement of this item.
- (5) The Commission must take all reasonable steps to ensure that each declaration is covered by a determination under subitem (3) within 6 months after the commencement of this item.

**19 Transitional—section 152CQ of the *Trade Practices Act 1974***

To avoid doubt, the amendments of section 152CQ of the *Trade Practices Act 1974* made by this Part do not affect the validity of a determination made before the commencement of this item.

**21 Transitional—section 152CQ of the *Trade Practices Act 1974***

To avoid doubt, the amendment of section 152CQ of the *Trade Practices Act 1974* made by this Part does not affect the validity of a determination made before the commencement of this item.

**69 Application—section 152AW of the *Trade Practices Act 1974***

- (1) Subsections 152AW(1), (2) and (3) of the *Trade Practices Act 1974* as amended by this Part apply in relation to:
  - (a) an application under section 152AV of the *Trade Practices Act 1974* that was made after the commencement of this item; or
  - (b) an application under section 152AV of the *Trade Practices Act 1974* that was made before the commencement of this item, so long as the Tribunal did not make a decision on the review under subsection 152AW(1) of that Act before the commencement of this item.
- (2) Subsections 152AW(4) to (7) of the *Trade Practices Act 1974* as amended by this Part apply in relation to an application under

**Table A**

section 152AV of the *Trade Practices Act 1974* that was made after the commencement of this item.

- (3) Despite the repeal of subsection 152AW(4) of the *Trade Practices Act 1974* by this Part, that subsection continues to apply, in relation to an application under section 152AV of the *Trade Practices Act 1974* that was made before the commencement of this item, as if that repeal had not happened.

**110 Transitional—subsection 152BS(6A) of the *Trade Practices Act 1974***

To avoid doubt, an access undertaking given before the commencement of subsection 152BS(6A) of the *Trade Practices Act 1974* is as valid as it would have been if that subsection had been in force when the undertaking was given.

**111 Application—section 152CF of the *Trade Practices Act 1974***

- (1) Subsections 152CF(1), (2) and (3) of the *Trade Practices Act 1974* as amended by this Part apply in relation to:
- (a) an application under section 152CE of the *Trade Practices Act 1974* that was made after the commencement of this item; or
  - (b) an application under section 152CE of the *Trade Practices Act 1974* that was made before the commencement of this item, so long as the Tribunal did not make a decision on the review under subsection 152CF(1) of that Act before the commencement of this item.
- (2) Subsections 152CF(4) to (8) of the *Trade Practices Act 1974* as amended by this Part apply in relation to an application under section 152CE of the *Trade Practices Act 1974* that was made after the commencement of this item.
- (3) Despite the repeal of subsection 152CF(4) of the *Trade Practices Act 1974* by this Part, that subsection continues to apply, in relation to an application under section 152CE of the *Trade Practices Act 1974* that was made before the commencement of this item, as if that repeal had not happened.

**Table A**

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**113 Transitional—paragraph 152AR(3)(b) of the *Trade Practices Act 1974***

The amendment made by this Part is to be disregarded in determining the meaning that paragraph 152AR(3)(b) of the *Trade Practices Act 1974* had before the commencement of this item.

**115 Transitional—section 151CJ of the *Trade Practices Act 1974***

Subsections 151CJ(1) and (2) of the *Trade Practices Act 1974* as amended by this Part apply in relation to:

- (a) an application under section 151CI of the *Trade Practices Act 1974* that was made after the commencement of this item; or
- (b) an application under section 151CI of the *Trade Practices Act 1974* that was made before the commencement of this item, so long as the Tribunal did not make a decision on the review under subsection 151CJ(1) of that Act before the commencement of this item.

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*Industry, Tourism and Resources Legislation Amendment Act 2003*  
(No. 21, 2003)

**Schedule 1**

**29 Application of amendments**

The amendments made by items 25 to 28 apply in respect of conduct engaged in, or representations made, after those items commence.

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*Trade Practices Legislation Amendment Act 2003* (No. 134, 2003)

**Schedule 2**

**44 Definitions**

In this Part:

*ACCC* means the Australian Competition and Consumer Commission.

