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Statutory Rules 1990 No. 1

244 /

## Sex Discrimination (Operation of Legislation) Regulations

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 *Sex Discrimination Act 1984*.

Dated 17 July 1990.

**BILL HAYDEN**  
Governor-General

By His Excellency's Command,

*R. McMullan*  
Parliamentary Secretary to the  
Treasurer for and on behalf of  
Attorney-General

### Citation

1. These Regulations may be cited as the Sex Discrimination  
(Operation of Legislation) Regulations.

### Commencement

2. These Regulations commence on 1 August 1990.

### Interpretation

3. (1) In these Regulations, unless the contrary intention appears:  
“the Act” means the *Sex Discrimination Act 1984*;  
“the relevant day” means 31 July 1991.

(2) Except in this regulation, a reference in these Regulations to the  
short title of an Act, an Ordinance or a State Act is a reference to that  
Act, Ordinance or State Act as in force at the commencement of the  
Act.

(3) In these Regulations, a reference to any regulation, rule, by-law,  
determination or direction is a reference to that regulation, rule, by-  
law, determination or direction as in force at the commencement of  
the Act.

**Operation of paragraph 40 (1) (a) of the Act**

4. For the purposes of subsection 40 (2) of the Act, paragraph 40 (1) (a) of the Act is to remain in force in relation to the legislation specified in Schedule 1 until the end of the relevant day.

**Operation of paragraph 40 (1) (b) of the Act**

5. For the purposes of subsection 40 (2) of the Act, paragraph 40 (1) (b) of the Act is to remain in force in relation to the legislation specified in Schedule 2 until the end of the relevant day.

**Repeal**

6. Statutory Rules 1989 No. 200 is repealed.

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**SCHEDULE 1**

Regulation 4

**LEGISLATION TO WHICH PARAGRAPH 40 (1) (a) OF THE ACT  
APPLIES**

**PART 1—COMMONWEALTH**

*Defence Act 1903*, Part IV (other than subsection 60 (3) )  
*Defence Service Homes Act 1918*  
*Gift Duty Assessment Act 1941*  
*Income Tax Assessment Act 1936*  
*Income Tax (International Agreements) Act 1953*  
*Marriage Act 1961*, sections 11, 12, 77 and 78  
*National Health Act 1953*, section 4 (definition of “pensioner”),  
section 84 (definition of “concessional beneficiary”), paragraphs  
(bc) and (j) in the Schedule  
*Sales Tax (Exemptions and Classifications) Act 1935*  
*Student Assistance Act 1973*  
*Taxation (Unpaid Company Tax) Assessment Act 1982*  
*War Gratuity Act 1945*

**PART 2—NEW SOUTH WALES**

*Factories, Shops and Industries Act 1962*, section 36  
*Landlord and Tenant (Amendment) Act 1948*, Part V

**PART 3—VICTORIA**

*Local Government Act 1958*

**SCHEDULE 1—continued**

**PART 4—QUEENSLAND**

*Factories and Shops Act 1960*

**PART 5—WESTERN AUSTRALIA**

*Child Welfare Act 1947*

*Pearling Act 1912*, subsection 82 (2)

**PART 6—TASMANIA**

*Industrial Safety, Health, and Welfare Act 1977*

*Mines Inspection Act 1968*

**PART 7—AUSTRALIAN CAPITAL TERRITORY**

*Adoption of Children Act 1965*

*Inebriates Act 1900* (N.S.W.), section 2

*Inebriates (Amendment) Act 1909* (N.S.W.), section 5

**PART 8—CHRISTMAS ISLAND**

*Married Women and Children (Maintenance) Ordinance*

*Muslims Ordinance*

*Penal Code*, sections 375, 376A, 376B, 376C and 493

**PART 9—COCOS (KEELING) ISLANDS**

*Married Women and Children (Maintenance) Ordinance*

*Muslims Ordinance*

*Penal Code*, sections 375, 376A, 376B, 376C and 493

**PART 10—NORFOLK ISLAND**

*Social Services Act 1980*

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**SCHEDULE 2**

Regulation 5

**LEGISLATION TO WHICH PARAGRAPH 40 (1) (b) OF THE ACT  
APPLIES**

**PART 1—COMMONWEALTH**

All regulations, rules, by-laws, determinations and directions made under any of the following:

*Gift Duty Assessment Act 1941*

*Income Tax Assessment Act 1936*

*Sales Tax (Exemptions and Classifications) Act 1935*

*Student Assistance Act 1973*

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**SCHEDULE 2—continued**

**PART 2—NEW SOUTH WALES**

Regulation 2 of the Lead Regulations made under the Factories, Shops and Industries Act 1962

**PART 3—QUEENSLAND**

All regulations, rules, by-laws, determinations and directions made under the *Factories and Shops Act 1960*

**PART 4—TASMANIA**

All regulations, rules, by-laws, determinations and directions made under the *Industrial Safety, Health, and Welfare Act 1977* and the *Mines Inspection Act 1968* respectively.

**PART 5—AUSTRALIAN CAPITAL TERRITORY**

Adoption of Children Regulations

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**NOTE**

1. Notified in the *Commonwealth of Australia Gazette* on 1 1990.

24 July/