



# **Passenger Movement Charge Collection Act 1978**

**No. 119, 1978**

## **Compilation No. 21**

<b>Compilation date:</b>	1 September 2019
<b>Includes amendments up to:</b>	Act No. 57, 2019
<b>Registered:</b>	23 September 2019

**This compilation includes commenced amendments made by Act No. 3,  
2019**

Prepared by the Office of Parliamentary Counsel, Canberra

---

## About this compilation

### This compilation

This is a compilation of the *Passenger Movement Charge Collection Act 1978* that shows the text of the law as amended and in force on 1 September 2019 (the *compilation date*).

The notes at the end of this compilation (the *endnotes*) include information about amending laws and the amendment history of provisions of the compiled law.

### Uncommenced amendments

The effect of uncommenced amendments is not shown in the text of the compiled law. Any uncommenced amendments affecting the law are accessible on the Legislation Register ([www.legislation.gov.au](http://www.legislation.gov.au)). The details of amendments made up to, but not commenced at, the compilation date are underlined in the endnotes. For more information on any uncommenced amendments, see the series page on the Legislation Register for the compiled law.

### Application, saving and transitional provisions for provisions and amendments

If the operation of a provision or amendment of the compiled law is affected by an application, saving or transitional provision that is not included in this compilation, details are included in the endnotes.

### Editorial changes

For more information about any editorial changes made in this compilation, see the endnotes.

### Modifications

If the compiled law is modified by another law, the compiled law operates as modified but the modification does not amend the text of the law. Accordingly, this compilation does not show the text of the compiled law as modified. For more information on any modifications, see the series page on the Legislation Register for the compiled law.

### Self-repealing provisions

If a provision of the compiled law has been repealed in accordance with a provision of the law, details are included in the endnotes.

---

## Contents

1	Short title.....	1
2	Commencement.....	1
3	Interpretation .....	1
4	Act binds the Crown.....	4
4A	Application of the <i>Criminal Code</i> .....	4
5	Persons exempt from passenger movement charge .....	4
6	Liability to pay passenger movement charge.....	6
7	Powers of authorised officers .....	6
8	Offences .....	6
9	Refunds of passenger movement charge.....	7
10	Special arrangements for payment of passenger movement charge .....	8
11	Charge stamps and exemption stamps .....	9
12	Recovery of passenger movement charge.....	10
13	Averment.....	10
14	Delegation .....	11
15	Regulations.....	11
<b>Endnotes</b>		13
<b>Endnote 1—About the endnotes</b>		13
<b>Endnote 2—Abbreviation key</b>		15
<b>Endnote 3—Legislation history</b>		16
<b>Endnote 4—Amendment history</b>		19
<b>Endnote 5—Editorial changes</b>		20



# **An Act relating to charge imposed in respect of the departure of persons from Australia**

## **1 Short title**

This Act may be cited as the *Passenger Movement Charge Collection Act 1978*.

## **2 Commencement**

This Act shall come into operation on the day on which the *Departure Tax Act 1978* comes into operation.

## **3 Interpretation**

In this Act, unless the contrary intention appears:

***aircraft*** means any machine or craft that can derive support in the atmosphere from the reactions of the air.

***authorised officer*** means:

- (a) an officer of Customs; or
- (b) any other person authorised in writing by the Comptroller-General of Customs to be an authorised officer for the purposes of this Act.

***charge*** means the charge, called ***passenger movement charge***, imposed by the *Passenger Movement Charge Act 1978*.

***charge stamp*** means a charge stamp issued under this Act.

***child***: without limiting who is a child of a person for the purposes of this Act, each of the following who is under 18 years old is the ***child*** of a person:

- (a) an adopted child, stepchild or exnuptial child of the person;
- (b) someone who is a child of the person within the meaning of the *Family Law Act 1975*.

## Section 3

---

**Comptroller-General of Customs** means the person who is the Comptroller-General of Customs in accordance with subsection 11(3) or 14(2) of the *Australian Border Force Act 2015*.