*commencement time* means the time when this Part commences.

**Table A**

*PSA* means the *Prices Surveillance Act 1983*, as in force before the commencement time.

*TPA* means the *Trade Practices Act 1974*.

**45 General**

- (1) This item applies to a thing mentioned in column 2 of the following table that:
- (a) occurred before the commencement time under the provision of the PSA mentioned in that column; and
  - (b) is in force immediately before that time.
- (2) For the purposes of Part VIIA of the TPA, the thing has effect after that time as if it were a thing mentioned in column 3 of the table that occurred:
- (a) under the provision of that Part mentioned in that column; and
  - (b) at the time it occurred under the PSA.

<b>Operation of Part VIIA of the TPA</b>		
<b>Column 1 Item</b>	<b>Column 2 Occurrence under the PSA</b>	<b>Column 3 Occurrence under Part VIIA of the TPA</b>
1	A direction given under section 20	A direction given under subsection 95ZH(1)
2	A declaration made under paragraph 21(1)(a)	A declaration made under subsection 95X(1)
3	A declaration made under paragraph 21(1)(b)	A declaration made under subsection 95X(2)
4	A declaration made under paragraph 21(1)(c)	A declaration made under section 95B
5	A notice given under subsection 25(1)	A notice given under subsection 95N(5)
6	A summons given under subsection 34(2)	A summons given under subsection 95S(3)

**Table A****46 Price inquiries**

- (1) This item applies if:
- (a) before the commencement time, the Minister had made an instrument under subsection 18(1) of the PSA; and
  - (b) the ACCC had not submitted a report on the inquiry concerned before that time.
- (2) Part VIIA of the TPA has effect after that time as if the instrument were a notice given:
- (a) under subsection 95H(1) or (2) of the TPA (as the case requires); and
  - (b) at the time the instrument was made under the PSA.
- Note: One of the effects of this subitem is that the ACCC is able to begin an inquiry, complete an inquiry or give a report on an inquiry under Part VIIA of the TPA.
- (3) Subitem (4) applies to a thing mentioned in column 2 of the following table that occurred before the commencement time (in relation to the inquiry) under the provision of the PSA mentioned in that column.
- (4) For the purposes of Part VIIA of the TPA, the thing has effect after that time as if it were a thing mentioned in column 3 of the table that occurred:
- (a) under the provision of that Part mentioned in that column; and
  - (b) at the time it occurred under the PSA.

**Operation of Part VIIA of the TPA**

<b>Column 1 Item</b>	<b>Column 2 Occurrence under the PSA</b>	<b>Column 3 Occurrence under Part VIIA of the TPA</b>
1	An instrument made under subsection 18(6)	A notice given under subsection 95K(3)
2	A notice served under paragraph 19(1)(a)	A notice given under subsection 95L(1)
3	A notice served under paragraph 19(1)(b)	A notice given under subsection 95L(3)
4	A notice served under subsection 19(2)	A notice given under section 95M

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**Table A****47 Price inquiry obligations**

- (1) This item applies if:
  - (a) before the commencement time, a person received a copy of a report on an inquiry held under the PSA in relation to the supply by the person of goods or services; and
  - (b) the period applicable under subsection 24(2) or paragraph 27(1)(a) of the PSA had not ended before that time.
- (2) Subsection 95N(8) or 95Q(2) of the TPA, as the case requires, has effect after that time as if the person had received the copy of the report:
  - (a) under the TPA; and
  - (b) at the time the person received the copy under the PSA.

**48 Price notifications**

- (1) This item applies if:
  - (a) before the commencement time, a person had given the ACCC a notice (the *locality notice*) under paragraph 22(2)(a) of the PSA; and
  - (b) the prescribed period in relation to the notice (worked out under section 22 of the PSA) had not ended before that time.
- (2) Part VIIA of the TPA has effect after that time as if the notice were a notice given:
  - (a) under subsection 95Z(5) of the TPA; and
  - (b) at the time it was given under the PSA.
- (3) Subitem (4) applies to a thing mentioned in column 2 of the following table that occurred before the commencement time (as a result of the locality notice being given) under the provision of the PSA mentioned in that column.
- (4) For the purposes of Part VIIA of the TPA, the thing has effect after that time as if it were a thing mentioned in column 3 of the table that occurred:
  - (a) under the provision of that Part mentioned in that column; and
  - (b) at the time it occurred under the PSA.

