





# **Statute Update Act 2016**

**No. 61, 2016**

**An Act to make various amendments of the statute law of the Commonwealth, and for related purposes**

Note: An electronic version of this Act is available on the Federal Register of Legislation (<https://www.legislation.gov.au/>)



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# Statute Update Act 2016

No. 61, 2016

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## **An Act to make various amendments of the statute law of the Commonwealth, and for related purposes**

[Assented to 23 September 2016]

The Parliament of Australia enacts:

### **1 Short title**

This Act is the *Statute Update Act 2016*.

### **2 Commencement**

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

<b>Commencement information</b>		
<b>Column 1</b>	<b>Column 2</b>	<b>Column 3</b>
<b>Provisions</b>	<b>Commencement</b>	<b>Date/Details</b>
1. The whole of this Act	The 28th day after this Act receives the Royal Assent.	21 October 2016

Note: This table relates only to the provisions of this Act as originally enacted.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

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

### **3 Schedules**

Legislation that is specified in a Schedule to this Act is amended or repealed as set out in the applicable items in the Schedule concerned, and any other item in a Schedule to this Act has effect according to its terms.

## **Schedule 1—References to dollar penalties**

### ***Aboriginal and Torres Strait Islander Heritage Protection Act 1984***

**1 Subsection 22(1) (paragraph (a) of the penalty)**

Omit “\$10,000 or imprisonment for 5 years”, substitute “imprisonment for 5 years or 100 penalty units”.

**2 Subsection 22(1) (paragraph (b) of the penalty)**

Omit “\$50,000”, substitute “500 penalty units”.

**3 Subsection 22(2) (paragraph (a) of the penalty)**

Omit “\$5,000 or imprisonment for 2 years”, substitute “imprisonment for 2 years or 50 penalty units”.

**4 Subsection 22(2) (paragraph (b) of the penalty)**

Omit “\$25,000”, substitute “250 penalty units”.

**5 Subsection 22(3)**

Omit “\$500”, substitute “5 penalty units”.

**6 Subsection 22(4)**

Omit “\$100”, substitute “1 penalty unit”.

**7 Paragraph 23(3)(a)**

Omit “a fine not exceeding \$2,000 or imprisonment for a period not exceeding 12 months”, substitute “imprisonment for a period not exceeding 12 months or a fine not exceeding 20 penalty units”.

**8 Paragraph 23(3)(b)**

Omit “\$10,000”, substitute “100 penalty units”.

***Aboriginal and Torres Strait Islanders (Queensland Reserves and Communities Self-management) Act 1978***

**9 Subsection 10(10)**

Omit "\$20", substitute "1 penalty unit".

***Aboriginal Land Grant (Jervis Bay Territory) Act 1986***

**10 Subsection 48(3) (penalty)**

Omit "\$1,000", substitute "10 penalty units".

**11 Subsection 48(4) (penalty)**

Omit "\$5,000 or imprisonment for 2 years", substitute "Imprisonment for 2 years or 50 penalty units".

***Aboriginal Land (Lake Condah and Framlingham Forest) Act 1987***

**12 Paragraph 15(3)(a)**

Omit "\$500", substitute "5 penalty units".

**13 Paragraph 15(3)(b)**

Omit "\$2,500", substitute "25 penalty units".

**14 Paragraph 15(4)(a)**

Omit "\$100", substitute "1 penalty unit".

**15 Paragraphs 15(4)(b) and 23(3)(a)**

Omit "\$500", substitute "5 penalty units".

**16 Paragraph 23(3)(b)**

Omit "\$2,500", substitute "25 penalty units".

**17 Paragraph 23(4)(a)**

Omit "\$100", substitute "1 penalty unit".

**18 Paragraph 23(4)(b)**

Omit "\$500", substitute "5 penalty units".

**19 Subsection 30(1) (subparagraph (a)(i) of the penalty)**

Omit "\$5,000", substitute "50 penalty units".

**20 Subsection 30(1) (subparagraph (a)(ii) of the penalty)**

Omit "\$25,000", substitute "250 penalty units".

**21 Subsection 30(1) (subparagraph (b)(i) of the penalty)**

Omit "\$1,000", substitute "10 penalty units".

**22 Subsection 30(1) (subparagraph (b)(ii) of the penalty)**

Omit "\$5,000", substitute "50 penalty units".

**23 Section 35 (paragraph (a) of the penalty)**

Omit "\$2,000", substitute "20 penalty units".

**24 Section 35 (paragraph (b) of the penalty)**

Omit "\$10,000", substitute "100 penalty units".

***ANL Act 1956***

**25 Subsection 52(1) (penalty)**

Omit "\$1,000", substitute "10 penalty units".

***Antarctic Marine Living Resources Conservation Act 1981***

**26 Paragraph 8(1A)(c)**

Omit "\$50,000", substitute "500 penalty units".

**27 Paragraph 8(1A)(d)**

Omit "\$100,000", substitute "1,000 penalty units".

**28 Paragraph 8(1)(a)**

Omit "\$50,000", substitute "500 penalty units".

**29 Paragraph 8(1)(b)**

Omit “\$100,000”, substitute “1,000 penalty units”.

**30 Subsection 10(1) (paragraph (a) of the penalty)**

Omit “\$5,000”, substitute “50 penalty units”.

**31 Subsection 10(1) (paragraph (b) of the penalty)**

Omit “\$10,000”, substitute “100 penalty units”.

**32 Subsection 14(3)**

Omit “\$100”, substitute “1 penalty unit”.

**33 Subsection 16(6)**

Omit “\$1,000”, substitute “10 penalty units”.

**34 Paragraph 18(3)(a)**

Omit “\$5,000”, substitute “50 penalty units”.

**35 Paragraph 18(3)(b)**

Omit “\$10,000”, substitute “100 penalty units”.

**36 Subparagraph 24(1)(b)(i)**

Omit “\$2,000 or \$200”, substitute “20 penalty units or 2 penalty units”.

**37 Subparagraph 24(1)(b)(ii)**

Omit “\$5,000 or \$500”, substitute “50 penalty units or 5 penalty units”.

***Atomic Energy Act 1953***

**38 Subsection 36(1) (paragraph (a) of the penalty)**

Omit “\$2,000”, substitute “20 penalty units”.

**39 Subsection 36(1) (paragraph (b) of the penalty)**

Omit “\$10,000”, substitute “100 penalty units”.

**40 Subsection 37(2) (paragraph (a) of the penalty)**

Omit “\$2,000”, substitute “20 penalty units”.

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**41 Subsection 37(2) (paragraph (b) of the penalty)**

Omit "\$10,000", substitute "100 penalty units".

**42 Subsection 37(4) (paragraph (a) of the penalty)**

Omit "\$2,000", substitute "20 penalty units".

**43 Subsection 37(4) (paragraph (b) of the penalty)**

Omit "\$10,000", substitute "100 penalty units".

**44 Subsection 41D(1) (paragraph (a) of the penalty)**

Omit "\$2,000", substitute "20 penalty units".

**45 Subsection 41D(1) (paragraph (b) of the penalty)**

Omit "\$10,000", substitute "100 penalty units".

**46 Subsection 41D(2) (paragraph (a) of the penalty)**

Omit "\$2,000", substitute "20 penalty units".

**47 Subsection 41D(2) (paragraph (b) of the penalty)**

Omit "\$10,000", substitute "100 penalty units".

**48 Subsection 41E(1) (penalty)**

Omit "\$1,000", substitute "10 penalty units".

***Australian Hearing Services Act 1991***

**49 Subsection 66(1) (penalty)**

Omit "\$3,000", substitute "30 penalty units".

***Australian Institute of Health and Welfare Act 1987***

**50 Subsection 29(1) (penalty)**

Omit "\$2,000 or imprisonment for 12 months", substitute "Imprisonment for 12 months or 20 penalty units".

***Australian Institute of Marine Science Act 1972***

**51 Section 51**

Omit "\$100", substitute "1 penalty unit".

***Australian National Maritime Museum Act 1990***

**52 Paragraph 54(1)(f)**

Omit "\$500", substitute "5 penalty units".