**crew member**, in relation to an aircraft or a ship, includes the person in charge of the aircraft or ship.

**de facto partner** has the meaning given by the *Acts Interpretation Act 1901*.

**emergency passenger** means a person:

- (a) who arrives in Australia as a passenger on an aircraft or a ship only because of:
  - (i) the illness of a person (including that person) on board the aircraft or ship; or
  - (ii) bad weather conditions; or
  - (iii) another kind of emergency; and
- (b) who departs from Australia as soon as it is reasonably practicable for the person to do so.

**exemption stamp** means a stamp issued under this Act for denoting exemption from liability to charge.

**external Territory** does not include:

- (aa) Norfolk Island; or
- (a) the Territory of Christmas Island; or
- (b) the Territory of Cocos (Keeling) Islands.

**officer of Customs** has the same meaning as in subsection 4(1) of the *Customs Act 1901*.

**positioning crew member** means:

- (a) a passenger on an aircraft whose departure from Australia is undertaken for the purpose of later becoming a crew member of that aircraft, another aircraft or a ship; or
- (b) a passenger on a ship whose departure from Australia is undertaken for the purpose of later becoming a crew member of that ship or another ship.

**refund** means refund of charge under this Act.

**ship** means any vessel used in navigation, other than air navigation.

**spouse** of a person includes a de facto partner of the person.

**stepchild**: without limiting who is a stepchild of a person for the purposes of this Act, someone is the **stepchild** of a person if he or she would be the person's stepchild except that the person is not legally married to the person's de facto partner.

**Torres Strait Treaty** means the Treaty between Australia and the Independent State of Papua New Guinea:

- (a) that was signed at Sydney on 18 December 1978; and
- (b) the text of which is set out in the Schedule to the *Torres Strait Fisheries Act 1984*.

**traditional activities** has the same meaning as in the Torres Strait Treaty.

**traditional inhabitants** has the same meaning as in the *Torres Strait Fisheries Act 1984*.

**transit passenger** means a person who arrives in Australia from a place outside Australia for the purpose only of a journey from that place to a place outside Australia and who departs from Australia:

- (a) in the case of a person who arrives in Australia on an aircraft and who departs from Australia on that aircraft or another aircraft:
  - (i) without being immigration cleared within the meaning of section 172 of the *Migration Act 1958*; or
  - (ii) if the person is so immigration cleared to enter Australia for reasons beyond the person's control—as soon as it is reasonably practicable for the person to do so after those reasons no longer exist; or
- (b) in any other case:
  - (i) less than 48 hours after the person arrived in Australia; or

## Section 4

---

- (ii) if the person is prevented from departing from Australia less than 48 hours after the person arrived in Australia for reasons beyond the person's control—as soon as it is reasonably practicable for the person to do so after those reasons no longer exist.

### 4 Act binds the Crown

This Act binds the Crown in right of the Commonwealth, of each of the States, of the Australian Capital Territory and of the Northern Territory.

### 4A Application of the *Criminal Code*

Chapter 2 of the *Criminal Code* applies to all offences against this Act.

Note: Chapter 2 of the *Criminal Code* sets out the general principles of criminal responsibility.

### 5 Persons exempt from passenger movement charge

A person departing from Australia does not have to pay the charge in relation to his or her departure if, at the time of his or her departure, the person:

- (a) is under 12 years old; or
- (b) is a traditional inhabitant whose departure is undertaken in connection with the performance of traditional activities; or
- (c) is a member of the defence force of a country other than Australia whose departure is undertaken:
  - (i) in the course of his or her duty as such a member; and
  - (ii) on an aircraft or a ship of a defence force; or
- (d) is a spouse or a child:
  - (i) of a member of the defence force of a country other than Australia to whom paragraph (c) applies; and
  - (ii) whose departure from Australia is undertaken in the company of the member; or



