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Statutory Rules 1989 No. / 1

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## A.C.T. Self-Government (Consequential Provisions) Regulations<sup>2</sup> (Amendment)

I, THE GOVERNOR-GENERAL of the Commonwealth of Australia, acting with the advice of the Federal Executive Council, hereby make the following Regulations under the *A.C.T. Self-Government (Consequential Provisions) Act 1988*.

Dated 10 APRIL 1989.

BILL HAYDEN

Governor-General

By His Excellency's Command,

CLYDE HOLDING

Minister of State for the Arts and Territories

### Principal Regulations

1. In these Regulations, "Principal Regulations" means the A.C.T. Self-Government (Consequential Provisions) Regulations.

### Commencement

2. (1) The modification of subsection 28 (1) of the *Australian Capital Territory Supreme Court Act 1933* set out in regulation 4 commences on the date of commencement of section 22 of the *Australian Capital Territory (Self-Government) Act 1988*.

(2) The modifications of:

(a) sections 8AA and 53 of the *Australian Capital Territory Supreme Court Act 1933*; and

(b) the *Director of Public Prosecutions Act 1983*;

set out in regulation 4 commence on 1 July 1990.

3. Regulation 2 of the Principal Regulations is repealed and the following regulation substituted:

**Modifications of Acts**

“2. The Acts specified in the Schedule are modified as set out in the Schedule.”.

**Schedule**

4. The Schedule to the Principal Regulations is amended by inserting in their appropriate alphabetical position (determined on a letter-by-letter basis according to the citation of the Act to be modified) the following:

***Australian Capital Territory Supreme Court Act 1933***

**Paragraph 8AA (1) (a):**

After “Ordinance” insert “or enactment”.

**Paragraph 8AA (1) (b):**

After “Ordinance” insert “or enactment”.

**Subsection 28 (1):**

Omit “with any Ordinance”, substitute “with any Ordinance or enactment”.

**After subsection 53 (3A):**

Insert the following subsection:

“(3B) A reference in subsection (1) to an indictable offence triable before the Supreme Court does not include a reference to an offence against an enactment.”.

***Director of Public Prosecutions Act 1983***

**Subsection 3 (1) (definition of “law of the Commonwealth”):**

(a) before paragraph (a) insert the following paragraph:

“(aa) the *Australian Capital Territory (Self-Government) Act 1988*.”.

(b) after “paragraph” in paragraph (c) insert “(aa).”.

**Subsection 3 (1) (definition of “State”):**

After “includes” insert “the Australian Capital Territory and”.

**Subsection 3 (1) (definition of “Territory”):**

After “include” insert “the Australian Capital Territory or”.

***Seat of Government (Administration) Act 1910***

**Paragraph 12 (2) (b):**

Before “take” insert “subject to subsection (2AA).”.

**After subsection 12 (2):**

Insert the following subsection:

“(2AA) An Ordinance that:

- (a) makes provision in relation to a matter arising from, connected with or consequential upon the establishment of the Territory as a body politic under the Crown; and
  - (b) is made on or before Self-Government Day within the meaning of the *A.C.T. Self-Government (Consequential Provisions) Act 1988*;
- may be expressed to take effect from the date of commencement of a provision of the *Australian Capital Territory (Self-Government) Act 1988*.”.

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**NOTES**

- 1. Notified in the *Commonwealth of Australia Gazette* on 14 April 1989.
- 2. Statutory Rules 1989 No. 3.

14 April /