***Australian Sports Commission Act 1989***

**53 Paragraph 58(e)**

Omit "\$500", substitute "5 penalty units".

***Australian Trade and Investment Commission Act 1985***

**54 Subsection 94(2) (penalty)**

Omit "\$2,000 or imprisonment for 1 year", substitute "Imprisonment for 12 months or 20 penalty units".

**55 Section 97**

Omit all the words after "and in", substitute "particular prescribing penalties, not exceeding a fine of 5 penalty units, for offences against the regulations".

***Australian War Memorial Act 1980***

**56 Paragraph 42(d)**

Omit "\$500", substitute "5 penalty units".

***Bankruptcy Act 1966***

**57 Subsection 77AA(3) (penalty)**

Omit "\$3,000", substitute "30 penalty units".

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**58 Paragraph 263A(a)**

Omit “a fine not exceeding \$200, or imprisonment for a period not exceeding 6 months”, substitute “imprisonment for a period not exceeding 6 months or a fine not exceeding 2 penalty units”.

**59 Subsection 264C(1) (penalty)**

Omit “\$1,000 or imprisonment for 6 months”, substitute “Imprisonment for 6 months or 10 penalty units”.

**60 Subsection 264D(1)**

Omit “a fine not exceeding \$1,000 or imprisonment for 6 months”, substitute “imprisonment for a period not exceeding 6 months or a fine not exceeding 10 penalty units”.

**61 Subsection 264E(1) (penalty)**

Omit “\$1,000 or imprisonment for 6 months”, substitute “Imprisonment for 6 months or 10 penalty units”.

**62 Subsection 313(7)**

Omit “\$200”, substitute “2 penalty units”.

***Biological Control Act 1984*****63 Subsections 43(1) and 45(1) (penalty)**

Omit “\$1,000 or imprisonment for 6 months”, substitute “Imprisonment for 6 months or 10 penalty units”.

**64 Subsection 47(2)**

Omit “\$5,000”, substitute “50 penalty units”.

**65 Subsection 47(4)**

Omit “a fine not exceeding \$2,000 or imprisonment for a period not exceeding one year”, substitute “imprisonment for a period not exceeding 12 months or a fine not exceeding 20 penalty units”.

**66 Subsections 48(1) and 51(1) (penalty)**

Omit “\$2,000 or imprisonment for one year”, substitute “Imprisonment for 12 months or 20 penalty units”.

**67 Subsection 51(2) (paragraph (a) of the penalty)**

Omit “\$2,000 or imprisonment for one year”, substitute “imprisonment for 12 months or 20 penalty units”.

**68 Subsection 51(2) (paragraph (b) of the penalty)**

Omit “\$10,000”, substitute “100 penalty units”.

***Building Industry Act 1985***

**69 Subsection 5(11) (penalty)**

Omit “\$10,000”, substitute “100 penalty units”.

***Canberra Water Supply (Googong Dam) Act 1974***

**70 Subsection 7(3) (penalty)**

Repeal the penalty, substitute:

Penalty: 2 penalty units.

**71 Subsections 8(3) and 9(4) (penalty)**

Omit “\$200”, substitute “2 penalty units”.

**72 Paragraph 16(3)(a)**

Omit “a fine not exceeding \$200 or imprisonment for a term not exceeding 6 months”, substitute “imprisonment for a term not exceeding 6 months or a fine not exceeding 2 penalty units”.

**73 Paragraph 16(3)(b)**

Omit “a fine not exceeding \$2,000 or imprisonment for a term not exceeding 2 years”, substitute “imprisonment for a term not exceeding 2 years or a fine not exceeding 20 penalty units”.

**74 Sections 18 and 19 (penalty)**

Omit “\$200”, substitute “2 penalty units”.

**75 Subsection 21(1) (penalty)**

Omit “\$200”, substitute “2 penalty units”.

***Census and Statistics Act 1905***

**76 Subsection 20(3)**

Omit “a fine not exceeding \$2,000 or imprisonment for a period not exceeding 12 months”, substitute “imprisonment for a period not exceeding 12 months or a fine not exceeding 20 penalty units”.

**77 Section 27**

Omit “\$500”, substitute “5 penalty units”.

***Cheques Act 1986***

**78 Subsection 68(7)**

Omit “\$10,000”, substitute “100 penalty units”.

***Child Support (Assessment) Act 1989***

**79 Section 164**

Omit “\$1,000”, substitute “10 penalty units”.

***Child Support (Registration and Collection) Act 1988***

**80 Subsections 23(7), 33(2) and 34(2)**

Omit “\$1,000”, substitute “10 penalty units”.

**81 Subsection 57(1)**

Omit “\$2,000”, substitute “20 penalty units”.

**82 Subsection 58(1) (penalty)**

Omit “\$1,000”, substitute “10 penalty units”.

**83 Subsection 60(1)**

Omit “\$2,000”, substitute “20 penalty units”.

**84 Subsections 61(3) and 72A(2) (penalty)**

Omit “\$1,000”, substitute “10 penalty units”.

**85 Subsection 111(3)**

Omit "\$1,000", substitute "10 penalty units".

**86 Subsections 119(1) and 120(3)**

Omit "\$2,000", substitute "20 penalty units".

**87 Subsection 121(3)**

Omit "a fine not exceeding \$5,000 or imprisonment for a period not exceeding 12 months", substitute "imprisonment for a period not exceeding 12 months or a fine not exceeding 50 penalty units".

**88 Section 125**

Omit "\$500", substitute "5 penalty units".

***Christmas Island Act 1958***

**89 Subsection 12B(1) (penalty)**

Omit "\$200 or imprisonment for 1 month", substitute "Imprisonment for 1 month or 2 penalty units".

**90 Subsection 12B(2) (penalty)**

Omit "\$1,000 or imprisonment for 6 months", substitute "Imprisonment for 6 months or 10 penalty units".

**91 Paragraph 23(b)**

Omit "not exceeding a fine of \$1,500 or imprisonment for 3 months", substitute "of imprisonment for a period not exceeding 3 months or a fine not exceeding 15 penalty units".

***Cocos (Keeling) Islands Act 1955***

**92 Subsection 15AE(2) (penalty)**

Omit "\$200 or imprisonment for 1 month", substitute "Imprisonment for 1 month or 2 penalty units".

**93 Subsection 15AE(3) (penalty)**

Omit "\$1,000 or imprisonment for 6 months", substitute "Imprisonment for 6 months or 10 penalty units".

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**94 Paragraph 20(a)**

Omit “not exceeding a fine of \$1,500 or imprisonment for 3 months”, substitute “of imprisonment for a period not exceeding 3 months or a fine not exceeding 15 penalty units”.

***Commerce (Trade Descriptions) Act 1905***

**95 Subsection 6(1) (penalty)**

Omit “\$1,000”, substitute “10 penalty units”.

**96 Subsection 9(1) (penalty)**

Omit “\$10,000”, substitute “100 penalty units”.

**97 Subsection 12(2)**

Omit “\$10,000”, substitute “100 penalty units”.

***Commonwealth Electoral Act 1918***

**98 Section 78 (penalty)**

Omit “\$2,000 or imprisonment for 12 months”, substitute “Imprisonment for 12 months or 20 penalty units”.

**99 Subsection 103(1) (penalty)**

Omit “\$1,000”, substitute “10 penalty units”.

**100 Section 195 (penalty)**

Omit “\$1,000”, substitute “10 penalty units”.

**101 Subsection 196(1) (penalty)**

Omit “\$500”, substitute “5 penalty units”.

**102 Sections 197 and 198 (penalty)**

Omit “\$1,000”, substitute “10 penalty units”.

**103 Subsection 200J(1) (penalty)**

Omit “\$500”, substitute “5 penalty units”.

**104 Section 200K (penalty)**

Omit "\$1,000", substitute "10 penalty units".

**105 Subsection 218(1) (penalty)**

Omit "\$1,000 or imprisonment for 6 months", substitute "Imprisonment for 6 months or 10 penalty units".

**106 Subsections 245(15) and (15C) (penalty)**

Omit "\$50", substitute "1 penalty unit".

**107 Section 271 (penalty)**

Omit "\$1,000", substitute "10 penalty units".