**Table A**

<b>Operation of Part VIIA of the TPA</b>		
<b>Column 1 Item</b>	<b>Column 2 Occurrence under the PSA</b>	<b>Column 3 Occurrence under Part VIIA of the TPA</b>
1	A notice served under subparagraph 22(2)(b)(ii)	A notice given under paragraph 95Z(6)(b)
2	A notice served under subparagraph 22(2)(b)(iii)	A notice given under subparagraph 95Z(6)(c)(i)
3	A notice given under subparagraph 22(2)(b)(iii)	A notice given under subparagraph 95Z(6)(c)(ii)
4	A notice given under paragraph 22(4)(a)	A notice given under subsection 95ZA(1)
5	A determination made under subsection 22(6)	A determination made under subsection 95ZB(2)

**49 Register of price notifications**

The register in place under subsection 23(1) of the PSA immediately before the commencement time is taken, immediately after that time, to be the register in place under subsection 95ZC(1) of the TPA.

**50 Delegations in relation to price notifications***Giving of notices*

- (1) A delegation in force under paragraph 29(b) of the PSA immediately before the commencement time has effect after that time as if it were a delegation (made under paragraph 95ZD(1)(a) of the TPA) of the ACCC's price notification powers in relation to the notices concerned.

*Withdrawal of notices*

- (2) A delegation in force under paragraph 29(c) of the PSA immediately before the commencement time has effect after that time as if it were a delegation (made under paragraph 95ZD(1)(b) of the TPA) of the power under section 95ZJ of the TPA relating to a notice given in the exercise of the ACCC's price notification powers.



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**Table A***Definition*

- (3) In this item:  
*price notification powers* means the ACCC's powers under paragraph 95Z(6)(b) or (c) of the TPA.

**51 Price monitoring**

- (1) This item applies if:
- (a) before the commencement time, the Minister had given a direction under section 27A of the PSA; and
  - (b) the direction required the ACCC to report to the Minister on the monitoring concerned at a specified time, or at specified intervals, occurring after the commencement time.
- (2) Part VIIA of the TPA has effect after the commencement time as if the direction were a direction given:
- (a) under section 95ZE or 95ZF of the TPA (as the case requires); and
  - (b) at the time it was given under the PSA.

**52 Information gathering under Part VIIA of the TPA**

- (1) This item applies if:
- (a) before the commencement time, a notice was served on a person under subsection 32(1) of the PSA; and
  - (b) the period for complying with the notice had not ended before that time.
- (2) The notice has effect after that time as if it were a notice given:
- (a) under subsection 95ZK(1) of the TPA; and
  - (b) at the time it was served under the PSA.
- (3) If the notice was in relation to the matter mentioned in the provision of the PSA referred to in column 2 of the following table, it has effect after that time as if it were a notice in relation to the matter mentioned in the provision of the TPA referred to in column 3 of the table.

**Table A**

<b>Information gathering under Part VIIA of the TPA</b>		
<b>Column 1 Item</b>	<b>Column 2 Provision of the PSA</b>	<b>Column 3 Provision of the TPA</b>
1	Paragraph 32(1)(c)	Paragraph 95ZK(1)(a)
2	Paragraph 32(1)(d)	Paragraph 95ZK(1)(b)
3	Paragraph 32(1)(e)	Paragraph 95ZK(1)(c) or (d) (as the case requires)

**53 Inspection of documents etc.**

- (1) This item applies to documents furnished or produced before the commencement time in circumstances mentioned in section 38 of the PSA.
- (2) Section 95ZL of the TPA has effect after that time as if the documents were given or produced after that time in circumstances mentioned in that section.

**56 Information gathering under Part XII of the TPA**

*Refusal or failure to comply with notices*

- (1) Paragraph 155(2A)(a) of the TPA has effect after the commencement time as if a reference to a notice under subsection 95ZK(1) or (2) of the TPA included a reference to a notice under subsection 32(1) of the PSA.

