EXPLANATORY MEMORANDUM

Minute No. 34 of 1989 - Minister for the Arts and Territories

Subject -

Australian Capital Territory
Seat of Government (Administration) Act 1910
Reserved Laws (Interpretation) Ordinance 1989

Subsection 12(1) of the Seat of Government (Administration) Act 1910 provides that the Governor-General may make Ordinances for the peace, order and good government of the Territory.

The proposed Reserved Laws (Interpretation) Ordinance 1989 will provide for the interpretation of those laws of the Territory which will not be enactments within the legislative competence of the Legislative Assembly to be established by the Australian Capital Territory (Self-Government) Act 1988.

Details of the proposed Ordinance are as follows:

Section 1 will provide that the proposed Ordinance may be cited as the Reserved Laws (Interpretation) Ordinance 1989.

Section 2 will provide that sections 1 and 2 will come into operation on gazetted of the proposed Ordinance. Subject to proposed subsection 6(2), the remaining provisions will come into operation on self-government day.

Section 3 will define certain words commonly used in the proposed Ordinance.

Section 4 will apply the provisions of the Interpretation Ordinance 1967 as in force before self-government to the reserved laws subject to modifications, if any, contained in the proposed Ordinance.

Section 5 will make it clear that when only certain provisions of a law are reserved they shall nevertheless be construed as part of the law in which they appear.

Section 6 will amend reserved laws to make citation changes with effect from a date when a law referred to in a reserved law becomes an enactment of the ACT Legislative Assembly.

The Minute recommends that an Ordinance be made in the form proposed.

Authority: Subsection 12(1) of the Seat of Government (Administration) Act 1910