



Editorial Changes—Report No. 14

1 July 2022–31 December 2022

1 In preparing compilations for registration during the above period, First Parliamentary Counsel made the following editorial changes under the *Legislation Act 2003*.

2 The summary of editorial changes for the 23 compilations affected is as follows:

Item	Kind of editorial change	Number
1	Changes to grammar, syntax or the use of conjunctives or disjunctives	1
2	Changes to punctuation	5
3	Changes to spelling	1
4	Give effect to the misdescribed amendments as intended	15
5	Removal of redundant text	3
6	Renumbering of provisions	2
7	Reordering of definitions	2
8	Reordering of provisions	1
9	Updates to references of a law or a provision	1

3 Please note that each instance of the power being used in a compilation is counted. This means that for a number of compilations the power has been used multiple times (for example, to correct typographical errors in different sections of the same compilation).

4 Complete details of each use of the power within a compilation appears below:

National Health (Highly Specialised Drugs Program) Special Arrangement 2021, Compilation No. 18, Registration Date: 6 September 2022 [F2022C00855]

Schedule 1, entry for Ciclosporin in the form Capsule 25 mg

Kind of editorial change

Give effect to the misdescribed amendment as intended

Details of editorial change

Schedule 1 item 2 of the *National Health (Highly Specialised Drugs Program) Special Arrangement Amendment (September Update) Instrument 2022* provides in part as follows:

[2] Schedule 1, entry for Ciclosporin in the form Capsule 25 mg

[...]

(c) insert in numerical order in the column headed "Circumstances": C13122 C13168

There are multiple instances of numerical lists in the column headed "Circumstances" in the entry for Ciclosporin in the form Capsule 25 mg.

This compilation was editorially changed to insert "C13122 C13168" in numerical order in the column headed "Circumstances" (all instances) in the entry for Ciclosporin in the form Capsule 25 mg in Schedule 1 to give effect to the misdescribed amendment as intended.

Schedule 1, entry for Ciclosporin in the form Capsule 50 mg

Kind of editorial change

Give effect to the misdescribed amendment as intended

Details of editorial change

Schedule 1 item 3 of the *National Health (Highly Specialised Drugs Program) Special Arrangement Amendment (September Update) Instrument 2022* provides in part as follows:

[3] Schedule 1, entry for Ciclosporin in the form Capsule 50 mg

[...]

(c) insert in numerical order in the column headed "Circumstances": C13122 C13168

There are multiple instances of numerical lists in the column headed "Circumstances" in the entry for Ciclosporin in the form Capsule 50 mg.

This compilation was editorially changed to insert "C13122 C13168" in numerical order in the column headed "Circumstances" (all instances) in the entry for Ciclosporin in the form Capsule 50 mg in Schedule 1 to give effect to the misdescribed amendment as intended.

Schedule 1, entry for Ciclosporin in the form Capsule 100 mg

Kind of editorial change

Give effect to the misdescribed amendment as intended

Details of editorial change

Schedule 1 item 4 of the *National Health (Highly Specialised Drugs Program) Special Arrangement Amendment (September Update) Instrument 2022* provides in part as follows:

[4] Schedule 1, entry for Ciclosporin in the form Capsule 100 mg

[...]

(c) insert in numerical order in the column headed "Circumstances": C13122 C13168

There are multiple instances of numerical lists in the column headed "Circumstances" in the entry for Ciclosporin in the form Capsule 100 mg.

This compilation was editorially changed to insert “C13122 C13168” in numerical order in the column headed “Circumstances” (all instances) in the entry for Ciclesporin in the form Capsule 100 mg in Schedule 1 to give effect to the misdescribed amendment as intended.

Remuneration Tribunal (Remuneration and Allowances for Holders of Full-time Public Office) Determination 2022, Compilation No. 2, Registration Date: 26 August 2022 [F2022C00840]

Part 6

Kind of editorial change

Give effect to the misdescribed amendment as intended

Details of editorial change

Schedule 1 item 11 of the *Remuneration Tribunal Amendment Determination (No. 9) 2022* instructs to add Part 6 at the end of the instrument.

This amendment results in Part 6 appearing after Schedule 1.