*Refusal or failure to answer questions*

- (2) Paragraph 155(2A)(b) of the TPA has effect after the commencement time as if a reference to an inquiry under Part VIIA of the TPA included a reference to an inquiry under the PSA.

*Refusal or failure to produce documents*

- (3) Paragraph 155(2A)(c) of the TPA has effect after the commencement time as if a reference to a summons under subsection 95S(3) of the TPA included a reference to a summons under subsection 34(2) of the PSA.

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**Table A**

*Trade Practices Amendment (Personal Injuries and Death) Act (No. 2) 2004*  
(No. 113, 2004)

**Schedule 1**

**11 Application**

The amendments made by this Schedule (other than item 10) apply to contraventions of Part IVA, of Division 1A or 2A of Part V or of Part VA of the *Trade Practices Act 1974* that occur after this Schedule commences.

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*Telecommunications Legislation Amendment (Competition and Consumer Issues) Act 2005* (No. 119, 2005)

**Schedule 4**

**2 Application of amendment**

The amendment of section 151BX of the *Trade Practices Act 1974* made by this Schedule applies to a contravention of the competition rule if:

- (a) in the case of a contravention that continued during a period—the period began after the commencement of this item; or
- (b) otherwise—the contravention occurred after the commencement of this item.

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*Trade Practices Amendment (Personal Injuries and Death) Act 2006*  
(No. 11, 2006)

**Schedule 1**

**8 Application**

The amendments made by this Schedule apply in relation to contraventions of Division 1 of Part V of the *Trade Practices Act 1974* that occur after this Schedule commences.

**Table A**

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*Jurisdiction of the Federal Magistrates Court Legislation Amendment Act 2006*  
(No. 23, 2006)

**Schedule 1**

**2 Application of amendment of subsection 86(1A)**

The amendment of subsection 86(1A) of the *Trade Practices Act 1974* made by this Schedule applies in relation to matters arising before, on or after the commencement of this Schedule.

**5 Application of amendments of section 86AA**

The amendments of section 86AA of the *Trade Practices Act 1974* made by this Schedule apply to:

- (a) proceedings instituted in the Federal Magistrates Court after the commencement of this Schedule; and
- (b) proceedings instituted in another court before, on or after the commencement of this Schedule and transferred to the Federal Magistrates Court after the commencement of this Schedule.

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*Trade Practices Amendment (National Access Regime) Act 2006*  
(No. 92, 2006)

**Schedule 1**

**114 Application—Council annual report**

The amendment made by item 3 applies in relation to financial years ending after the commencement of that item.

**115 Application—objects of Part IIIA**

The amendments made by the items mentioned in column 2 of the table apply in relation to the matter mentioned in column 3 of the table:

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<b>Objects of Part IIIA</b>		
<b>Column 1</b>	<b>Column 2 Items</b>	<b>Column 3 Matter</b>
1	Items 12 and 17	Applications made to the Council after the commencement of those items.

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**Table A**

<b>Objects of Part IIIA</b>		
<b>Column 1</b>	<b>Column 2 Items</b>	<b>Column 3 Matter</b>
2	Items 20 and 24	Declaration recommendations made to the designated Minister after the commencement of those items (where the applications for the recommendations were also made after that commencement).
3	Items 28 and 30	Revocation recommendations made to the designated Minister after the commencement of those items.
4	Item 37	Applications made to the Council after the commencement of that item.
5	Item 41	Recommendations made to the Commonwealth Minister after the commencement of that item (where the applications for the recommendations were also made after that commencement).
6	Item 65	Access disputes notified after the commencement of that item.
7	Item 88	Applications made to the Commission after the commencement of that item.
8	Item 92, in so far as it inserts paragraph 44ZZA(3)(aa) of the <i>Trade Practices Act 1974</i>	Access undertakings given to the Commission after the commencement of that item.
9	Item 100, in so far as it inserts paragraph 44ZZAA(3)(aa) of the <i>Trade Practices Act 1974</i>	Access codes given to the Commission after the commencement of that item.