- (e) is a crew member of an aircraft or a ship whose departure from Australia is on the aircraft or ship; or
- (f) is a spouse or a child:
  - (i) of a crew member of a ship to whom paragraph (e) applies; and
  - (ii) whose departure from Australia is undertaken in the company of the member; or
- (g) is a positioning crew member; or
- (h) is a transit passenger; or
- (i) is an emergency passenger; or
- (j) is in the course of a journey that has involved a previous departure by the person from Australia by ship in respect of which the person paid the charge; or
- (k) does not have to pay the charge because of the operation of:
  - (i) the *Consular Privileges and Immunities Act 1972*; or
  - (ii) the *Diplomatic Privileges and Immunities Act 1967*; or
  - (iii) the *International Organisations (Privileges and Immunities) Act 1963*; or
  - (iv) the *Overseas Missions (Privileges and Immunities) Act 1995*; or
- (l) is a passenger whose departure from Australia is undertaken for the purpose of travelling to the Greater Sunrise special regime area (within the meaning of the *Seas and Submerged Lands Act 1973*) in connection with Petroleum Activities (within the meaning of the Treaty between Australia and the Democratic Republic of Timor-Leste Establishing their Maritime Boundaries in the Timor Sea done at New York on 6 March 2018, as in force from time to time); or
- (m) is a protective service officer (as defined in the *Australian Federal Police Act 1979*) on an aircraft for the purpose of enhancing the security of the aircraft.

Note: The Treaty between Australia and the Democratic Republic of Timor-Leste Establishing their Maritime Boundaries in the Timor Sea could in 2019 be viewed in the Australian Treaties Library on the AustLII website (<http://www.austlii.edu.au>).

## 6 Liability to pay passenger movement charge

- (1) Charge in respect of the departure of a person from Australia is payable by the person before the departure.
  - (2) Where charge in respect of the departure of a person from Australia is not paid before the departure, the person commits an offence punishable upon conviction by a fine not exceeding 1 penalty unit.
- (2A) Subsection (2) is an offence of strict liability.
- Note: For *strict liability*, see section 6.1 of the *Criminal Code*.
- (3) Where a person is convicted of an offence against subsection (2), the court may, in addition to imposing a penalty under that subsection, order the person to pay to the Commonwealth the amount of charge not paid by the person.

## 7 Powers of authorised officers

An authorised officer may, for the purpose of ascertaining whether charge has been or will be paid in respect of the departure from Australia of a person who, in the opinion of the authorised officer, is about to depart from Australia for another country or for an external Territory, require that person, or any other person who may, in the opinion of the authorised officer, have information with respect to the matter, to answer questions or produce documents to him or her, or both.

## 8 Offences

- (1) A person shall not fail to answer a question or produce a document when required to do so in pursuance of section 7.
- Penalty: 1 penalty unit.
- (1A) Subsection (1) does not apply if the person has a reasonable excuse.

Note: A defendant bears an evidential burden in relation to the matter in subsection (1A) (see subsection 13.3(3) of the *Criminal Code*).

(1B) Subsection (1) is an offence of strict liability.

Note: For *strict liability*, see section 6.1 of the *Criminal Code*.

(3) A person shall not obstruct or hinder an authorised officer acting in the performance of his or her functions or the exercise of his or her powers under this Act.

Penalty: 5 penalty units.

(3A) Subsection (3) does not apply if the person has a reasonable excuse.

Note: A defendant bears an evidential burden in relation to the matter in subsection (3A) (see subsection 13.3(3) of the *Criminal Code*).

(4) A person shall not assault or threaten an authorised officer acting in the performance of his or her functions or the exercise of his or her powers under this Act.

Penalty: 10 penalty units or imprisonment for 6 months, or both.

(5) For the purposes of an offence against subsection (3) or (4), strict liability applies to the following physical elements of circumstance of the offence:

- (a) that the person obstructed or hindered is an authorised officer;
- (b) that the authorised officer is acting in the performance of his or her functions or the exercise of his or her powers under this Act.

Note: For *strict liability*, see section 6.2 of the *Criminal Code*.

## 9 Refunds of passenger movement charge

- (1) A person is entitled to a refund of charge paid by the person if:
  - (a) the departure in respect of which the charge was paid does not take place;

- (b) the departure in respect of which the charge was paid takes place, but the person returns to Australia without having entered another country;
  - (c) by virtue of section 5, charge was not payable in respect of the departure in respect of which the charge was paid; or
  - (d) the person is entitled to a refund under the regulations.
- (2) If an authorised officer, by instrument in writing, so directs, a refund to which a person is entitled by virtue of subsection (1) shall be applied in discharge of the liability of the person for charge payable by the person in respect of a departure specified in the instrument, and a refund that is so applied shall be deemed to have been paid to the person.
- (3) A person shall not:
- (a) obtain a refund that is not payable;
  - (b) make a statement, in or in connection with a claim for a refund, reckless as to the fact that the statement is false or misleading in a material particular; or
  - (c) present a document, in connection with an application for a refund, reckless as to the fact that the document is false or misleading in a material particular.