This compilation was editorially changed to move Part 6 after Part 5 to give effect to the misdescribed amendment as intended.

Remuneration Tribunal (Judicial and Related Offices—Remuneration and Allowances) Determination 2022, Compilation No. 1, Registration Date: 23 August 2022 [F2022C00828]

Part 6

Kind of editorial change

Give effect to the misdescribed amendment as intended

Details of editorial change

Schedule 1 item 5 of the *Remuneration Tribunal Amendment Determination (No. 9) 2022* instructs to add Part 6 at the end of the instrument.

This amendment results in Part 6 appearing after Schedule 1.

This compilation was editorially changed to move Part 6 after Part 5 to give effect to the misdescribed amendment as intended.

Safety, Rehabilitation and Compensation (Defence-related Claims) Act 1988, Compilation No. 9, Registration Date: 23 August 2022 [C2022C00230]

Subsection 119(7)

Kind of editorial change

Reordering of definitions

Details of editorial change

This compilation was editorially changed to move the definition of *specified law* in subsection 119(7) to the correct alphabetical position.

Treasury Laws Amendment (Registries Modernisation and Other Measures) Act 2020, Compilation No. 2, Registration Date: 23 August 2022 [C2022C00229]

Part 2 of Schedule 1 (heading specifying *National Consumer Credit Protection (Transitional and Consequential Provisions) Act 2009*)

Kind of editorial change

Removal of redundant text

Details of editorial change

Schedule 4 item 8 of the *Treasury Laws Amendment (2022 Measures No. 1) Act 2022* instructs to repeal items 359, 1315 and 1414 of Schedule 1.

The repeal of item 1414 of Schedule 1 results in the heading specifying *National Consumer Credit Protection (Transitional and Consequential Provisions) Act 2009* containing no items.

This compilation was editorially changed to omit the redundant heading specifying *National Consumer Credit Protection (Transitional and Consequential Provisions) Act 2009*.

**Parliamentary Business Resources (Former Prime Ministers)
Determination 2017, Compilation No. 5, Registration Date:
22 August 2022 [F2022C00821]**

Subsection 4(1) (definition of *MOP(S) Act*)

Kind of editorial change

Change to punctuation

Details of editorial change

Schedule 1 item 1 of the *Parliamentary Business Resources (Former Prime Ministers) Amendment Determination 2022* instructs to insert the definition of *MOP(S) Act* into subsection 4(1).

The definition of *MOP(S) Act* ends with a closing square bracket.

This compilation was editorially changed to remove the closing square bracket from the end of the definition of *MOP(S) Act* in subsection 4(1) to correct the punctuation.

**Aged Care Quality and Safety Commission Act 2018, Compilation
No. 5, Registration Date: 19 August 2022 [C2022C00226]**

Subsection 21(7)

Kind of editorial change

Give effect to the misdescribed amendment as intended

Details of editorial change

Schedule 4 item 11 of the *Aged Care and Other Legislation Amendment (Royal Commission Response) Act 2022* instructs to omit “reportable incidents” and substitute “a reportable incident for an approved provider” in subsection 21(7).

The words “reportable incidents” appear twice in subsection 21(7).

This compilation was editorially changed to omit “reportable incidents” (first occurring) and substitute “a reportable incident for an approved provider” in subsection 21(7) to give effect to the misdescribed amendment as intended.

**Fuel Quality Standards (Ethanol E85) Determination 2019,
Compilation No. 1, Registration Date: 16 August 2022
[F2022C00805]**

Subsection 5(1) (table item 17)

Kind of editorial change

Give effect to the misdescribed amendment as intended

Details of editorial change

Schedule 1 of the *Fuel Quality Standards (Ethanol E85) Amendment Determination 2022* provides as follows:

Schedule 1—Amendments

Fuel Quality Standards (Ethanol 85) Determination 2019

5 Subsection 5(1) (item 17 of the table)

Omit “1 July 2027”, substitute “15 December 2024”.

The title to be amended reads “*Fuel Quality Standards (Ethanol 85) Determination 2019*” rather than the correct title of “*Fuel Quality Standards (Ethanol E85) Determination 2019*”.