**116 Application—target time limits**

The amendments made by the items mentioned in column 2 of the table apply in relation to the matter mentioned in column 3 of the table:

**Table A**

<b>Target time limits</b>		
<b>Column 1</b>	<b>Column 2 Items</b>	<b>Column 3 Matter</b>
1	Item 18, in so far as it inserts section 44GA of the <i>Trade Practices Act 1974</i>	Applications made to the Council after the commencement of that item.
2	Item 31	Revocation recommendations made to the designated Minister after the commencement of that item.
3	Item 44, in so far as it inserts section 44NC of the <i>Trade Practices Act 1974</i>	Applications made to the Council after the commencement of that item.
4	Item 44, in so far as it inserts section 44ND of the <i>Trade Practices Act 1974</i>	Recommendations made to the Commonwealth Minister after the commencement of that item.
5	Item 69	Access disputes notified after the commencement of that item.
6	Item 108, in so far as it inserts section 44ZZBC of the <i>Trade Practices Act 1974</i>	Access undertaking applications and access code applications made to the Commission after the commencement of that item.
7	Item 112	Applications for review made to the Tribunal after the commencement of that item.

**117 Application—competition test**

- (1) The amendment made by item 16 applies in relation to applications made to the Council after the commencement of that item.
- (2) The amendment made by item 23 applies in relation to declaration recommendations made to the designated Minister after the commencement of that item (where the applications for the recommendations were also made after that commencement).

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**Table A****118 Application—public consultation**

- (1) The amendments made by items 18 (in so far as it inserts section 44GB of the *Trade Practices Act 1974*) and 44 (in so far as it inserts section 44NE of that Act) apply in relation to applications made to the Council after the commencement of those items.
- (2) The amendments made by items 96, 103 and 108 (in so far as it inserts section 44ZZBD of the *Trade Practices Act 1974*) apply in relation to access undertaking applications and access code applications made to the Commission after the commencement of those items.

**119 Application—publication of decisions**

- (1) The amendments made by items 18 (in so far as it inserts section 44GC of the *Trade Practices Act 1974*) and 44 (in so far as it inserts section 44NF of that Act) apply in relation to recommendations made by the Council after the commencement of those items.
- (2) The amendments made by items 25, 27, 43, 44 (in so far as it inserts section 44NG of the *Trade Practices Act 1974*) and 108 (in so far as it inserts section 44ZZBE of that Act) apply in relation to decisions made after the commencement of those items.

**120 Application—deemed decision not to declare a service**

The amendment made by item 26 applies in relation to declaration recommendations made to the designated Minister after the commencement of that item.

**121 Application—extensions of access regimes, access undertakings and access codes**

- (1) The amendment made by item 44 (in so far as it inserts section 44NA of the *Trade Practices Act 1974*) applies in relation to decisions made by the Commonwealth Minister before or after the commencement of that item that an access regime is an effective access regime.
- (2) The amendment made by item 108 (in so far as it inserts section 44ZZBB of the *Trade Practices Act 1974*) applies in relation to decisions made by the Commission before or after the commencement of that item to accept an access undertaking or an access code.

**Table A**

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**122 Transitional—review applications on effective access regime decisions**

An application made to the Tribunal under subsection 44O(1) of the *Trade Practices Act 1974* before the commencement of this item has effect, after that commencement, as if it had been made under that subsection after that commencement.

**123 Application—interim determinations**

The amendment made by item 58 applies in relation to access disputes notified to the Commission before or after the commencement of that item.

**124 Transitional—existing determinations continue in operation**

A determination:

- (a) made by the Commission under subsection 44V(1) of the *Trade Practices Act 1974* before the commencement of this item; and
- (b) that is in operation under that Act immediately before that commencement;

has effect, after that commencement, as if it were a final determination made by the Commission under subsection 44V(1) of that Act.

**125 Application—interconnections to facilities**

The amendments made by items 60, 63 and 66 apply:

- (a) in relation to access disputes notified after the commencement of those items; and
- (b) in relation to access disputes notified before that commencement in respect of which no determination has been made under subsection 44V(1) of the *Trade Practices Act 1974* before that commencement.