**108 Paragraph 315(1)(a)**

Omit "\$5,000", substitute "50 penalty units".

**109 Paragraph 315(1)(b)**

Omit "\$1,000", substitute "10 penalty units".

**110 Subsection 315(2)**

Omit "\$1,000", substitute "10 penalty units".

**111 Subsection 315(3)**

Omit "\$10,000", substitute "100 penalty units".

**112 Subsection 315(4)**

Omit "\$5,000", substitute "50 penalty units".

**113 Subsections 315(6A) and (7) (penalty)**

Omit "\$1,000", substitute "10 penalty units".

**114 Paragraph 315(8)(e)**

Omit "\$100", substitute "1 penalty unit".

**115 Subsections 316(5) and (5A) (penalty)**

Omit "\$1,000", substitute "10 penalty units".

**116 Subsection 316(6) (penalty)**

Omit “\$1,000 or imprisonment for 6 months”, substitute “Imprisonment for 6 months or 10 penalty units”.

**117 Section 323 (penalty)**

Omit “\$1,000 or imprisonment for 6 months”, substitute “Imprisonment for 6 months or 10 penalty units”.

**118 Section 324**

Omit “\$1,000”, substitute “10 penalty units”.

**119 Subsections 325(1) and (2)**

Omit “a fine not exceeding \$1,000 or imprisonment for a period not exceeding 6 months”, substitute “imprisonment for a period not exceeding 6 months or a fine not exceeding 10 penalty units”.

**120 Subsection 325A(1) (penalty)**

Omit “\$1,000 or imprisonment for 6 months”, substitute “Imprisonment for 6 months or 10 penalty units”.

**121 Subsections 326(1) and (2) (penalty)**

Omit “\$5,000 or imprisonment for 2 years”, substitute “Imprisonment for 2 years or 50 penalty units”.

**122 Subsection 327(1) (penalty)**

Omit “\$1,000 or imprisonment for 6 months”, substitute “Imprisonment for 6 months or 10 penalty units”.

**123 Subsection 327(2) (paragraph (a) of the penalty)**

Omit “\$5,000 or imprisonment for 2 years”, substitute “imprisonment for 2 years or 50 penalty units”.

**124 Subsection 327(2) (paragraph (b) of the penalty)**

Omit “\$20,000”, substitute “200 penalty units”.

**125 Paragraph 328(2)(a)**

Omit “\$1,000”, substitute “10 penalty units”.

**126 Paragraph 328(2)(b)**

Omit "\$5,000", substitute "50 penalty units".

**127 Paragraph 329(4)(a)**

Omit "a fine not exceeding \$1,000 or imprisonment for a period not exceeding 6 months", substitute "imprisonment for a period not exceeding 6 months or a fine not exceeding 10 penalty units".

**128 Paragraph 329(4)(b)**

Omit "\$5,000", substitute "50 penalty units".

**129 Section 330**

Omit "a fine not exceeding \$1,000 or imprisonment for a period not exceeding 6 months", substitute "imprisonment for a period not exceeding 6 months or a fine not exceeding 10 penalty units".

**130 Subsection 331(2) (penalty)**

Omit "\$500", substitute "5 penalty units".

**131 Subsection 334(1) (penalty)**

Omit "\$1,000", substitute "10 penalty units".

**132 Subsection 335(1) (penalty)**

Omit "\$500", substitute "5 penalty units".

**133 Subsection 336(3) (penalty)**

Omit "\$1,000", substitute "10 penalty units".

**134 Section 338 (penalty)**

Omit "\$1,000 or imprisonment for 6 months", substitute "Imprisonment for 6 months or 10 penalty units".

**135 Subsections 339(2) and 340(1) (penalty)**

Omit "\$500", substitute "5 penalty units".

**136 Subsection 341(1) (penalty)**

Omit "\$1,000", substitute "10 penalty units".

**137 Section 342 (penalty)**

Omit "\$1,000", substitute "10 penalty units".

**138 Subsection 343(1) (penalty)**

Omit "\$1,000", substitute "10 penalty units".

**139 Subsection 345(3) (paragraph (a) of the penalty)**

Omit "\$500", substitute "5 penalty units".

**140 Subsection 345(3) (paragraph (b) of the penalty)**

Omit "\$2,500", substitute "25 penalty units".

**141 Subsection 346(1) (penalty)**

Omit "\$1,000", substitute "10 penalty units".

**142 Subsection 347(1) (penalty)**

Omit "\$500", substitute "5 penalty units".

**143 Subsection 347(4) (penalty)**

Repeal the penalty, substitute:

Penalty: Imprisonment for 6 months or 10 penalty units, or both.

**144 Subsection 348(1) (penalty)**

Omit "\$500", substitute "5 penalty units".

**145 Subsection 351(1) (paragraph (a) of the penalty)**

Omit "\$1,000", substitute "10 penalty units".

**146 Subsection 351(1) (paragraph (b) of the penalty)**

Omit "\$5,000", substitute "50 penalty units".

**147 Paragraph 384(3)(a)**

Omit "\$5,000", substitute "50 penalty units".

**148 Paragraph 384(3)(b)**

Omit “a fine not exceeding \$2,000 or imprisonment for a period not exceeding 12 months”, substitute “imprisonment for a period not exceeding 12 months or a fine not exceeding 20 penalty units”.

**149 Paragraph 395(a)**

Omit “\$500”, substitute “5 penalty units”.

***Commonwealth Grants Commission Act 1973***

**150 Subsection 23(1) (penalty)**

Omit “\$1,000”, substitute “10 penalty units”.

***Commonwealth Inscribed Stock Act 1911***

**151 Section 51BA (penalty)**

Omit “\$200 or imprisonment for 6 months”, substitute “Imprisonment for 6 months or 2 penalty units”.

***Competition and Consumer Act 2010***

**152 Paragraph 10.68(2)(a)**

Omit “\$2,000”, substitute “20 penalty units”.

**153 Paragraph 10.68(2)(b)**

Omit “\$10,000”, substitute “100 penalty units”.

***Control of Naval Waters Act 1918***

**154 Subsection 6(2) (penalty)**

Repeal the penalty, substitute:

Penalty: 10 penalty units.

**155 Subsection 6A(2) (penalty)**

Omit “\$1,000”, substitute “10 penalty units”.

***Crimes (Biological Weapons) Act 1976***

**156 Paragraph 8(2)(a)**

Omit “\$200,000”, substitute “2,000 penalty units”.

**157 Paragraph 8(2)(b)**

Omit “a fine not exceeding \$10,000, or by imprisonment for a specified period or for life”, substitute “imprisonment for a specified period or for life, or a fine not exceeding 100 penalty units”.

***Crimes (Currency) Act 1981***

**158 Section 6 (paragraph (b) of the penalty)**

Omit “\$75,000”, substitute “750 penalty units”.

**159 Sections 7 and 8 (paragraph (b) of the penalty)**

Omit “\$60,000”, substitute “600 penalty units”.

**160 Section 9 (paragraph (b) of the penalty)**

Omit “\$50,000”, substitute “500 penalty units”.

**161 Section 10 (paragraph (b) of the penalty)**

Omit “\$60,000”, substitute “600 penalty units”.

**162 Subsection 11(2) (paragraph (b) of the penalty)**

Omit “\$50,000”, substitute “500 penalty units”.

**163 Section 12 (paragraph (b) of the penalty)**

Omit “\$50,000”, substitute “500 penalty units”.

**164 Subsection 13(1) (paragraph (b) of the penalty)**

Omit “\$50,000”, substitute “500 penalty units”.

**165 Subsection 14(1) (paragraph (a) of the penalty)**

Omit “\$10,000 or imprisonment for 5 years”, substitute “imprisonment for 5 years or 100 penalty units”.

**166 Subsection 14(1) (paragraph (b) of the penalty)**

Omit “\$20,000”, substitute “200 penalty units”.

**167 Subsection 15(1) (paragraph (a) of the penalty)**

Omit “\$10,000 or imprisonment for 5 years”, substitute “imprisonment for 5 years or 100 penalty units”.

**168 Subsection 15(1) (paragraph (b) of the penalty)**

Omit “\$20,000”, substitute “200 penalty units”.