This compilation was editorially changed by applying the amendment from Schedule 1 of the *Fuel Quality Standards (Ethanol E85) Amendment Determination 2022* to the *Fuel Quality Standards (Ethanol E85) Determination 2019* to give effect to the misdescribed amendment as intended.

**Telecommunications (Designated Service Area and Statutory
Infrastructure Provider) Declaration (No. 1) 2020, Compilation No. 4,
Registration Date: 11 August 2022 [F2022C00794]**

Schedule 12 (table item 166)

Kind of editorial change

Change to punctuation

Details of editorial change

Schedule 1 item 19 of the *Telecommunications (Designated Service Area and Statutory Infrastructure Provider) Amendment Declaration (No. 2) 2022* instructs to repeal and substitute Schedule 12.

There are two commas appearing after “-37.54188500000000062” in table item 166 of Schedule 12.

This compilation was editorially changed to omit the redundant comma after “-37.54188500000000062” in table item 166 of Schedule 12 to correct the punctuation.

Federal Circuit and Family Court of Australia (Commonwealth Tenancy Disputes) Instrument 2015, Compilation No. 3, Registration Date: 5 August 2022 [F2022C00779]

Subsection 10(1)

Kind of editorial change

Give effect to the misdescribed amendment as intended

Details of editorial change

Schedule 1 item 14 of the *Federal Circuit Court (Commonwealth Tenancy Disputes) Amendment Instrument 2021* instructs to omit “Federal Circuit Court of Australia” and substitute “Federal Circuit and Family Court of Australia (Division 2)” in subsection 10(1).

The phrase “Federal Circuit Court of Australia” appears four times in subsection 10(1).

This compilation was editorially changed to omit “Federal Circuit Court of Australia” (first occurring) and substitute “Federal Circuit and Family Court of Australia (Division 2)” in subsection 10(1) to give effect to the misdescribed amendment as intended.

Section 21

Kind of editorial change

Give effect to the misdescribed amendment as intended

Details of editorial change

Schedule 1 item 35 of the *Federal Circuit Court (Commonwealth Tenancy Disputes) Amendment Instrument 2021* instructs to omit “Federal Circuit Court of Australia” and substitute “Federal Circuit and Family Court of Australia (Division 2)” in section 21.

The phrase “Federal Circuit Court of Australia” appears three times in section 21.

This compilation was editorially changed to omit “Federal Circuit Court of Australia” (first occurring) and substitute “Federal Circuit and Family Court of Australia (Division 2)” in section 21 to give effect to the misdescribed amendment as intended.

Health Insurance (Section 3C General Medical – Expansion of GP and Allied Health Mental Health Services) Determination 2020, Compilation No. 14, Registration Date: 3 August 2022 [F2022C00767]

Subsection 12(1)

Kind of editorial change

Removal of redundant text

Details of editorial change

Schedule 1 item 15 of the *Health Insurance Legislation Amendment (Indexation) Determination 2022* instructs to insert section 12 after section 11.

Subsection 12(1) contains two consecutive occurrences of “(1)”.

This compilation was editorially changed to omit the second occurrence of “(1)” from subsection 12(1) to remove the redundant text.

Health Insurance (Section 3C Cleft Lip and Cleft Palate Services) Determination 2020, Compilation No. 2, Registration Date: 1 August 2022 [F2022C00771]

Subsection 7(7)

Kind of editorial change

Change to punctuation

Details of editorial change

Subsection 7(7) is missing a full stop at the end.

This compilation was editorially changed to insert a full stop at the end of subsection 7(7) to correct the punctuation.

Social Security (Coronavirus Economic Response—2020 Measures No. 2) Determination 2020, Compilation No. 4, Registration Date: 1 August 2022 [F2022C00766]

Subparagraph 6(b)(ii)

Kind of editorial change

Change to punctuation

Details of editorial change

Schedule 1 item 1 of the *Social Security (Qualification for Crisis Payment – National Health Emergency) Amendment Determination 2022* instructs to insert paragraph (c) after paragraph (b) in section 6.

Subparagraph 6(b)(ii) ends in a full stop despite being followed by paragraph (c).

This compilation was editorially changed to omit the full stop and substitute a semicolon at the end of subparagraph 6(b)(ii) to bring it into line with legislative drafting practice.