Penalty: 5 penalty units.

- (4) Where a person is convicted of an offence against subsection (3), the court may, in addition to imposing a penalty under that subsection, order the person to repay to the Commonwealth the amount of any refund incorrectly paid to the person.

## **10 Special arrangements for payment of passenger movement charge**

- (1) The Minister may make an arrangement with a person under which the person agrees to pay to the Commonwealth, in the manner provided in the arrangement, an amount equal to any charge that may become payable by any person to whom the arrangement applies.

- (2) Where an arrangement under subsection (1) applies to a person who departs from Australia for another country, the person shall, for the purposes of this Act, be deemed to have paid any charge payable in respect of that departure.
- (3) An amount payable by a person to the Commonwealth under an arrangement under subsection (1) may be recovered by the Commonwealth by action against the person in a court of competent jurisdiction.
- (4) Despite anything in this section, the Minister must not make an arrangement under this section that is to apply in respect of any person departing from Australia for another country on an aircraft before 1 July 1995.

## **11 Charge stamps and exemption stamps**

- (1) The regulations may make provision for and in relation to the payment of charge by the production to authorised officers or such other officers as are prescribed of charge stamps by or on behalf of persons liable to pay charge and, in particular, without limiting the generality of the foregoing, may make provision for and in relation to:
  - (a) the issue of charge stamps by the Commonwealth;
  - (aa) the supply (whether by way of sale or otherwise) of charge stamps by the Commonwealth to approved agents;
  - (ab) the terms and conditions upon which charge stamps may be supplied by the Commonwealth to approved agents;
  - (ac) the sale of charge stamps by approved agents;
  - (ad) the terms and conditions upon which charge stamps may be sold by approved agents;
  - (b) refunds, by the Commonwealth or by approved agents specified in the regulations, of amounts paid for the purchase of charge stamps that are not produced for the purpose of payment of charge or in respect of which a refund is otherwise payable under the regulations; and

## Section 12

---

- (c) the reimbursement of approved agents who pay refunds in accordance with regulations made for the purposes of paragraph (b).
- (2) The regulations may make provision for and in relation to the issue by the Commonwealth of stamps (in this subsection referred to as **exemption stamps**) to or in respect of persons in respect of the departure of whom from Australia charge would be payable but for the operation of section 5 and, in particular, without limiting the generality of the foregoing, may make provision for and in relation to the production to authorised officers or such other officers as are prescribed of exemption stamps by or on behalf of such persons.
- (3) Without limiting the generality of subsection (2), the regulations may make provision for and in relation to:
  - (a) the supply of exemption stamps by the Commonwealth to approved agents;
  - (b) the terms and conditions upon which exemption stamps may be supplied by the Commonwealth to approved agents;
  - (c) the supply of exemption stamps by approved agents; and
  - (d) the terms and conditions upon which exemption stamps may be supplied by approved agents.

### **12 Recovery of passenger movement charge**

Charge that a person has become liable to pay and has not paid is a debt due to the Commonwealth by the person by whom the charge is payable.

### **13 Averment**

- (1) In any prosecution for an offence against subsection 6(2) or in any proceedings for the recovery of charge, a statement or averment of the prosecutor or plaintiff in the information, complaint, claim or declaration is prima facie evidence of the matter so stated or averred.
- (2) This section shall apply to any matter so averred although:

- (a) evidence in support or rebuttal of the matter averred or any other matter is given; or
  - (b) the matter averred is a mixed question of law and fact, but in that case the averment shall be prima facie evidence of the fact only.
- (3) Any evidence given in support or rebuttal of a matter so averred shall be considered on its merits, and the credibility and probative value of such evidence shall be neither increased nor diminished by reason of this section.
- (4) This section shall not lessen or affect any onus of proof otherwise falling on the defendant.

