

8 May 2015

Clerk of the Senate
Senate Table Office
Attention: Assistant Legislation Officer
Suite SG-25
Parliament House
CANBERRA ACT 2600

Dear Sir or Madam,

Telecommunications (Labelling Notice for Customer Equipment and Customer Cabling) Instrument 2015 – Amended Explanatory Statement

I am writing in relation to the Explanatory Statement for the *Telecommunications (Labelling Notice for Customer Equipment and Customer Cabling) Instrument 2015* (the Labelling Instrument).

On 18 March 2015, the Senate Standing Committee on Regulations and Ordinances (the Committee) noted that the Explanatory Statement appears to have referenced the incorrect section of the *Legislative Instruments Act 2003* concerning the prescribing of matters by reference to other instruments.

The Committee also identified the Labelling Instrument as one of a number of instruments that appear to rely on subsection 33(3) of the *Acts Interpretation Act 1901*, which generally provides that the power to make an instrument includes the power to vary or revoke the instrument. The Committee noted that it would be preferable for the explanatory statement for any instrument that relies on subsection 33(3) to identify the relevance of that provision.

The Australian Communications and Media Authority has amended the Explanatory Statement to address the matters raised by the Committee.

I have enclosed a copy of the amended Explanatory Statement. I would be grateful if you would arrange tabling.

Yours sincerely

Annette Vella
Principal Lawyer
Legal Services Division
Australian Communications and Media Authority

Encl.