**169 Section 16 (paragraph (a) of the penalty)**

Omit “\$5,000 or imprisonment for 2 years”, substitute “imprisonment for 2 years or 50 penalty units”.

**170 Section 16 (paragraph (b) of the penalty)**

Omit “\$10,000”, substitute “100 penalty units”.

**171 Section 17 (paragraph (a) of the penalty)**

Omit “\$5,000 or imprisonment for 2 years”, substitute “imprisonment for 2 years or 50 penalty units”.

**172 Section 17 (paragraph (b) of the penalty)**

Omit “\$10,000”, substitute “100 penalty units”.

**173 Section 18 (paragraph (a) of the penalty)**

Omit “\$5,000 or imprisonment for 2 years”, substitute “imprisonment for 2 years or 50 penalty units”.

**174 Section 18 (paragraph (b) of the penalty)**

Omit “\$10,000”, substitute “100 penalty units”.

**175 Subsection 19(1) (paragraph (a) of the penalty)**

Omit “\$5,000 or imprisonment for 2 years”, substitute “imprisonment for 2 years or 50 penalty units”.

**176 Subsection 19(1) (paragraph (b) of the penalty)**

Omit “\$10,000”, substitute “100 penalty units”.

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**177 Section 20 (paragraph (a) of the penalty)**

Omit “\$5,000 or imprisonment for 2 years”, substitute “imprisonment for 2 years or 50 penalty units”.

**178 Section 20 (paragraph (b) of the penalty)**

Omit “\$10,000”, substitute “100 penalty units”.

**179 Subsection 21(1) (paragraph (a) of the penalty)**

Omit “\$2,000 or imprisonment for 6 months”, substitute “imprisonment for 6 months or 20 penalty units”.

**180 Subsection 21(1) (paragraph (b) of the penalty)**

Omit “\$5,000”, substitute “50 penalty units”.

**181 Subsection 21(2) (paragraph (a) of the penalty)**

Omit “\$2,000 or imprisonment for 6 months”, substitute “imprisonment for 6 months or 20 penalty units”.

**182 Subsection 21(2) (paragraph (b) of the penalty)**

Omit “\$5,000”, substitute “50 penalty units”.

**183 Subsection 21(3) (paragraph (a) of the penalty)**

Omit “\$2,000”, substitute “20 penalty units”.

**184 Subsection 21(3) (paragraph (b) of the penalty)**

Omit “\$5,000”, substitute “50 penalty units”.

**185 Subsection 21(4) (paragraph (a) of the penalty)**

Omit “\$2,000”, substitute “20 penalty units”.

**186 Subsection 21(4) (paragraph (b) of the penalty)**

Omit “\$5,000”, substitute “50 penalty units”.

**187 Paragraph 24(3)(a)**

Omit “a fine not exceeding \$2,000 or imprisonment for a period not exceeding 1 year”, substitute “imprisonment for a period not exceeding 12 months or a fine not exceeding 20 penalty units”.

**188 Paragraph 24(3)(b)**

Omit “\$5,000”, substitute “50 penalty units”.

***Crimes (Ships and Fixed Platforms) Act 1992***

**189 Subsection 20(5) (penalty)**

Omit “\$2,000”, substitute “20 penalty units”.

***Currency Act 1965***

**190 Section 22 (penalty)**

Omit “One hundred dollars”, substitute “1 penalty unit”.

***Dairy Produce Act 1986***

**191 Section 113 (paragraph (a) of the penalty)**

Omit “\$2,000 or imprisonment for 12 months”, substitute “imprisonment for 12 months or 20 penalty units”.

**192 Section 113 (paragraph (b) of the penalty)**

Omit “\$10,000”, substitute “100 penalty units”.

**193 Subsection 119(2) (penalty)**

Omit “\$2,000 or imprisonment for 12 months”, substitute “Imprisonment for 12 months or 20 penalty units”.

***Defence Act 1903***

**194 Subsection 61A(2) (penalty)**

Omit “\$40”, substitute “1 penalty unit”.

**195 Paragraph 73F(2)(a)**

Omit “a fine not exceeding \$200 or imprisonment for 6 months or both; or, in the case of a body corporate, a fine not exceeding \$2,000”, substitute “imprisonment for a period not exceeding 6 months or a fine not exceeding 2 penalty units, or both; or, in the case of a body corporate, a fine not exceeding 20 penalty units”.

**196 Subsection 82(1A)**

Omit “a fine of \$200, imprisonment for 6 months”, substitute “imprisonment for 6 months or a fine of 2 penalty units”.

**197 Subsection 82(2A)**

Omit “\$100”, substitute “1 penalty unit”.

**198 Subsection 83(1) (penalty)**

Omit “\$200”, substitute “2 penalty units”.

**199 Subsection 83(2) (penalty)**

Omit “\$500”, substitute “5 penalty units”.

**200 Subsection 83(3) (penalty)**

Omit “\$200”, substitute “2 penalty units”.

**201 Subsections 83(4) and 84(1)**

Omit “\$200”, substitute “2 penalty units”.

**202 Subsection 86(1) (penalty)**

Omit “\$1,000 or imprisonment for 6 months”, substitute “Imprisonment for 6 months or 10 penalty units”.

**203 Section 88 (penalty)**

Omit “\$1,000 or imprisonment for 6 months”, substitute “Imprisonment for 6 months or 10 penalty units”.

**204 Subsections 89(1) and 90(1) (penalty)**

Omit “\$1,000 or imprisonment for 6 months”, substitute “Imprisonment for 6 months or 10 penalty units”.

**205 Subsection 116U(3)**

Omit “\$100”, substitute “1 penalty unit”.

**206 Subsection 116W(5) (penalty)**

Omit “\$1,000”, substitute “10 penalty units”.

**207 Subsection 116Y(1) (penalty)**

Omit “\$5,000 or imprisonment for 2 years”, substitute “Imprisonment for 2 years or 50 penalty units”.

**208 Subsection 116ZB(2)**

Omit “a fine not exceeding \$1,000 or imprisonment for a period not exceeding 6 months”, substitute “imprisonment for a period not exceeding 6 months or a fine not exceeding 10 penalty units”.

**209 Paragraph 116ZD(2)(za)**

Omit “\$500”, substitute “5 penalty units”.

**210 Subsections 118A(1) and (2) (penalty)**

Omit “\$200”, substitute “2 penalty units”.

**211 Subsection 120B(9) (penalty)**

Omit “\$500 or imprisonment for 3 months”, substitute “Imprisonment for 3 months or 5 penalty units”.

**212 Paragraph 124(1)(w)**

Omit “not exceeding a fine of \$2,000 or imprisonment for a period not exceeding 12 months”, substitute “of imprisonment for a period not exceeding 12 months or a fine not exceeding 20 penalty units”.

**213 Paragraph 124(1)(x)**

Omit “\$500”, substitute “5 penalty units”.

***Defence Force Discipline Appeals Act 1955***

**214 Subsections 43(1), 44(1) and 45(1) (penalty)**

Omit “\$1,000 or imprisonment for 6 months”, substitute “Imprisonment for 6 months or 10 penalty units”.

**215 Sections 46 and 47 (penalty)**

Omit “\$1,000 or imprisonment for 6 months”, substitute “Imprisonment for 6 months or 10 penalty units”.

**216 Paragraph 60(h)**

Omit “not exceeding a fine of \$500 or imprisonment for 3 months”, substitute “of imprisonment for a period not exceeding 3 months or a fine not exceeding 5 penalty units”.

***Defence Force Retirement and Death Benefits Act 1973***

**217 Subsections 127(1) and 130(3) (penalty)**

Repeal the penalty, substitute:

Penalty: 1 penalty unit.

**218 Subsection 130(8) (penalty)**

Repeal the penalty, substitute:

Penalty:

- (a) if the offender is a natural person—imprisonment for 3 months or 1 penalty unit; or
- (b) if the offender is a body corporate—5 penalty units.

**219 Paragraph 131(1)(c)**

Omit “\$200”, substitute “2 penalty units”.

