



Australian Capital Territory (Self-Government) Regulations

Statutory Rules 1989 No. 86 as amended

made under the

Australian Capital Territory (Self-Government) Act 1988

This compilation was prepared on 15 July 2004
taking into account amendments up to SR 1997 No. 267

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1 Citation [see Note 1]

These Regulations may be cited as the Australian Capital Territory (Self-Government) Regulations.

2 Commencement [see Note 1]

- (1) Subregulation 5 (1) commences on the date of commencement of section 22 of the Act.
- (2) Subregulation 5 (2) commences on 1 July 1990.
- (3) Subregulation 5 (3) commences on 1 July 1992.

3 Interpretation

In these Regulations, unless the contrary intention appears:

the Act means the *Australian Capital Territory (Self-Government) Act 1988*.

3A Power of Assembly to make laws

- (1) Laws with respect to the following matters are excluded from paragraph 23 (1) (h) of the Act:
- (a) companies limited by shares, the whole of the share capital of which is owned by the Territory or by persons who hold the share capital wholly on behalf of the Territory; and
 - (b) companies that are limited by shares and are wholly-owned subsidiaries of companies of the kind referred to in paragraph (a).
- (2) Laws with respect to the following matters are excluded from paragraph 23 (1) (h) of the Act:
- (a) incorporated associations;
 - (b) co-operative societies; and
 - (c) trustee companies;
- including the acquisition of shares in, and the winding-up of, those associations, societies and companies.
- (2A) A law that applies, as a law of the Territory, section 70 of the National Electricity Law set out in the Schedule to the National Electricity (South Australia) Act 1996 of South Australia, as in force at the commencement of this subregulation, is excluded from paragraph 23 (1) (h) of the Act.
- Note: Section 70 of the National Electricity Law deals with the application of funds on the winding up of National Electricity Code Administrator Limited or National Electricity Market Management Company Limited.
- (3) Paragraph 23 (1) (f) of the Act is omitted.

3B Crown may be bound

For the purposes of section 27 of the Act, where an enactment specified in the Schedule:

- (a) is expressed, in whole or part, to bind the Crown or to apply to any act, matter or thing affecting the Crown or the Commonwealth; or
 - (b) provides that any act, matter or thing done under the enactment binds the Crown;
- the Crown in right of the Commonwealth is bound accordingly.

4 Certain laws not to become enactments

Part 1 of Schedule 3 to the Act is amended by inserting the following laws in their appropriate alphabetical position (determined on a letter-by-letter basis):

“Canberra Institute of the Arts Ordinance 1988

Classification of Publications Ordinance 1983

Evidence Ordinance 1971

National Land Ordinance 1989

National Memorials Ordinance 1928

Police Pensions Ordinance 1958

Reserved Laws (Administration) Ordinance 1989

Reserved Laws (Interpretation) Ordinance 1989

Unlawful Assemblies Ordinance 1937”.

5 General powers of Executive

(1) The following matter is added to Schedule 4 to the Act:

“Law and Order”.

(2) The following matters are added to Schedule 4 to the Act:

“Legal practitioners

“Magistrates Court and Coroners Court”.

(3) The following matter is added to Schedule 4 to the Act:

“Courts (other than the Magistrates Court and Coroners Court)”.

6 Laws and provisions other than those that shall become enactments

Part 1 of Schedule 5 to the Act is amended by inserting the following laws in their appropriate alphabetical position (determined on a letter-by-letter basis):

“Canberra Institute of the Arts Ordinance 1988

Classification of Publications Ordinance 1983

National Land Ordinance 1989

National Memorials Ordinance 1928
Police Pensions Ordinance 1958
Reserved Laws (Administration) Ordinance 1989
Reserved Laws (Interpretation) Ordinance 1989
Unlawful Assemblies Ordinance 1937”.

Schedule Enactments binding the Crown in right of the Commonwealth

(regulation 3B)

Adoption of Children Ordinance 1965

Air Pollution Ordinance 1984

Arbitration Act 1902, of New South Wales, in its application to the Territory

City Area Leases Ordinance 1936

Commercial Arbitration Ordinance 1986

Credit Ordinance 1985

Dangerous Goods Ordinance 1984

Dividing Fences Ordinance 1981

Dog Control Ordinance 1975

Electricity and Water Ordinance 1988

Law Reform (Miscellaneous Provisions) Ordinance 1955

Limitation Ordinance 1985

Machinery Ordinance 1949

Motor Traffic Ordinance 1936

Nature Conservation Ordinance 1980

Noise Control Ordinance 1988

Radiation Ordinance 1983

Sale of Goods (Vienna Convention) Ordinance 1987

Scaffolding and Lifts Ordinance 1957

Water Pollution Ordinance 1984

Weights and Measures Ordinance 1929.

Table of Statutory Rules**Notes to the Australian Capital Territory
(Self-Government) Regulations****Note 1**

The Australian Capital Territory (Self-Government) Regulations (in force under the *Australian Capital Territory (Self-Government) Act 1988*) as shown in this compilation comprise Statutory Rules 1989 No. 86 amended as indicated in the Tables below.

Table of Statutory Rules

Year and number	Date of notification in <i>Gazette</i>	Date of commencement	Application, saving or transitional provisions
1989 No. 86	10 May 1989	R. 5 (1): 11 May 1989 (see r. 2 (1) and <i>Gazette</i> 1989, No. S164) R. 5 (2): 1 July 1990 R. 5 (3): 1 July 1992 Remainder: 10 May 1989	
1989 No. 87	10 May 1989	R. 3 (2): 1 July 1990 Remainder: 10 May 1989	—
1990 No. 153	25 June 1990	1 July 1990	—
1990 No. 401	10 Dec 1990	10 Dec 1990	—
1990 No. 405	17 Dec 1990	17 Dec 1990	—
1997 No. 267	24 Sept 1997	24 Sept 1997	—

Table of Amendments

Table of Amendments

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

Provision affected	How affected
R. 3A.....	ad. 1989 No. 87 am. 1989 No. 87; 1990 No. 401; 1997 No. 267
R. 3B.....	ad. 1989 No. 87
R. 6.....	ad. 1990 No. 405
Schedule.....	ad. 1989 No. 87 am. 1990 No. 153