Australian Citizenship Regulation 2016, Compilation No. 14, Registration Date: 28 July 2022 [F2022C00755]

Subsection 16(1)

Kind of editorial change

Give effect to the misdescribed amendment as intended

Details of editorial change

Schedule 1 item 2 of the *Home Affairs Legislation Amendment (2022 Measures No. 1) Regulations 2022* instructs to omit “(1)” from subsection 16(1).

The text “(1)” appears twice in subsection 16(1).

This compilation was editorially changed to omit “(1)” (first occurring) from subsection 16(1) to give effect to the misdescribed amendment as intended.

Health Insurance (Allied Health Services) Determination 2014, Compilation No. 23, Registration Date: 27 July 2022 [F2022C00751]

Subsection 4(1)

Kind of editorial change

Reordering of definitions

Details of editorial change

This compilation was editorially changed to move the definition of *Health Care Homes Program* in subsection 4(1) to the correct alphabetical position.

Part 2 of Schedule 2 (items 80000, 80001, 80010, 80011, 80020, 80021, 80100, 80101, 80110, 80111, 80120, 80121, 80125, 80126, 80135, 80136, 80145, 80146, 80150, 80151, 80160, 80161, 80170 and 80171, subparagraph (a)(i))

Kind of editorial change

Give effect to the misdescribed amendments as intended

Details of editorial change

Schedule 3 item 6 of the *Health Insurance Legislation Amendment (Section 3C General Medical Services – Eating Disorder and HCH Consequential Changes) Determination 2021* provides as follows:

- 6. Part 2 of Schedule 2 (items 80000, 80001, 80010, 80011, 80020, 80021, 80100, 80101, 80110, 80111, 80120, 80121, 80125, 80126, 80135, 80136, 80145, 80146, 80150, 80151, 80160, 80161, 80170 and 80171, subparagraph (a)(ii))**

Omit “as part of a shared care plan or”.

The text to be omitted does not appear in subparagraph (a)(ii) of the specified items in Part 2 of Schedule 2. However, the text does appear in subparagraph (a)(i).

This compilation was editorially changed to omit “as part of a shared care plan or” from subparagraph (a)(i) of the specified items in Part 2 of Schedule 2 to give effect to the misdescribed amendments as intended.

Maritime Transport and Offshore Facilities Security Regulations 2003, Compilation No. 45, Registration Date: 25 July 2022 [F2022C00735]

Paragraph 6.08C(1)(da)

Kind of editorial change

Change to grammar, syntax or the use of conjunctives or disjunctives

Details of editorial change

Schedule 2 item 19 of the *Transport Security Legislation Amendment (Serious Crime) Regulations 2022* provides as follows:

19 After paragraph 6.08C(1)(d)

Insert:

- (da) the issuing body has been notified in writing by the Secretary that an adverse criminal intelligence assessment of the person has not been given to the Secretary; and

This compilation was editorially changed to omit the word “and” from the end of paragraph 6.08C(1)(da) to bring it into line with legislative drafting practice.

Health Insurance (Section 3C General Medical Services – Telehealth and Telephone Attendances) Determination 2021, Compilation No. 6, Registration Date: 23 July 2022 [F2022C00729]

Section 7 (second occurring)

Kind of editorial change

Renumbering of provisions

Details of editorial change

Schedule 1 item 13 of the *Health Insurance Legislation Amendment (Indexation) Determination 2022* provides as follows:

13. After section 7

Insert:

7 Indexation

- (1) On 1 July 2022 (the *indexation day*), each amount covered by subsection (2) is replaced by the amount worked out using the following formula:

$$1.016 \times \text{the amount immediately before the indexation day}$$

- (2) The amounts covered by this subsection are the fee for each item in this Determination, other than the fee for the following:
 - (a) items 91792, 91803, 91804, 91805, 91794, 91806, 91807, 91808, 91892, 91893, 91895, 91820, 91821, 91844, 91845, 92011, 92055, 92056, 92057, 92058, 92059, 92137, 92139, 92118, 92119, 92120, 92121, 92122, 92123, 92132, 92133, 92150, 92151, 92152, 92153, 92171, 92177, 92186, 92188, 92198, 92200, 92211, 92716, 92717, 92719, 92720, 92722, 92723, 92725, 92726, 92732, 92733, 92735, 92736, 92738, 92739, 92741, 92742, 92747 in Group A40.
- (3) An amount worked out under subsection (1) is to be rounded up or down to the nearest 5 cents (rounding down if the amount is an exact multiple of 2.5 cents).