**126 Application—pricing principles**

The amendments made by items 67, 92 (in so far as it inserts paragraph 44ZZA(3)(ab) of the *Trade Practices Act 1974*) and 100 (in so far as it inserts paragraph 44ZZAA(3)(ab) of that Act) apply in relation to access disputes notified, and access undertakings and access codes given, to the Commission after the commencement of those items.



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**Table A****127 Application—joint arbitration hearings**

The amendment made by item 71 applies in relation to access disputes notified to the Commission either before or after the commencement of that item.

**128 Application—arbitration reports**

The amendment made by item 72 applies in relation to access disputes notified to the Commission after the commencement of that item.

**129 Application—backdating of final determinations**

The amendment made by item 75 applies in relation to access disputes notified to the Commission after the commencement of that item. However, a day specified under subsection 44ZO(3) of the *Trade Practices Act 1974* after that commencement cannot be a day occurring before that commencement.

**130 Application—assessment of access undertakings and access codes**

The amendments made by items 93, 95, 101, 102 and 107 apply in relation to access undertakings and access codes given to the Commission after the commencement of those items.

**131 Application—when access undertakings and access codes come into operation**

The amendments made by items 97, 104 and 108 (in so far as it inserts section 44ZZBA of the *Trade Practices Act 1974*) apply in relation to decisions made by the Commission after the commencement of those items.

**132 Transitional—old access undertakings and access codes continue in operation**

An access undertaking or access code, that is in operation under section 44ZZA or 44ZZAA of the *Trade Practices Act 1974* immediately before the commencement of this item, continues in operation after that commencement under section 44ZZBA of that Act.

Note: The effect of this item is to allow extensions of the undertaking or code after the commencement of this item under section 44ZZBB of that Act.

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**Table A**

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**133 Application—variation of access undertakings and access codes**

The amendments made by items 98 and 105 apply in relation to variations sought after the commencement of those items.

**134 Application—review of access undertaking decisions and access code decisions**

The amendment made by item 108 (in so far as it inserts section 44ZZBF of the *Trade Practices Act 1974*) applies in relation to decisions of the Commission made after the commencement of that item.

**135 Application—deferral of access disputes or access undertakings**

The amendment made by item 110 (in so far as it inserts section 44ZZCB of the *Trade Practices Act 1974*) applies in relation to access disputes notified, and access undertakings given, to the Commission after the commencement of that item.

**136 Application—Commission annual report**

The amendment made by item 113 applies in relation to financial years ending after the commencement of that item.

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*Trade Practices Legislation Amendment Act (No. 1) 2006* (No. 131, 2006)

**Schedule 1**

**52 Application of amendments**

The amendments made by this Schedule apply in relation to applications for clearances or authorisations made after the commencement of this item.

**53 Transitional**

- (1) A person cannot make an application (the *new application*), after the commencement of this item, for an authorisation under Division 3 of Part VII of the *Trade Practices Act 1974* in relation to an acquisition of shares or assets if, before the commencement of this item, the person

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**Table A**

made an application (the *old application*) under subsection 88(9) of that Act for an authorisation in relation to the acquisition.

- (2) However, the person can make the new application if:
- (a) the Commission has not made a determination on the old application; and
  - (b) the person withdraws the old application.

**Schedule 2****13 Application**

The amendments made by this Schedule apply in relation to applications made after the commencement of this Schedule.

**14 Saving**

- (1) Regulations in force for the purposes of subsection 89(1) of the *Trade Practices Act 1974* immediately before the commencement of this Schedule have effect, after that commencement, as if they had been made for the purposes of that subsection after that commencement.
- (2) An application made in accordance with subsection 89(1) of the *Trade Practices Act 1974* before the commencement of this Schedule has effect, after that commencement, as if it had been made in accordance with that subsection after that commencement.

**Schedule 3****28 Application**

The amendments made by this Schedule apply in relation to contracts or arrangements made, or understandings arrived at, after the commencement of this Schedule.