***Defence Forces Retirement Benefits Act 1948***

**220 Subsections 69(7) and 85A(3) (penalty)**

Repeal the penalty, substitute:

Penalty: 1 penalty unit.

**221 Subsection 85A(8) (penalty)**

Repeal the penalty, substitute:

Penalty:

- (a) if the offender is a natural person—imprisonment for 3 months or 1 penalty unit; or
- (b) if the offender is a body corporate—5 penalty units.

**222 Paragraph 88(1)(c)**

Omit "\$100", substitute "1 penalty unit".

***Defence Service Homes Act 1918***

**223 Subsection 50A(1) (penalty)**

Omit "Forty dollars", substitute "1 penalty unit".

***Defence (Special Undertakings) Act 1952***

**224 Subsection 29(3)**

Omit "a fine not exceeding \$1,000 or imprisonment for a period not exceeding 6 months", substitute "imprisonment for a period not exceeding 6 months or a fine not exceeding 10 penalty units".

**225 Section 32**

Omit "\$400", substitute "4 penalty units".

***Disability Services Act 1986***

**226 Subsection 27(3) (penalty)**

Omit "\$1,000 or imprisonment for 6 months", substitute "Imprisonment for 6 months or 10 penalty units".

**227 Subsection 29(1)**

Omit "a fine not exceeding \$5,000 or imprisonment for a period not exceeding 2 years", substitute "imprisonment for a period not exceeding 2 years or a fine not exceeding 50 penalty units".

**228 Subsection 29(3)**

Omit "a fine not exceeding \$1,000 or imprisonment for a period not exceeding 6 months", substitute "imprisonment for a period not exceeding 6 months or a fine not exceeding 10 penalty units".

***Environment Protection (Alligator Rivers Region) Act 1978***

**229 Subsections 31(2) and (4) (penalty)**

Omit “\$1,000 or imprisonment for 6 months”, substitute “Imprisonment for 6 months or 10 penalty units”.

***Epidemiological Studies (Confidentiality) Act 1981***

**230 Sections 4, 6 and 10 (penalty)**

Omit “\$1,000 or imprisonment for 6 months”, substitute “Imprisonment for 6 months or 10 penalty units”.

***Explosives Act 1961***

**231 Paragraph 20(a)**

Omit “a fine not exceeding \$1,000 or imprisonment for a term not exceeding 6 months, or both, and in addition, if the offence is a continuing offence, by a fine not exceeding \$200”, substitute “imprisonment for a term not exceeding 6 months or a fine not exceeding 10 penalty units, or both, and in addition, if the offence is a continuing offence, by a fine not exceeding 2 penalty units”.

***Export Control Act 1982***

**232 Subsection 9(1)**

Omit “\$50,000”, substitute “500 penalty units”.

**233 Paragraph 17(3)(b)**

Omit “\$5,000”, substitute “50 penalty units”.

**234 Subsection 21(2)**

Omit “\$100”, substitute “1 penalty unit”.

***Export Finance and Insurance Corporation Act 1991***

**235 Subsection 81(2) (penalty)**

Omit “\$1,000”, substitute “10 penalty units”.

**236 Subsection 91(2)**

Omit "\$500", substitute "5 penalty units".

***Export Inspection Charges Collection Act 1985***

**237 Subsection 9(1) (paragraph (a) of the penalty)**

Omit "\$1,000", substitute "10 penalty units".

**238 Subsection 9(1) (paragraph (b) of the penalty)**

Omit "\$5,000", substitute "50 penalty units".

**239 Subsection 9(1A) (paragraph (a) of the penalty)**

Omit "\$1,000", substitute "10 penalty units".

**240 Subsection 9(1A) (paragraph (b) of the penalty)**

Omit "\$5,000", substitute "50 penalty units".

**241 Subsection 9(2) (paragraph (a) of the penalty)**

Omit "\$1,000", substitute "10 penalty units".

**242 Subsection 9(2) (paragraph (b) of the penalty)**

Omit "\$5,000", substitute "50 penalty units".

**243 Section 10 (paragraph (a) of the penalty)**

Omit "\$1,000 or imprisonment for 6 months", substitute "imprisonment for 6 months or 10 penalty units".

**244 Section 10 (paragraph (b) of the penalty)**

Omit "\$5,000", substitute "50 penalty units".

**245 Subsection 15(8) (penalty)**

Omit "\$1,000 or imprisonment for 6 months", substitute "Imprisonment for 6 months or 10 penalty units".

***Financial Transaction Reports Act 1988***

**246 Subsection 11(5)**

Omit "\$5,000", substitute "50 penalty units".

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***Foreign Proceedings (Excess of Jurisdiction) Act 1984***

**247 Paragraph 18(1)(a)**

Omit “a fine not exceeding \$50,000 or imprisonment for a period not exceeding 12 months”, substitute “imprisonment for a period not exceeding 12 months or a fine not exceeding 500 penalty units”.

**248 Paragraph 18(1)(b)**

Omit “\$250,000”, substitute “2,500 penalty units”.

***Geneva Conventions Act 1957***

**249 Subsection 15(1) (penalty)**

Omit “\$1,000”, substitute “10 penalty units”.

***Hazardous Waste (Regulation of Exports and Imports) Act 1989***

**250 Subsection 43(3) (penalty)**

Omit “\$100”, substitute “1 penalty unit”.

**251 Subsection 45(5) (penalty)**

Omit “\$6,000”, substitute “60 penalty units”.

**252 Subsections 48(3), 52(3) and 53(2) (penalty)**

Omit “\$3,000”, substitute “30 penalty units”.

***Health Insurance Act 1973***

**253 Subsection 19CB(4)**

Omit “\$2,000”, substitute “20 penalty units”.

**254 Subsections 19D(2) and (7)**

Omit “\$100”, substitute “1 penalty unit”.

**255 Subsection 19DA(2) (penalty)**

Omit “\$100”, substitute “1 penalty unit”.

**256 Section 19DB (penalty)**

Omit "\$100", substitute "1 penalty unit".

**257 Subsections 20BA(2) and (4) (penalty)**

Omit "\$500", substitute "5 penalty units".

**258 Subsection 23DNL(1)**

Omit "(1)".

**259 Subsection 23DNL(1) (penalty)**

Omit "\$2000", substitute "20 penalty units".

**260 Subsections 23DQ(2) and (3), 23DR(4), 23DS(6), 124L(1) and 124M(1) (penalty)**

Omit "\$1,000", substitute "10 penalty units".

**261 Subsection 124P(1) (penalty)**

Omit "\$2,000 or imprisonment for 1 year", substitute "Imprisonment for 12 months or 20 penalty units".

**262 Subsection 126(1) (penalty)**

Omit "\$1,000", substitute "10 penalty units".

**263 Subsection 127(2)**

Omit "a fine not exceeding \$1,000 or imprisonment for a period not exceeding 3 months", substitute "imprisonment for a period not exceeding 3 months or a fine not exceeding 10 penalty units".

**264 Subsection 128(1) (penalty)**

Omit "\$500", substitute "5 penalty units".

**265 Subsection 128A(1) (penalty)**

Omit "\$2,000", substitute "20 penalty units".

**266 Subsection 128A(2)**

Omit "\$2,000", substitute "20 penalty units".

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**267 Subsection 128B(1) (penalty)**

Omit “\$10,000 or imprisonment for 5 years”, substitute “Imprisonment for 5 years or 100 penalty units”.

**268 Subsection 128B(2)**

Omit “a fine not exceeding \$10,000 or imprisonment for a period not exceeding 5 years”, substitute “imprisonment for a period not exceeding 5 years or a fine not exceeding 100 penalty units”.

**269 Subsection 129(2) (penalty)**

Omit “\$10,000 or imprisonment for 5 years”, substitute “Imprisonment for 5 years or 100 penalty units”.

**270 Subsections 130(1) and (9) (penalty)**

Omit “\$500”, substitute “5 penalty units”.

**271 Subsection 130AA(3)**

Omit “a fine not exceeding \$1,000 or imprisonment for a period not exceeding 6 months”, substitute “imprisonment for a period not exceeding 6 months or a fine not exceeding 10 penalty units”.