This amendment results in two section 7s.

This compilation was editorially changed by renumbering the newly inserted, second occurring section 7 as section 8.

Schedule 5

Kind of editorial change

Give effect to the misdescribed amendments as intended

Details of editorial change

Schedule 2 item 21 of the *Health Insurance Legislation Amendment (Indexation) Determination 2022* provides, in part, as follows:

21. Amendments of listed provisions—Schedule

The items of the table in Schedule 1 listed in the following table are amended as set out in the table.

Amendments relating to fees			
Item	Table item	Omit	Substitute
[...]			
37	Item 92717	14.30	14.55
38	Item 92720	31.30	31.80
39	Item 92723	60.60	61.55
40	Item 92726	89.20	90.65
41	Item 92733	14.20	14.55
42	Item 92736	31.00	31.80
43	Item 92739	60.05	61.55
44	Item 92742	89.20	90.65

Table items 37 to 44 of Schedule 2 item 21 amend listed items 92717, 92720, 92723, 92726, 92733, 92736, 92739 and 92742.

These items do not appear in Schedule 1. However, they do appear in Schedule 5.

This compilation was editorially changed to apply the amendments to the table items in Schedule 5 to give effect to the misdescribed amendments as intended.

Health Insurance (General Medical Services Table) Regulations 2021, Compilation No. 7, Registration Date: 22 July 2022 [F2022C00728]

Schedule 1 (item 11607, column 2, sub-subparagraph (g)(ii)(F))

Kind of editorial change

Change to punctuation

Details of editorial change

Schedule 1 item 41 of the *Health Insurance Legislation Amendment (2022 Measures No. 1) Regulations 2022* provides as follows:

41 Schedule 1 (item 11607, column 2, paragraph (g))

Repeal the paragraph, substitute:

(g) the service:

- (i) is not provided in association with ambulatory electrocardiogram recording; and
- (ii) is not associated with a service to which any of the following items apply:
 - (A) 177;
 - (B) 224 to 228;
 - (C) 229 to 244;
 - (D) 699;
 - (E) 701 to 707;
 - (F) 715
 - (G) 721 to 732;
 - (H) 735 to 758.

Sub-subparagraph (g)(ii)(F) is missing a semicolon at the end.

This compilation was editorially changed to insert a semicolon at the end of sub-subparagraph (g)(ii)(F) in column 2 of item 11607 of Schedule 1 to correct the punctuation.

Schedule 1 (items 51300 and 51303, column 2)

Kind of editorial change

Give effect to the misdescribed amendments as intended

Details of editorial change

Schedule 1 item 105 of the *Health Insurance Legislation Amendment (2022 Measures No. 1) Regulations 2022* instructs to omit “\$580.95” and substitute “\$590.25” in column 2 of items 51300 and 51303 of Schedule 1.

The fee of “\$580.95” appears twice in column 2 of items 51300 and 51303 of Schedule 1.

This compilation was editorially changed to omit “\$580.95” (wherever occurring) in column 2 of items 51300 and 51303 of Schedule 1 and substitute “\$590.25” to give effect to the misdescribed amendments as intended.

Schedule 1 (items 51800 and 51803, column 2)

Kind of editorial change

Give effect to the misdescribed amendments as intended

Details of editorial change

Schedule 1 item 108 of the *Health Insurance Legislation Amendment (2022 Measures No. 1) Regulations 2022* instructs to omit “\$580.95” and substitute “\$590.25” in column 2 of items 51800 and 51803 of Schedule 1.

The fee of “\$580.95” appears twice in column 2 of items 51800 and 51803 of Schedule 1.

This compilation was editorially changed to omit “\$580.95” (wherever occurring) in column 2 of items 51800 and 51803 of Schedule 1 and substitute “\$590.25” to give effect to the misdescribed amendments as intended.

