



## Legislation Rule 2016

---

I, Peter Quiggin PSM, First Parliamentary Counsel, make the following rule.

Dated 29 February 2016

Peter Quiggin PSM  
First Parliamentary Counsel

---



---

# Contents

<b>Part 1—Preliminary</b>	1
1 Name.....	1
2 Commencement .....	1
3 Authority.....	1
4 Definitions .....	1
<b>Part 2—Lodgement</b>	2
5 Requirements for lodgement.....	2
6 Withdrawal of lodgement.....	2
7 Requirements for compilations .....	3
8 Compilations prepared and lodged by the Office of Parliamentary Counsel .....	3
<b>Part 3—Registration</b>	4
9 Approved website for registered material .....	4
10 Giving unique names .....	4
11 Inserting unique identifiers .....	4
12 Alternative arrangements in the event of technical difficulties .....	4
13 Events affecting the currency or accuracy of the Register .....	4
<b>Part 4—Authorised versions</b>	5
14 Authorised versions .....	5



## Part 1—Preliminary

### 1 Name

This is the *Legislation Rule 2016*.

### 2 Commencement

- (1) Each provision of this instrument specified in column 1 of the table commences, or is taken to have commenced, in accordance with column 2 of the table. Any other statement in column 2 has effect according to its terms.

Commencement information		
Column 1	Column 2	Column 3
Provisions	Commencement	Date/Details
1. The whole of this instrument	The later of: (a) the start of the day after this instrument is registered; and (b) immediately after the commencement of Schedule 1 to the <i>Acts and Instruments (Framework Reform) Act 2015</i> .	5 March 2016 (paragraph (b) applies)

Note: This table relates only to the provisions of this instrument as originally made. It will not be amended to deal with any later amendments of this instrument.

- (2) Any information in column 3 of the table is not part of this instrument. Information may be inserted in this column, or information in it may be edited, in any published version of this instrument.

### 3 Authority

This instrument is made under the *Legislation Act 2003*.

### 4 Definitions

Note: A number of expressions used in this instrument are defined in the Act, including the following:

- (a) approved website;
- (b) authorised version;
- (c) compilation;
- (d) legislative instrument;
- (e) notifiable instrument;
- (f) responsible person.

In this instrument:

*Act* means the *Legislation Act 2003*.

## Part 2—Lodgement

### 5 Requirements for lodgement

- (1) This section is for paragraphs 15M(a) and 15U(1)(d) of the Act.

#### *Method of lodgement*

- (2) An instrument, compilation of an instrument or other document must be lodged for registration:
- (a) using the online facility at <https://lodge.legislation.gov.au>; or
  - (b) using another method agreed between the First Parliamentary Counsel and the person lodging the instrument, compilation or document.

#### *Format for lodgement*

- (3) An instrument, compilation of an instrument or other document must be lodged using one of the following formats:
- (a) .rtf, .doc or .docx format;
  - (b) another format agreed between the First Parliamentary Counsel and the person lodging the instrument, compilation or document.

#### *Dynamic content*

- (4) An instrument, compilation of an instrument or other document lodged for registration must not contain any content that is dynamic and that may interfere with the content of the document.

Note: Examples of content that is dynamic and that may interfere with the content of the document include macros and fields. An example of content that may be dynamic but that could be included in an instrument, compilation or other document is a table of contents.

### 6 Withdrawal of lodgement

- (1) This section is for paragraphs 15M(c) and 15U(1)(e) of the Act.
- (2) If an instrument, compilation of an instrument or other document has been lodged for registration but not registered, the person who lodged the instrument, compilation or document may withdraw it by:
- (a) using the online lodgement facility at <https://lodge.legislation.gov.au>; or
  - (b) using another method agreed between the First Parliamentary Counsel and the person.
- (3) If a person who lodged an instrument, compilation or other document becomes aware that any information provided when lodging the instrument, compilation or document is incomplete or inaccurate, the person must withdraw the instrument, compilation or document under subsection (2) as soon as practicable.

**7 Requirements for compilations**

For subparagraph 15U(1)(d)(iii) of the Act, the information that must be provided for a compilation of an Act, legislative instrument or notifiable instrument (the *principal law*) that is lodged for registration is the following:

- (a) the name of the principal law;
- (b) the number of the compilation;
- (c) the name of the Department or agency that prepared the compilation;
- (d) a key setting out any abbreviations used in any notes to the compilation;
- (e) for an instrument—the enabling legislation for the instrument.

**8 Compilations prepared and lodged by the Office of Parliamentary Counsel**

For subsection 15R(4) of the Act, section 15R of the Act does not require a compilation of a legislative instrument or notifiable instrument to be prepared and lodged for registration if:

- (a) the Office of Parliamentary Counsel is required to undertake, or arrange for, the drafting of the instrument under:
  - (i) the *Legal Services Directions 2005*; or
  - (ii) any other legislative instrument relating to the legal services of the Commonwealth; or
- (b) the Office of Parliamentary Counsel prepares and lodges the compilation for registration.

## Part 3—Registration

### 9 Approved website for registered material

For section 15C of the Act, the approved website is  
<https://www.legislation.gov.au>.

### 10 Giving unique names

- (1) For subparagraph 15M(b)(i) of the Act, the First Parliamentary Counsel may add a unique name to an instrument or other document lodged for registration if he or she is satisfied that the instrument or document as lodged does not have a name.
- (2) For subparagraph 15M(b)(ii) of the Act, the First Parliamentary Counsel may amend the name of an instrument or other document lodged for registration to give the instrument or document a unique name if he or she is satisfied that the name of the instrument or document as lodged is not unique.

### 11 Inserting unique identifiers

For paragraph 15E(b) and subparagraph 15M(b)(iii) of the Act, before registering a document, the First Parliamentary Counsel may cause a unique identifier to be inserted into the document.

### 12 Alternative arrangements in the event of technical difficulties

- (1) For paragraph 15M(f) of the Act, in the event of technical difficulties, the First Parliamentary Counsel must register an Act, instrument or other document by:
  - (a) publishing the Act, instrument or document on the website [www.opc.gov.au](http://www.opc.gov.au); or
  - (b) if that website is not publicly available—publicly displaying a hard copy of the Act, instrument or document at 28 Sydney Avenue, Forrest, in the Australian Capital Territory.
- (2) As soon as practicable after the technical difficulties have ceased, the First Parliamentary Counsel must make any Act, instrument or document that was registered in accordance with subsection (1) available to the public on the approved website.

### 13 Events affecting the currency or accuracy of the Register

For paragraph 15M(h) of the Act, if a responsible person for a registered Act, legislative instrument or notifiable instrument has given notice under section 15L of the *Legislation Act 2003* to the First Parliamentary Counsel of the occurrence of an event in relation to the registered Act or instrument, the First Parliamentary Counsel may require the person to provide documentary evidence of the event.



## **Part 4—Authorised versions**

### **14 Authorised versions**

- (1) For paragraphs 15ZA(1)(a) and (2)(a) of the Act, the format is PDF.
- (2) For subparagraph 15ZA(1)(b)(ii), paragraph 15ZA(2)(b) and subsection 15ZA(3) of the Act, the way an electronic or printed copy of a registered law or explanatory statement indicates that it is an authorised version is by including any of the following in the copy:
  - (a) “Authorised version”;
  - (b) “ComLaw Authoritative Act”;
  - (c) “Federal Register of Legislative Instruments”;
  - (d) for an explanatory statement for a legislative instrument—“Explanatory Statement to” and a reference to the unique identifier for the instrument.