**272 Subsection 133(1)**

Omit all the words after “in”, substitute “particular prescribing penalties, not exceeding a fine of 2 penalty units, for offences against the regulations”.

***High Court of Australia Act 1979*****273 Subsection 19(6) (penalty)**

Omit “\$100”, substitute “1 penalty unit”.

**274 Subsection 43(7)**

Omit “\$200”, substitute “2 penalty units”.

***Historic Shipwrecks Act 1976*****275 Section 9 (paragraph (a) of the penalty)**

Omit “\$2,000”, substitute “20 penalty units”.

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**276 Section 9 (paragraph (b) of the penalty)**

Omit "\$10,000", substitute "100 penalty units".

**277 Subsection 11(4) (paragraph (a) of the penalty)**

Omit "\$5,000 or imprisonment for a period of 2 years", substitute "imprisonment for 2 years or 50 penalty units".

**278 Subsection 11(4) (paragraph (b) of the penalty)**

Omit "\$25,000", substitute "250 penalty units".

**279 Paragraph 13(3)(a)**

Omit "a fine not exceeding \$10,000 or imprisonment for a period not exceeding 5 years", substitute "imprisonment for a period not exceeding 5 years or a fine not exceeding 100 penalty units".

**280 Paragraph 13(3)(b)**

Omit "\$50,000", substitute "500 penalty units".

**281 Subsection 15(5) (penalty)**

Omit "\$2,000 or imprisonment for 2 years", substitute "Imprisonment for 2 years or 20 penalty units".

**282 Section 17 (paragraph (a) of the penalty)**

Omit "\$5,000", substitute "50 penalty units".

**283 Section 17 (paragraph (b) of the penalty)**

Omit "\$25,000", substitute "250 penalty units".

**284 Subsection 22(3) (penalty)**

Omit "\$100", substitute "1 penalty unit".

**285 Paragraph 26(3)(a)**

Omit "a fine not exceeding \$2,000 or imprisonment for a period not exceeding 12 months", substitute "imprisonment for a period not exceeding 12 months or a fine not exceeding 20 penalty units".

**286 Paragraph 26(3)(b)**

Omit "\$10,000", substitute "100 penalty units".

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***Human Services (Medicare) Act 1973***

**287 Paragraph 41C(3)(a)**

Omit "\$2,000", substitute "20 penalty units".

**288 Paragraph 41C(3)(b)**

Omit "\$4,000", substitute "40 penalty units".

***Immigration (Guardianship of Children) Act 1946***

**289 Subsection 6A(3) (penalty)**

Repeal the penalty, substitute:

Penalty for a contravention of this subsection:          Imprisonment  
for 6 months or 2 penalty units.

**290 Section 9 (penalty)**

Omit "Two hundred dollars or imprisonment for six months", substitute  
"Imprisonment for 6 months or 2 penalty units".

**291 Paragraph 12(f)**

Omit "Forty dollars", substitute "1 penalty unit".

***Imported Food Control Act 1992***

**292 Subsection 20(8) (penalty)**

Omit "\$20,000", substitute "200 penalty units".

**293 Subsection 22(4)**

Omit "\$100", substitute "1 penalty unit".

**294 Subsection 32(2) (penalty)**

Omit "\$3,000", substitute "30 penalty units".

**295 Paragraph 43(2)(c)**

Omit "\$1,000", substitute "10 penalty units".

***Income Tax Assessment Act 1936***

**296 Subsection 202EC(4) (penalty)**

Omit "\$1,000", substitute "10 penalty units".

***Inspector-General of Intelligence and Security Act 1986***

**297 Paragraph 18(7)(c)**

Omit "a fine not exceeding \$1,000 or imprisonment for a period not exceeding 6 months", substitute "imprisonment for a period not exceeding 6 months or a fine not exceeding 10 penalty units".

**298 Paragraph 18(7)(d)**

Omit "\$5,000", substitute "50 penalty units".

**299 Subsections 34(1), (1AA) and (1AB) (penalty)**

Omit "\$5,000 or imprisonment for 2 years", substitute "Imprisonment for 2 years or 50 penalty units".

**300 Subsection 34(4)**

Omit "a fine not exceeding \$2,000 or imprisonment for a period not exceeding one year", substitute "imprisonment for a period not exceeding 12 months or a fine not exceeding 20 penalty units".

***International Air Services Commission Act 1992***

**301 Subsection 33(3) (penalty)**

Repeal the penalty, substitute:

Penalty for a contravention of this subsection: 50 penalty units.

**302 Subsection 35(1) (penalty)**

Omit "\$3,000", substitute "30 penalty units".

**303 Subsection 37(1) (penalty)**

Omit "\$5,000", substitute "50 penalty units".

***International Organisations (Privileges and Immunities) Act  
1963***

**304 Subsection 12(1) (penalty)**

Omit "\$1,000", substitute "10 penalty units".

**305 Subsection 12(2)**

Omit "\$1,000", substitute "10 penalty units".

***Marriage Act 1961***

**306 Subsection 95(2) (penalty)**

Omit "\$500 or imprisonment for 6 months", substitute "Imprisonment for 6 months or 5 penalty units".

**307 Subsection 98(2)**

Omit "(2)".

**308 Subsection 98(2) (penalty)**

Omit "\$500 or imprisonment for 6 months", substitute "Imprisonment for 6 months or 5 penalty units".

**309 Sections 99, 100, 101 and 103 (penalty)**

Omit "\$500 or imprisonment for 6 months", substitute "Imprisonment for 6 months or 5 penalty units".

**310 Subsection 104(1)**

Omit "(1)".

**311 Subsection 104(1) (penalty)**

Omit "\$500 or imprisonment for 6 months", substitute "Imprisonment for 6 months or 5 penalty units".

**312 Subsection 105(1) (penalty)**

Omit "\$100", substitute "1 penalty unit".

**313 Section 106 (penalty)**

Omit “\$500 or imprisonment for 6 months”, substitute “Imprisonment for 6 months or 5 penalty units”.

**314 Subsections 108(1) and (2)**

Omit “section 98 and subsection 104(1)”, substitute “sections 98 and 104”.

**315 Paragraph 120(j)**

Omit “\$200”, substitute “2 penalty units”.

***Migration Act 1958***

**316 At the end of subsection 137(7)**

Add:

Penalty: 50 penalty units.

**317 Section 137 (penalty)**

Repeal the penalty.

**318 Subsection 223(7) (penalty)**

Omit “\$30,000”, substitute “300 penalty units”.

**319 Subsections 225(5), 226(5), 227(5) and 228(1) (penalty)**

Omit “\$4,000”, substitute “40 penalty units”.

**320 Subsection 229(2)**

Omit “\$10,000”, substitute “100 penalty units”.

**321 At the end of subsections 230(1) and (1A)**

Add:

Penalty: 100 penalty units.

**322 Section 230 (penalty)**

Repeal the penalty.

**323 Subsection 235(5)**

Omit “\$10,000”, substitute “100 penalty units”.

**324 At the end of subsection 240(1)**

Add:

Penalty: Imprisonment for 10 years or 1,000 penalty units, or both.

**325 Section 240 (penalty)**

Repeal the penalty.

**326 At the end of subsection 241(1)**

Add:

Penalty: Imprisonment for 10 years or 1,000 penalty units, or both.

**327 Section 241 (penalty)**

Repeal the penalty.

**328 Subsection 245(3) (penalty)**

Repeal the penalty, substitute:

Penalty for a contravention of this subsection: 120 penalty units.

**329 Subsection 251(2) (penalty)**

Omit “\$10,000”, substitute “100 penalty units”.

**330 Subsection 259(2) (penalty)**

Omit “\$20,000”, substitute “200 penalty units”.

**331 Paragraph 504(1)(i)**

Omit “\$1,000”, substitute “10 penalty units”.

**332 Paragraph 504(1)(k)**

Omit “not exceeding a fine of \$1,000 or imprisonment for 6 months”, substitute “, of imprisonment for a period not exceeding 6 months or a fine not exceeding 10 penalty units,”.

***Mutual Assistance in Business Regulation Act 1992***

**333 Subsection 15(3) (penalty)**

Repeal the penalty, substitute:

Penalty for a contravention of this subsection: 15 penalty units.