Renewable Energy (Electricity) Regulations 2001, Compilation No. 79, Registration Date: 18 July 2022 [F2022C00698]

Regulation 45

Kind of editorial change

Removal of redundant text

Details of editorial change

Schedule 2 item 4 of the *Renewable Energy (Electricity) Amendment (Small-Scale Renewable Energy Scheme Reforms and Other Measures) Regulations 2021* instructs to omit “Clean Energy Council”

and substitute “the scheme operator for the accreditation scheme under which the person or persons who designed and installed the small generation unit were accredited” in regulation 45.

This amendment results in two consecutive occurrences of the word “the”.

This compilation was editorially changed to omit “the the” and substitute “the” in regulation 45 to remove the redundant text.

Subregulation 49(1) (table item 2AE)

Kind of editorial change

Reordering of provisions

Details of editorial change

Schedule 2 item 5 of the *Renewable Energy (Electricity) Amendment (Small-Scale Renewable Energy Scheme Reforms and Other Measures) Regulations 2021* instructs to insert table items 2AF and 2AG after table item 2AD of subregulation 49(1).

This amendment results in table item 2AE of subregulation 49(1) being out of alphanumerical order.

This compilation was editorially changed to move table item 2AE of subregulation 49(1) to the correct alphanumerical position.

Aviation Transport Security Regulations 2005, Compilation No. 72, Registration Date: 11 July 2022 [F2022C00667]

Regulation 10.44 (first occurring)

Kind of editorial change

Renumbering of provisions

Details of editorial change

Schedule 2 item 4 of the *Aviation Transport Security Amendment (Domestic Air Cargo—Regional Airports) Regulations 2021* instructs to add regulation 10.44 at the end of Division 19 of Part 10.

Regulation 10.44 already appears in Division 20 of Part 10.

This compilation was editorially changed by renumbering the newly inserted, first occurring regulation 10.44 as regulation 10.44A.

Health Insurance (Section 3C General Medical Services – Transcatheter Aortic Valve Implantation) Determination 2018, Compilation No. 5, Registration Date: 10 July 2022 [F2022C00663]

Subsection 5(1) (definitions of *TAVI Case Conference* and *TAVI Hospital*)

Kind of editorial change

Give effect to the misdescribed amendments as intended

Details of editorial change

Schedule 1 item 1 of the *Health Insurance (Section 3C General Medical Services – Transcatheter Aortic Valve Implantation) Amendment (Low Risk Surgical Patients and CEP Device) Determination 2022* instructs to omit “items 38495 and 38514” (wherever occurring) and substitute “item 38495, 38514 or 38522” in the definitions of *TAVI Case Conference* and *TAVI Hospital* in subsection 5(1).

The text “items 38495 and 38514” does not appear in the definitions of *TAVI Case Conference* and *TAVI Hospital* in subsection 5(1). However, the text “items 38945 and 38514” does appear.

This compilation was editorially changed to omit “items 38945 and 38514” (wherever occurring) and substitute “item 38495, 38514 or 38522” in the definitions of *TAVI Case Conference* and *TAVI Hospital* in subsection 5(1) to give effect to the misdescribed amendments as intended.

Income Tax Assessment Act 1997, Compilation No. 233, Registration Date: 10 July 2022 [C2022C00200]

Subsections 104-95(5) and 104-100(3), (4) and (5) (formula)

Kind of editorial change

Changes to spelling

Details of editorial change

Subsections 104-95(5) and 104-100(3), (4) and (5) contain formulas that refer to “expresesed” rather than “expressed”.

This compilation was editorially changed to omit “expresesed” (wherever occurring) and substitute “expressed” in subsections 104-95(5) and 104-100(3), (4) and (5) to correct the spelling.

Business Names Registration (Transitional and Consequential Provisions) Act 2011, Compilation No. 4, Registration Date: 6 July 2022 [C2022C00194]

Subitem 11(5) of Schedule 1 (note)

Kind of editorial change

Update to a reference of a law or a provision

Details of editorial change

This compilation was editorially changed to update a reference from the Business Names Registration Bill to the Business Names Registration Act in the note to subitem 11(5) of Schedule 1.