#### **14 Delegation**

- (1) The Minister may, either generally or as otherwise provided by the instrument of delegation, by instrument in writing, delegate to an officer of the Department any of his or her powers under this Act, other than this power of delegation.
- (2) A power so delegated, when exercised by the delegate, shall, for the purposes of this Act, be deemed to have been exercised by the Minister.
- (3) A delegation under this section does not prevent the exercise of a power by the Minister.

#### **15 Regulations**

- (1) The Governor-General may make regulations, not inconsistent with this Act, prescribing all matters required or permitted by this Act to be prescribed or necessary or convenient to be prescribed for carrying out or giving effect to this Act, and, in particular:
- (a) making provision for and in relation to claims for refunds, the allowance or payment of refunds and the recovery of refunds paid incorrectly;
  - (aa) making provision for and in relation to the appointment of bodies or persons as approved agents; and

## Section 15

---

- (b) prescribing penalties not exceeding 5 penalty units for offences against the regulations.
- (2) The regulations may make provision for and in relation to the following:
  - (a) the charging and recovery of fees in respect of:
    - (i) the payment of charge; or
    - (ii) the payment of an amount to the Commonwealth under an arrangement under subsection 10(1);
  - (b) the way in which such fees are to be paid;
  - (c) the refund of such fees.



## Endnotes

### Endnote 1—About the endnotes

The endnotes provide information about this compilation and the compiled law.

The following endnotes are included in every compilation:

Endnote 1—About the endnotes

Endnote 2—Abbreviation key

Endnote 3—Legislation history

Endnote 4—Amendment history

### Abbreviation key—Endnote 2

The abbreviation key sets out abbreviations that may be used in the endnotes.

### Legislation history and amendment history—Endnotes 3 and 4

Amending laws are annotated in the legislation history and amendment history.

The legislation history in endnote 3 provides information about each law that has amended (or will amend) the compiled law. The information includes commencement details for amending laws and details of any application, saving or transitional provisions that are not included in this compilation.

The amendment history in endnote 4 provides information about amendments at the provision (generally section or equivalent) level. It also includes information about any provision of the compiled law that has been repealed in accordance with a provision of the law.

### Editorial changes

The *Legislation Act 2003* authorises First Parliamentary Counsel to make editorial and presentational changes to a compiled law in preparing a compilation of the law for registration. The changes must not change the effect of the law. Editorial changes take effect from the compilation registration date.

If the compilation includes editorial changes, the endnotes include a brief outline of the changes in general terms. Full details of any changes can be obtained from the Office of Parliamentary Counsel.

### Misdescribed amendments

A misdescribed amendment is an amendment that does not accurately describe the amendment to be made. If, despite the misdescription, the amendment can

## Endnotes

### Endnote 1—About the endnotes

---

be given effect as intended, the amendment is incorporated into the compiled law and the abbreviation “(md)” added to the details of the amendment included in the amendment history.

If a misdescribed amendment cannot be given effect as intended, the abbreviation “(md not incorp)” is added to the details of the amendment included in the amendment history.

**Endnote 2—Abbreviation key**

ad = added or inserted	o = order(s)
am = amended	Ord = Ordinance
amdt = amendment	orig = original
c = clause(s)	par = paragraph(s)/subparagraph(s) /sub-subparagraph(s)
C[x] = Compilation No. x	pres = present
Ch = Chapter(s)	prev = previous
def = definition(s)	(prev...) = previously
Dict = Dictionary	Pt = Part(s)
disallowed = disallowed by Parliament	r = regulation(s)/rule(s)
Div = Division(s)	reloc = relocated
ed = editorial change	renum = renumbered
exp = expires/expired or ceases/ceased to have effect	rep = repealed
F = Federal Register of Legislation	rs = repealed and substituted
gaz = gazette	s = section(s)/subsection(s)
LA = <i>Legislation Act 2003</i>	Sch = Schedule(s)
LIA = <i>Legislative Instruments Act 2003</i>	Sdiv = Subdivision(s)
(md) = misdescribed amendment can be given effect	SLI = Select Legislative Instrument
(md not incorp) = misdescribed amendment cannot be given effect	SR = Statutory Rules
mod = modified/modification	Sub-Ch = Sub-Chapter(s)
No. = Number(s)	SubPt = Subpart(s)
	<u>underlining</u> = whole or part not commenced or to be commenced

