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Commonwealth Authorities and Companies Amendment Regulations 2004 (No. 2)¹

Statutory Rules 2004 No. ²

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I, PHILIP MICHAEL JEFFERY, Governor-General of the Commonwealth of Australia, acting with the advice of the Federal Executive Council, make the following Regulations under the *Commonwealth Authorities and Companies Act 1997*.

Dated 31 AUG 2004 2004

PM Jeffery
Governor-General

By His Excellency's Command

NICK MINCHIN
Minister for Finance and Administration

1 Name of Regulations

These Regulations are the *Commonwealth Authorities and Companies Amendment Regulations 2004* (No. *✓*).

2

2 Commencement

These Regulations commence on the date of their notification in the *Gazette*.

3 Amendment of *Commonwealth Authorities and Companies Regulations 1997*

Schedule 1 amends the *Commonwealth Authorities and Companies Regulations 1997*.

Schedule 1 Amendments

(regulation 3)

[1] Regulation 4

substitute

4 Government business enterprises (Act s 5)

- (1) For the definition of **GBE** in section 5 of the Act, the authorities mentioned in the following table are prescribed:

Item	Authority	Enabling legislation
1	Australian Government Solicitor	<i>Judiciary Act 1903</i>
2	Australian Postal Corporation	<i>Australian Postal Corporation Act 1989</i>
3	Defence Housing Authority	<i>Defence Housing Authority Act 1987</i>

- (2) For the definition of **GBE** in section 5 of the Act, the companies mentioned in the following table are prescribed:

Item	Company	Australian Company Number
1	Australian Rail Track Corporation Limited	081 455 754
2	Australian Submarine Corporation Pty Limited	008 605 034
3	Australian Technology Group Limited	052 205 820
4	Employment National Limited	076 685 802
5	Health Services Australia Limited	078 934 791
6	Medibank Private Limited	080 890 259
7	Telstra Corporation Limited	051 775 556

- (3) If the name of a company mentioned in the table in subregulation (2) is changed, the company, under the new name, is taken to be prescribed.

[2] Regulation 4A

substitute

4A Responsible Minister for Commonwealth companies (Act s 5)

- (1) For subparagraph (b) (i) of the definition of **responsible Minister** in section 5 of the Act, the Minister for Finance and Administration is prescribed as the Minister responsible for the Commonwealth companies mentioned in the following table:

Item	Company	Australian Company Number
1	Australian Submarine Corporation Pty Limited	008 605 034
2	Employment National Limited	076 685 802
3	Medibank Private Limited	080 890 259

- (2) If the name of a company mentioned in the table in subregulation (1) is changed, the company, under the new name, is taken to be prescribed.

[3] After regulation 8

insert

9 Compliance with government procurement requirements (Act s 47A (1))

- (1) For subsection 47A (1) of the Act, the Commonwealth authorities mentioned in Part 1 of Schedule 1, and the wholly-owned Commonwealth companies mentioned in Part 2 of Schedule 1, are specified for section 47A of the Act.
- (2) If the name of an authority mentioned in Part 1 of Schedule 1 is amended by a regulation, the authority, under the new name, is taken to be prescribed.
- (3) If the name of a company mentioned in Part 2 of Schedule 1 is changed, the company, under the new name, is taken to be prescribed.

Schedule 1 Compliance with government procurement requirements — authorities and companies

(regulation 9)

Part 1 Commonwealth authorities

Item	Commonwealth authority	Enabling legislation
101	Australian Accounting Standards Board	<i>Australian Securities and Investments Commission Act 2001</i>
102	Australian Broadcasting Authority	<i>Broadcasting Services Act 1992</i>
103	Australian Communications Authority	<i>Australian Communications Authority Act 1997</i>
4	<i>Commonwealth Authorities and Companies Amendment Regulations 2004 (No.)</i>	

2004,

Item	Commonwealth authority	Enabling legislation
104	Australian Fisheries Management Authority	<i>Fisheries Administration Act 1991</i>
105	Australian Institute of Criminology	<i>Criminology Research Act 1971</i>
106	Australian Institute of Health and Welfare	<i>Australian Institute of Health and Welfare Act 1987</i>
107	Australian Institute of Marine Science	<i>Australian Institute of Marine Science Act 1972</i>
108	Australian Law Reform Commission	<i>Australian Law Reform Commission Act 1996</i>
109	Australian Maritime Safety Authority	<i>Australian Maritime Safety Authority Act 1990</i>
110	Australian National Maritime Museum	<i>Australian National Maritime Museum Act 1990</i>
111	Australian Nuclear Science and Technology Organisation	<i>Australian Nuclear Science and Technology Organisation Act 1987</i>
112	Australian Pesticides and Veterinary Medicines Authority	<i>Agricultural and Veterinary Chemicals (Administration) Act 1992</i>
113	Australian Prudential Regulation Authority	<i>Australian Prudential Regulation Authority Act 1998</i>
114	Australian Securities and Investments Commission	<i>Australian Securities and Investments Commission Act 2001</i>
115	Australian Trade Commission	<i>Australian Trade Commission Act 1985</i>
116	Australian War Memorial	<i>Australian War Memorial Act 1980</i>
117	Comcare	<i>Safety, Rehabilitation and Compensation Act 1988</i>
118	Commonwealth Scientific and Industrial Research Organisation	<i>Science and Industry Research Act 1949</i>
119	Corporations and Markets Advisory Committee	<i>Australian Securities and Investments Commission Act 2001</i>
120	Export Finance and Insurance Corporation	<i>Export Finance and Insurance Corporation Act 1991</i>
2004,	<i>Commonwealth Authorities and Companies Amendment Regulations 2004 (No.)</i>	
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Item	Commonwealth authority	Enabling legislation
121	Grains Research and Development Corporation	<i>Primary Industries and Energy Research and Development Act 1989 and Grains Research and Development Corporation Regulations 1990</i>
122	Great Barrier Reef Marine Park Authority	<i>Great Barrier Reef Marine Park Act 1975</i>
123	Health Insurance Commission	<i>Health Insurance Commission Act 1973</i>
124	Land and Water Resources Research and Development Corporation	<i>Primary Industries and Energy Research and Development Act 1989 and Land and Water Resources Research and Development Corporation Regulations</i>
125	National Gallery of Australia	<i>National Gallery Act 1975</i>
126	National Museum of Australia	<i>National Museum of Australia Act 1980</i>
127	National Occupational Health and Safety Commission	<i>National Occupational Health and Safety Commission Act 1985</i>
128	Reserve Bank of Australia	<i>Reserve Bank Act 1959</i>
129	Sydney Harbour Federation Trust	<i>Sydney Harbour Federation Trust Act 2001</i>
130	The Director of National Parks	<i>Environment Protection and Biodiversity Conservation Act 1999</i>
131	Tourism Australia	<i>Tourism Australia Act 2004</i>

Part 2 Wholly-owned Commonwealth companies

Item	Wholly-owned Commonwealth company	Australian Company Number
201	Aged Care Standards and Accreditation Agency Ltd	079 618 652

Item	Wholly-owned Commonwealth company	Australian Company Number
202	The National Institute of Clinical Studies Ltd	095 459 804

Notes

1. These Regulations amend Statutory Rules 1997 No. 391, as amended by 1999 Nos. 46, 75, 105, 170 and 225; 2000 No. 83; 2001 No. 180; 2002 Nos. 178 and 226; 2004 No. 116.

2. Notified in the *Commonwealth of Australia Gazette* on / 2004. / September