***National Gallery Act 1975***

**334 Paragraph 46(c)**

Omit “\$500”, substitute “5 penalty units”.

***National Health Act 1953***

**335 Subsections 84L(1) and (2) (penalty)**

Omit “\$5,000 or imprisonment for 2 years”, substitute “Imprisonment for 2 years or 50 penalty units”.

**336 Subsection 84L(3) (penalty)**

Omit “\$2,000 or imprisonment for 12 months”, substitute “Imprisonment for 12 months or 20 penalty units”.

**337 Subsection 84L(4) (penalty)**

Repeal the penalty, substitute:

Penalty: Imprisonment for 12 months or 20 penalty units, or both.

**338 Subsection 103(1) (penalty)**

Omit “\$1,000”, substitute “10 penalty units”.

**339 Subsections 103(2) and (3) (penalty)**

Omit “\$2,000 or imprisonment for 12 months”, substitute “Imprisonment for 12 months or 20 penalty units”.

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**340 Subsections 103(4), (4A), (4B) and (5) (penalty)**

Omit “\$5,000 or imprisonment for 2 years”, substitute “Imprisonment for 2 years or 50 penalty units”.

**341 Subsections 128(1) and 129(1) (penalty)**

Omit “\$1,000 or imprisonment for 6 months”, substitute “Imprisonment for 6 months or 10 penalty units”.

**342 At the end of subsections 134(1), (2) and (3)**

Add:

Penalty: Imprisonment for 2 years or 50 penalty units, or both.

**343 Section 134 (penalty)**

Repeal the penalty.

**344 Subsections 135A(1) and (9) (penalty)**

Omit “\$5,000 or imprisonment for 2 years”, substitute “Imprisonment for 2 years or 50 penalty units”.

**345 Paragraph 140(b)**

Omit “\$2,000”, substitute “20 penalty units”.

***National Library Act 1960***

**346 Section 28**

Omit “\$500”, substitute “5 penalty units”.

***National Museum of Australia Act 1980***

**347 Paragraph 44(d)**

Omit “\$500”, substitute “5 penalty units”.

***Norfolk Island Act 1979***

**348 Paragraph 67(b)**

Omit “not exceeding a fine of \$500 or imprisonment for 3 months”, substitute “of imprisonment for a period not exceeding 3 months or a fine not exceeding 5 penalty units”.

***Ombudsman Act 1976***

**349 Subsection 35(2) (penalty)**

Omit “\$500”, substitute “5 penalty units”.

**350 Subsection 36(1) (penalty)**

Omit “\$1,000 or imprisonment for 3 months”, substitute “Imprisonment for 3 months or 10 penalty units”.

***Papua New Guinea (Staffing Assistance) Act 1973***

**351 Subsection 61(3) (penalty)**

Omit “Forty dollars”, substitute “1 penalty unit”.

**352 Subsection 61(8) (penalty)**

Omit “One hundred dollars or imprisonment for three months”, substitute “Imprisonment for 3 months or 1 penalty unit”.

**353 Paragraph 65(1)(b)**

Omit “One hundred dollars”, substitute “1 penalty unit”.

***Parliamentary Commission of Inquiry (Repeal) Act 1986***

**354 Subsection 7(1) (penalty)**

Omit “\$5,000 or imprisonment for 6 months”, substitute “Imprisonment for 6 months or 50 penalty units”.

***Parliamentary Privileges Act 1987***

**355 Subsection 12(1) (paragraph (a) of the penalty)**

Omit "\$5,000 or imprisonment for 6 months", substitute "imprisonment for 6 months or 50 penalty units".

**356 Subsection 12(1) (paragraph (b) of the penalty)**

Omit "\$25,000", substitute "250 penalty units".

**357 Subsection 12(2) (paragraph (a) of the penalty)**

Omit "\$5,000 or imprisonment for 6 months", substitute "imprisonment for 6 months or 50 penalty units".

**358 Subsection 12(2) (paragraph (b) of the penalty)**

Omit "\$25,000", substitute "250 penalty units".

**359 Section 13 (paragraph (a) of the penalty)**

Omit "\$5,000 or imprisonment for 6 months", substitute "imprisonment for 6 months or 50 penalty units".

**360 Section 13 (paragraph (b) of the penalty)**

Omit "\$25,000", substitute "250 penalty units".

***Patents Act 1990***

**361 Paragraph 228(2)(z)**

Omit "\$1,000", substitute "10 penalty units".

***Petroleum Excise (Prices) Act 1987***

**362 Section 6 (paragraph (a) of the penalty)**

Omit "\$2,000 or imprisonment for 12 months", substitute "imprisonment for 12 months or 20 penalty units".

**363 Section 6 (paragraph (b) of the penalty)**

Omit "\$10,000", substitute "100 penalty units".

**364 Subsection 9(3) (penalty)**

Repeal the penalty, substitute:

Penalty for a contravention of this subsection: 10 penalty units.

**365 Subsection 10(7) (paragraph (a) of the penalty)**

Omit "\$1,000 or imprisonment for 6 months", substitute "imprisonment for 6 months or 10 penalty units".

**366 Subsection 10(7) (paragraph (b) of the penalty)**

Omit "\$5,000", substitute "50 penalty units".

***Pooled Development Funds Act 1992***

**367 Subsections 51(1) and (2)**

Omit "\$5,000", substitute "50 penalty units".

***Port Statistics Act 1977***

**368 Subsection 5(3) (penalty)**

Omit "\$500", substitute "5 penalty units".

**369 Subsection 5(6) (penalty)**

Repeal the penalty, substitute:

Penalty for a contravention of this subsection: 5 penalty units.

**370 Subsection 7(1) (penalty)**

Omit "\$1,000 or imprisonment for 3 months", substitute "Imprisonment for 3 months or 10 penalty units".

***Primary Industries Levies and Charges Collection Act 1991***

**371 Subsection 22(4)**

Omit "\$100", substitute "1 penalty unit".

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### ***Privacy Act 1988***

#### **372 Paragraph 46(2)(c)**

Omit “a fine not exceeding \$1,000 or imprisonment for a period not exceeding 6 months”, substitute “imprisonment for a period not exceeding 6 months or a fine not exceeding 10 penalty units”.

#### **373 Paragraph 46(2)(d)**

Omit “\$5,000”, substitute “50 penalty units”.

#### **374 Subsection 65(1) (penalty)**

Omit “\$2,000 or imprisonment for 12 months”, substitute “Imprisonment for 12 months or 20 penalty units”.

#### **375 Subsection 65(3) (penalty)**

Repeal the penalty, substitute:

Penalty for a contravention of this subsection:          Imprisonment  
for 12 months or 20 penalty units, or both.

#### **376 Subsection 66(1) (paragraph (a) of the penalty)**

Omit “\$2,000 or imprisonment for 12 months”, substitute “imprisonment for 12 months or 20 penalty units”.

#### **377 Subsection 66(1) (paragraph (b) of the penalty)**

Omit “\$10,000”, substitute “100 penalty units”.

### ***Proceeds of Crime Act 1987***

#### **378 Paragraph 52(1)(a)**

Omit “a fine not exceeding \$10,000 or imprisonment for a period not exceeding 5 years”, substitute “imprisonment for a period not exceeding 5 years or a fine not exceeding 100 penalty units”.

#### **379 Paragraph 52(1)(b)**

Omit “\$50,000”, substitute “500 penalty units”.

**380 Paragraph 68(2)(a)**

Omit “a fine not exceeding \$10,000 or imprisonment for a period not exceeding 5 years”, substitute “imprisonment for a period not exceeding 5 years or a fine not exceeding 100 penalty units”.

**381 Paragraph 68(2)(b)**

Omit “\$50,000”, substitute “500 penalty units”.

**382 Subsection 73(7)**

Omit “\$100,000”, substitute “1,000 penalty units”.

**383 Paragraph 74(5)(a)**

Omit “a fine not exceeding \$20,000 or imprisonment for a period not exceeding 10 years”, substitute “imprisonment for a period not exceeding 10 years or a fine not exceeding 200 penalty units”.