**29 Saving**

- (1) Regulations in force for the purposes of subsection 93(1) of the *Trade Practices Act 1974* immediately before the commencement of this Schedule have effect, after that commencement, as if they had been made for the purposes of subsection 93(1A) of that Act after that commencement.

## **Table A**

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- (2) A notice given in accordance with subsection 93(1) of the *Trade Practices Act 1974* before the commencement of this Schedule has effect, after that commencement, as if it had been given in accordance with subsection 93(1A) of that Act after that commencement.

### **Schedule 4**

#### **2 Application**

The amendment made by this Schedule applies in relation to proceedings instituted after the commencement of this Schedule (whether the contract or arrangement was made, or the understanding was arrived at, before or after that commencement).

### **Schedule 5**

#### **4 Application**

- (1) The amendments made by items 1 and 3 apply in relation to contracts or arrangements made, or understandings arrived at, before or after the commencement of this Schedule.
- (2) The amendment made by item 2 applies in relation to proceedings instituted after the commencement of this Schedule (whether the contract or arrangement was made, or the understanding was arrived at, before or after that commencement).

### **Schedule 6**

#### **20 Application**

- (1) The amendments made by items 1, 4, 7, 8, 9 and 19 apply in relation to arrangements made after the commencement of those items.
- (2) The amendment made by item 2 applies in relation to conduct engaged in after the commencement of that item.

### **Schedule 7**

#### **18 Application**

The amendment made by item 17 applies in relation to notifications made after the commencement of that item.

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**Table A**

**33 Application**

The amendments made by this Part apply in relation to conduct engaged in after the commencement of this Part.

**35 Application**

The amendment made by this Part applies in relation to notices given after the commencement of this Part (whether or not the application for authorisation was dismissed before or after that commencement).

**Schedule 8**

**28 Application**

The amendment made by item 4 applies in relation to contraventions occurring either before or after the commencement of that item.

**29 Transitional—old authorisations**

Subsection 155(2) of the *Trade Practices Act 1974*, as in force immediately before the commencement of this item, continues to apply after that commencement in relation to an authorisation given under that subsection before that commencement, but only in relation to any entry to premises under that authorisation that occurs before the 14th day after that commencement.

**Schedule 9**

**15 Application**

The amendments made by this Part apply in relation to contraventions occurring after the commencement of this Part.

**21 Application**

The amendments made by this Part apply in relation to contraventions occurring after the commencement of this Part.

**24 Application**

The amendments made by this Part apply in relation to contraventions occurring after the commencement of this Part.

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## **Table A**

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*Trade Practices Legislation Amendment Act (No. 1) 2007* (No. 159, 2007)

### **Schedule 1**

#### **4 No effect on existing appointment**

The amendments made by items 2 and 3 of this Schedule do not affect the validity of an appointment under subsection 10(1) of the *Trade Practices Act 1974* that is in force immediately before the commencement of this item.

### **Schedule 2**

#### **12 Application of amendments**

- (1) The amendments made by items 1, 2 and 3 of this Schedule apply in relation to contraventions of section 46 of the *Trade Practices Act 1974* (as amended by this Act) that occur after the commencement of those items.
- (2) The amendments made by items 4 to 8 of this Schedule apply in relation to contraventions of section 151AK of the *Trade Practices Act 1974* (as amended by this Act) that occur after the commencement of those items.
- (3) The amendments made by items 9, 10 and 11 of this Schedule apply in relation to contraventions of section 46 of the Schedule to the *Trade Practices Act 1974* (as amended by this Act) that occur after the commencement of those items.

### **Schedule 3**

#### **9 Application of amendments**

The amendments made by this Schedule apply in relation to conduct engaged in after the commencement of the amendments in relation to contracts for the supply or acquisition of goods or services made before or after commencement.

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**Table A**

*Trade Practices Legislation Amendment Act 2008* (No. 116, 2008)

**Schedule 3**

**13 Application of item 12**

The amendments made by item 12 of this Schedule apply in relation to conduct engaged in after the commencement of that item, including conduct in relation to contracts for the supply or acquisition of goods or services whether made before or after that commencement.