## Endnotes

### Endnote 3—Legislation history

---

### Endnote 3—Legislation history

Act	Number and year	Assent	Commencement	Application, saving and transitional provisions
Departure Tax Collection Act 1978	119, 1978	29 Sept 1978	24 Oct 1978 ( <i>see</i> s. 2 and <i>Gazette</i> 1978, No. S216)	
Departure Tax Collection Amendment Act 1981	132, 1981	30 Sept 1981	1 Oct 1981	s. 4
Departure Tax Collection Amendment Act 1986	38, 1986	24 June 1986	s. 5: 1 July 1986 Remainder: Royal Assent	s. 4(2)
Departure Tax Collection Amendment Act 1988	48, 1988	15 June 1988	1 July 1988	—
Civil Aviation Act 1988	63, 1988	15 June 1988	Sch: 1 July 1988 (s 2(2) and <i>gaz</i> 1988, No S189)	—
Migration Legislation Amendment Act 1989	59, 1989	19 June 1989	ss. 1 and 2: Royal Assent Part 3 (ss. 36, 37): 19 June 1990 s. 27: 1 July 1989 ( <i>see</i> <i>Gazette</i> 1989, No. S218) s. 35: 20 Dec 1989 Remainder: 19 Dec 1989	—
Territories Law Reform Act 1992	104, 1992	30 June 1992	ss. 3–8, 11–18, 20, 23 and 24: 1 July 1992 ss. 9, 10, 19, 21 and 22: 29 June 1993 ( <i>see</i> <i>Gazette</i> 1993, No. S196) Remainder: Royal Assent	—
Migration Legislation Amendment Act 1994	60, 1994	9 Apr 1994	Sch 3 (items 23–29): 1 Sept 1994 (s 2(3))	—

## Endnote 3—Legislation history

<b>Act</b>	<b>Number and year</b>	<b>Assent</b>	<b>Commencement</b>	<b>Application, saving and transitional provisions</b>
Departure Tax Collection Amendment Act 1994	159, 1994	16 Dec 1994	16 Dec 1994 (s 2)	s 3 and 18–20
Passenger Movement Charge Collection Amendment Act 1995	65, 1995	30 June 1995	1 July 1995 (s 2)	s 3 and Sch. (item 10)
Timor Gap Treaty (Transitional Arrangements) Act 2000	25, 2000	3 Apr 2000	s 4–6 and Sch 2 (items 38, 39): 1:23 am (Australian Central Standard Time) 26 Oct 1999 (s 2(2), 4)	s 4–6
Criminal Code Amendment (Theft, Fraud, Bribery and Related Offences) Act 2000	137, 2000	24 Nov 2000	Sch 2 (items 310, 418, 419): 24 May 2001 (s 2(3))	Sch. 2 (items 418, 419)
Law and Justice Legislation Amendment (Application of Criminal Code) Act 2001	24, 2001	6 Apr 2001	s 4(1), (2) and Sch 39: 24 May 2001 (s 2(1)(a))	s. 4(1) and (2)
Customs Legislation Amendment Act (No. 1) 2002	82, 2002	10 Oct 2002	Sch 6: 10 Oct 2002 (s 2(1) item 31)	—
Petroleum (Timor Sea Treaty) (Consequential Amendments) Act 2003	10, 2003	2 Apr 2003	Sch 1 (items 1–52, 54–75, 78–82): 20 May 2002 (s 2(1) items 2, 4, 6)	—
Customs Legislation Amendment Act (No. 1) 2003	119, 2003	4 Dec 2003	Sch 2: 1 Dec 2002 (s 2(1) item 6)	—

