



# **Legislation (Exemptions and Other Matters) Amendment (Sunsetting and Disallowance Exemptions) Regulation 2016**

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I, General the Honourable Sir Peter Cosgrove AK MC (Ret'd), Governor-General of the Commonwealth of Australia, acting with the advice of the Federal Executive Council, make the following regulation.

Dated 08 December 2016

Peter Cosgrove  
Governor-General

By His Excellency's Command

George Brandis QC  
Attorney-General

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## Contents

1	Name.....	1
2	Commencement .....	1
3	Authority.....	1
4	Schedules .....	1
<b>Schedule 1—Amendments</b>		<b>2</b>
<i>Legislation (Exemptions and Other Matters) Regulation 2015</i>		<i>2</i>



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## 1 Name

This is the *Legislation (Exemptions and Other Matters) Amendment (Sunsetting and Disallowance Exemptions) Regulation 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 day after this instrument is registered.	10 December 2016

Note: This table relates only to the provisions of this instrument as originally made.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 Schedules

Each instrument that is specified in a Schedule to this instrument is amended or repealed as set out in the applicable items in the Schedule concerned, and any other item in a Schedule to this instrument has effect according to its terms.

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## Schedule 1—Amendments

### *Legislation (Exemptions and Other Matters) Regulation 2015*

#### **1 Section 7 (table item 12, paragraph (a))**

Omit “section 9A”, substitute “section 11”.

#### **2 Section 7 (table item 13)**

Repeal the item.

#### **3 Section 10 (after table item 23)**

Insert:

23A Each of the following:

- (a) a determination made under subsection 7(2), 54(1) or 232(1) of the *National Vocational Education and Training Regulator Act 2011*;
- (b) an instrument made under paragraph 157(1)(p) of that Act;
- (c) a direction made under subsection 160(1) or 181(1) of that Act;
- (d) an instrument made under subsection 185(1), 186(1), 187(1), 188(1) or 189(1) of that Act

#### **4 Section 12 (table item 5)**

Repeal the item, substitute:

5 Each of the following:

- (a) a statement made under subsection 8(1) of the *Airspace Act 2007*;
- (b) a regulation made under that Act;
- (c) an instrument relating to aviation safety made under a regulation made under that Act

#### **5 Section 12 (after table item 8)**

Insert:

8A A regulation made under the *Australian National Registry of Emissions Units Act 2011*

#### **6 Section 12 (after table item 9)**

Insert:

9A Each of the following:

- (a) an instrument made under the *Australian Participants in British Nuclear Tests (Treatment) Act 2006*;
- (b) a regulation made under that Act

#### **7 Section 12 (after table item 10)**

Insert:

10A A regulation made under the *Australian War Memorial Act 1980*

#### **8 Section 12 (after table item 22)**

Insert:

22A A regulation made under the *Defence Service Homes Act 1918*

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**9 Section 12 (after table item 31)**

Insert:

- 31A Each of the following:
- (a) an instrument made under subsection 21(1) of the *Gene Technology Act 2000*;
  - (b) a determination made under subsection 78(1) of that Act

**10 Section 12 (after table item 38)**

Insert:

- 38A The *Migration Regulations 1994*

**11 Section 12 (after table item 41)**

Insert:

- 41A A regulation made under the *Mutual Assistance in Criminal Matters Act 1987*

**12 Section 12 (after table item 42)**

Insert:

- 42A Each of the following:
- (a) a determination made under section 10 or 75 of the *National Greenhouse and Energy Reporting Act 2007*;
  - (b) a rule made under section 22XS of that Act;
  - (c) a regulation made under that Act;
  - (d) an instrument made under a regulation made under that Act

**13 Section 12 (after table item 44)**

Insert:

- 44A Each of the following:
- (a) a determination made under subsection 54(1) or 232(1) of the *National Vocational Education and Training Regulator Act 2011*;
  - (b) an instrument made under paragraph 157(1)(p) of that Act;
  - (c) a direction made under subsection 160(1) or 181(1) of that Act;
  - (d) an instrument made under subsection 185(1), 186(1), 187(1), 188(1) or 189(1) of that Act

**14 Section 12 (after table item 45)**

Insert:

- 45A A regulation made under the *Papua New Guinea (Members of the Forces Benefits) Act 1957*

**15 Section 12 (after table item 56)**

Insert:

- 56A A regulation made under the *Renewable Energy (Electricity) Act 2000*

**16 Section 12 (after table item 57)**

Insert:

- 57A A Proclamation made under section 7, 8, 10B, 12 or 13B of the *Seas and Submerged Lands Act 1973*

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**17 Section 12 (table item 65)**

Repeal the item, substitute:

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| 65 | Each of the following: <ul style="list-style-type: none"><li>(a) a determination made for the purposes of the definition of <b><i>non-warlike service</i></b> or <b><i>warlike service</i></b> in subsection 5C(1) of the <i>Veterans' Entitlements Act 1986</i>;</li><li>(b) an instrument made under section 29, 69B, 105 or 117 of that Act;</li><li>(c) a determination made for the purposes of the definition of <b><i>hazardous service</i></b> in subsection 120(7) of that Act;</li><li>(d) a regulation made under that Act</li></ul>   |
| 66 | A regulation made under the <i>War Graves Act 1980</i>  |
| 67 | Each of the following: <ul style="list-style-type: none"><li>(a) a Basin Plan adopted under section 44 of the <i>Water Act 2007</i>;</li><li>(b) an amendment of a Basin Plan adopted under section 23B or 48 of that Act;</li><li>(c) an amendment of a Basin Plan made under a regulation made under that Act;</li><li>(d) a decision to accredit a water resource plan under section 63 of that Act;</li><li>(e) a decision to accredit an amendment of a water resource plan under section 65 of that Act;</li><li>(f) a rule made under section 92 or 97 of that Act;</li><li>(g) a regulation made under that Act</li></ul> |