**15 Application of item 14**

- (1) Item 14 applies in relation to a matter referred to in subsection 155(1) of the *Trade Practices Act 1974* whether the matter arose before or after the commencement of that item.
- (2) Without limiting subitem (1), item 14 of this Schedule applies even if an interim injunction has been granted in relation to the matter.

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*Trade Practices Amendment (Clarity in Pricing) Act 2008* (No. 126, 2008)

**Schedule 1**

**5 Application**

The amendments made by this Schedule apply in relation to conduct engaged in after the commencement of this Schedule.

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*Trade Practices Amendment (Cartel Conduct and Other Measures) Act 2009*  
(No. 59, 2009)

**Schedule 1**

**118 Application—subsection 163(2) of the *Trade Practices Act 1974***

Despite the repeal of subsection 163(2) of the *Trade Practices Act 1974* by this Schedule, that subsection continues to apply, in relation to prosecutions instituted before the commencement of this item, as if that repeal had not happened.

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**Table A**

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**Schedule 2**

**52 Application—search warrants**

The amendments of the following provisions made by this Schedule:

- (a) section 154A of the *Trade Practices Act 1974* (to the extent to which that section relates to Division 4 of Part XIX of that Act);
- (b) Division 4 of Part XIX of the *Trade Practices Act 1974*;

apply in relation to search warrants issued after the commencement of this item.

**53 Application—giving answers and producing documents etc.**

- (1) The amendments of subsection 155(7) of the *Trade Practices Act 1974* made by this Schedule apply in relation to notices under section 155 of that Act served after the commencement of this item.
- (2) The amendments of section 159 of the *Trade Practices Act 1974* made by this Schedule apply in relation to:
  - (a) requirements to give evidence; and
  - (b) requirements to produce documents;imposed after the commencement of this item.

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*Statute Stocktake (Regulatory and Other Laws) Act 2009* (No. 111, 2009)

**Schedule 1**

**49 Application of items 47 and 48**

If, at the time when this item commences, item 5 of Schedule 4 to the *Trade Practices Amendment (Australian Consumer Law) Act 2009* has commenced, then a reference to the Schedule in the heading of item 47 or 48 of this Part is taken to be a reference to Schedule 1.

**50 Transitional—Repeal of subparagraph 163A(1)(a)(ia) of the *Trade Practices Act 1974***

- (1) Despite the repeal of subparagraph 163A(1)(a)(ia) of the *Trade Practices Act 1974* made by item 46 of this Part, that subparagraph



**Table A**

continues to apply, so that a declaration about the operation or effect of Part VB of the old law cannot be sought, as if that repeal had not happened.

- (2) In this item:  
*old law* means the *Trade Practices Act 1974* as in force immediately before the commencement of this item.

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*Trade Practices Amendment (Australian Consumer Law) Act (No. 1) 2010*  
 (No. 44, 2010)

The following provision commences on 14 October 2010 unless proclaimed earlier. However the proclamation date must not be before 1 July 2010:

**Schedule 1****2 Application and transitional provisions**

- (1) Part 2 of Schedule 2 to the *Trade Practices Act 1974* applies to a contract entered into on or after the commencement of this Schedule.
- (2) That Part does not apply to a contract entered into before the commencement of this Schedule. However:
- (a) if the contract is renewed on or after that commencement—that Part applies to the contract as renewed, on and from the day (the *renewal day*) on which the renewal takes effect, in relation to conduct that occurs on or after the renewal day; or
  - (b) if a term of the contract is varied on or after that commencement, and paragraph (a) has not already applied in relation to the contract—that Part applies to the term as varied, on and from the day (the *variation day*) on which the variation takes effect, in relation to conduct that occurs on or after the variation day.
- (2A) If paragraph (2)(b) applies to a term of a contract, subsection 2(2) and section 7 of Schedule 2 to the *Trade Practices Act 1974* applies to the contract.
- (3) Despite paragraphs (2)(a) and (b) and subitem (2A), that Part does not apply to a contract, or a term of a contract, to the extent that the operation of that Part would result in an acquisition of property (within the meaning of paragraph 51(xxxi) of the Constitution) from a person

**Table A**

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otherwise than on just terms (within the meaning of that paragraph of the Constitution).