## Endnotes

### Endnote 3—Legislation history

<b>Act</b>	<b>Number and year</b>	<b>Assent</b>	<b>Commencement</b>	<b>Application, saving and transitional provisions</b>
Australian Federal Police and Other Legislation Amendment Act 2004	64, 2004	22 June 2004	Sch 2 (item 12): 1 July 2004 (s 2(1) item 11 and gaz 2004, No GN26)	—
Same-Sex Relationships (Equal Treatment in Commonwealth Laws—General Law Reform) Act 2008	144, 2008	9 Dec 2008	Sch 2 (items 61–64): 10 Dec 2008 (s 2(1) item 11)	—
Customs and Other Legislation Amendment (Australian Border Force) Act 2015	41, 2015	20 May 2015	Sch 6 (items 166–174) and Sch 9: 1 July 2015 (s 2(1) items 2, 5)	Sch 6 (item 174) and Sch 9
<b>as amended by</b> Australian Border Force Amendment (Protected Information) Act 2017	115, 2017	30 Oct 2017	Sch 1 (item 26): 1 July 2015 (s 2(1) item 2)	—
Statute Law Revision Act (No. 2) 2015	145, 2015	12 Nov 2015	Sch 3 (item 27): 10 Dec 2015 (s 2(1) item 7)	—
Statute Law Revision Act (No. 1) 2016	4, 2016	11 Feb 2016	Sch 4 (items 1, 227): 10 Mar 2016 (s 2(1) item 6)	—
Territories Legislation Amendment Act 2016	33, 2016	23 Mar 2016	Sch 5 (items 79, 80): 1 July 2016 (s 2(1) item 7)	—
Home Affairs Legislation Amendment (Miscellaneous Measures) Act 2019	3, 2019	1 Mar 2019	Sch 4: 1 Sept 2019 (s 2(1) item 5)	Sch 4 (item 3)
Timor Sea Maritime Boundaries Treaty Consequential Amendments Act 2019	57, 2019	7 Aug 2019	Sch 1 (items 135–137): 30 Aug 2019 (s 2(1) item 2)	—

## Endnote 4—Amendment history

## Endnote 4—Amendment history

Provision affected	How affected
Title .....	am No. 159, 1994
s 1 .....	am No. 159, 1994
s 3 .....	am No 38, 1986; No 48, 1988; No 63, 1988; No 104, 1992; No 159, 1994; No 65, 1995; No 25, 2000; No 10, 2003; No 144, 2008; No 41, 2015; No 33, 2016; No 57, 2019
s 4 .....	rs No 145, 2015
s 4A .....	ad No. 24, 2001
s 5 .....	am No. 132, 1981; No. 59, 1989; Nos. 60 and 159, 1994 rs No. 65, 1995 am No. 82, 2002; Nos. 10 and 119, 2003; No. 64, 2004; No 57, 2019
s 6 .....	am No. 159, 1994; No. 24, 2001; No 4, 2016
s 7 .....	am No 159, 1994; No 65, 1995; No 41, 2015
s 8 .....	am No 159, 1994; No 65, 1995; No 137, 2000; No 24, 2001; No 41, 2015
s 9 .....	am No 60, 1994; No 159, 1994; No 24, 2001; No 41, 2015
s 10 .....	am No. 159, 1994; No. 65, 1995
s 11 .....	am No 38, 1986; No 48, 1988; No 159, 1994; No 65, 1995; No 41, 2015
s 11A .....	ad No 38, 1986 rep No 48, 1988
s 11B .....	ad No 38, 1986 rep No 48, 1988
s 11C .....	ad No 38, 1986 rep No 48, 1988
s 12 .....	am No 159, 1994
s 13 .....	am No 159, 1994 ed C21
s 14 .....	am No. 38, 1986; No. 60, 1994
s 15 .....	am No. 48, 1988; No. 159, 1994; No 3, 2019

## Endnotes

### Endnote 5—Editorial changes

---

#### **Endnote 5—Editorial changes**

In preparing this compilation for registration, the following kinds of editorial change(s) were made under the *Legislation Act 2003*.

#### **Subsection 13(1) and paragraph 13(2)(b)**

##### **Kind of editorial change**

Changes to typeface

##### **Details of editorial change**

This compilation was editorially changed to update two occurrences of the italicised words *prima facie* to regular font.