**384 Paragraph 74(5)(b)**

Omit “\$100,000”, substitute “1,000 penalty units”.

**385 Paragraph 84(3)(a)**

Omit “\$10,000”, substitute “100 penalty units”.

**386 Subparagraph 84(3)(b)(i)**

Omit “a fine not exceeding \$2,000 or imprisonment for a period not exceeding 12 months”, substitute “imprisonment for a period not exceeding 12 months or a fine not exceeding 20 penalty units”.

**387 Subparagraph 84(3)(b)(ii)**

Omit “\$10,000”, substitute “100 penalty units”.

**388 Paragraph 97(2)(a)**

Omit “a fine not exceeding \$10,000 or imprisonment for a period not exceeding 5 years”, substitute “imprisonment for a period not exceeding 5 years or a fine not exceeding 100 penalty units”.

**389 Paragraph 97(2)(b)**

Omit “\$50,000”, substitute “500 penalty units”.

***Protection of Movable Cultural Heritage Act 1986***

**390 Subsection 14(2)**

Omit all the words after “offence”.

**391 At the end of subsection 14(2)**

Add:

Penalty:

- (a) if the person is a natural person—imprisonment for a period not exceeding 5 years or a fine not exceeding 1,000 penalty units, or both; or
- (b) if the person is a body corporate—a fine not exceeding 2,000 penalty units.

**392 Subsection 29(3)**

Omit “\$100”, substitute “1 penalty unit”.

**393 Subsection 39(2)**

Omit “\$1,000”, substitute “10 penalty units”.

**394 Section 43 (penalty)**

Omit “\$2,000 or imprisonment for 12 months”, substitute “Imprisonment for 12 months or 20 penalty units”.

***Protection of the Sea (Shipping Levy Collection) Act 1981***

**395 Subsection 12(2)**

Omit “\$500”, substitute “5 penalty units”.

***Public Works Committee Act 1969***

**396 Section 23 (penalty)**

Omit “Four hundred dollars or imprisonment for one year”, substitute “Imprisonment for 12 months or 4 penalty units”.

**397 Subsection 28(1) (penalty)**

Omit “Four hundred dollars or imprisonment for one year”, substitute “Imprisonment for 12 months or 4 penalty units”.

**398 Section 29 (penalty)**

Omit “Four hundred dollars or imprisonment for one year”, substitute “Imprisonment for 12 months or 4 penalty units”.

**399 Subsection 30(1) (penalty)**

Omit “Four hundred dollars or imprisonment for one year”, substitute “Imprisonment for 12 months or 4 penalty units”.

**400 Section 32 (penalty)**

Omit “Four hundred dollars or imprisonment for one year”, substitute “Imprisonment for 12 months or 4 penalty units”.

***Radiocommunications Act 1992***

**401 Subsection 210(5) (penalty)**

Omit “\$5,000”, substitute “50 penalty units”.

***Referendum (Machinery Provisions) Act 1984***

**402 Subsection 28(1) (penalty)**

Omit “\$1,000 or imprisonment for 6 months”, substitute “Imprisonment for 6 months or 10 penalty units”.

**403 Subsections 45(14) and (14C) (penalty)**

Omit “\$50”, substitute “1 penalty unit”.

**404 Section 66 (penalty)**

Omit “\$1,000”, substitute “10 penalty units”.

**405 Subsection 68(1) (penalty)**

Omit “\$500”, substitute “5 penalty units”.

**406 Sections 69 and 70 (penalty)**

Omit “\$1,000”, substitute “10 penalty units”.

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**407 Subsection 73H(1) (penalty)**

Omit "\$500", substitute "5 penalty units".

**408 Section 73J (penalty)**

Omit "\$1,000", substitute "10 penalty units".

**409 Subsection 93(7) (penalty)**

Omit "\$1,000", substitute "10 penalty units".

**410 Section 116 (penalty)**

Omit "\$1,000 or imprisonment for 6 months", substitute "Imprisonment for 6 months or 10 penalty units".

**411 Section 117**

Omit "\$1,000", substitute "10 penalty units".

**412 Subsections 118(1) and (2)**

Omit "a fine not exceeding \$1,000 or imprisonment for a period not exceeding 6 months", substitute "imprisonment for a period not exceeding 6 months or a fine not exceeding 10 penalty units".

**413 Subsection 118A(1) (penalty)**

Omit "\$1,000 or imprisonment for 6 months", substitute "Imprisonment for 6 months or 10 penalty units".

**414 Subsections 119(1) and (2) (penalty)**

Omit "\$5,000 or imprisonment for 2 years", substitute "Imprisonment for 2 years or 50 penalty units".

**415 Section 120 (penalty)**

Omit "\$1,000 or imprisonment for 6 months", substitute "Imprisonment for 6 months or 10 penalty units".

**416 Paragraph 121(2)(a)**

Omit "\$1,000", substitute "10 penalty units".

**417 Paragraph 121(2)(b)**

Omit "\$5,000", substitute "50 penalty units".

**418 Paragraph 122(4)(a)**

Omit “a fine not exceeding \$1,000 or imprisonment for a period not exceeding 6 months”, substitute “imprisonment for a period not exceeding 6 months or a fine not exceeding 10 penalty units”.

**419 Paragraph 122(4)(b)**

Omit “\$5,000”, substitute “50 penalty units”.

**420 Section 123**

Omit “a fine not exceeding \$1,000 or imprisonment for a period not exceeding 6 months”, substitute “imprisonment for a period not exceeding 6 months or a fine not exceeding 10 penalty units”.

**421 Subsections 124(2) and 126(1) (penalty)**

Omit “\$500”, substitute “5 penalty units”.

**422 Subsections 127(4) and 128(1) (penalty)**

Omit “\$1,000”, substitute “10 penalty units”.

**423 Section 129 (penalty)**

Omit “\$1,000 or imprisonment for 6 months”, substitute “Imprisonment for 6 months or 10 penalty units”.

**424 Subsection 130(1) (penalty)**

Omit “\$1,000 or imprisonment for 6 months”, substitute “Imprisonment for 6 months or 10 penalty units”.

**425 Subsection 130(2) (penalty)**

Repeal the penalty, substitute:

Penalty for a contravention of this subsection: 5 penalty units.

**426 Subsection 131(1) (penalty)**

Omit “\$500”, substitute “5 penalty units”.

**427 Subsection 132(1) (penalty)**

Omit “\$1,000”, substitute “10 penalty units”.

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**428 Section 133 (paragraph (a) of the penalty)**

Omit "\$500", substitute "5 penalty units".

**429 Section 133 (paragraph (b) of the penalty)**

Omit "\$2,500", substitute "25 penalty units".

**430 Subsection 134(2) (penalty)**

Omit "\$500", substitute "5 penalty units".

**431 Subsection 134(4) (penalty)**

Omit "\$1,000 or imprisonment for 6 months", substitute "Imprisonment for 6 months or 10 penalty units".

**432 Subsection 135(1) (penalty)**

Omit "\$500", substitute "5 penalty units".

**433 Subsection 140(3)**

Omit "a fine not exceeding \$2,000 or imprisonment for a period not exceeding 12 months", substitute "imprisonment for a period not exceeding 12 months or a fine not exceeding 20 penalty units".

***Registration of Deaths Abroad Act 1984***

**434 Subsections 21(7) and 22(8) (penalty)**

Omit "\$500", substitute "5 penalty units".

**435 Section 24 (penalty)**

Omit "\$1,000", substitute "10 penalty units".

***Scout Association Act 1924***

**436 Sections 2 and 4 (penalty)**

Omit "Ten dollars", substitute "1 penalty unit".

***Sea Installations Act 1987***

**437 Section 51 (paragraph (a) of the penalty)**

Omit “\$50,000”, substitute “500 penalty units”.

**438 Section 51 (paragraph (b) of the penalty)**

Omit “\$250,000”, substitute “2,500 penalty units”.

**439 Subsection 55(3) (penalty)**

Repeal the penalty, substitute:

Penalty for a contravention of this subsection:

- (a) in the case of a natural person—500 penalty units; or
- (b) in the case of a body corporate—2,500 penalty units.

**440 Paragraph 57(3)(a)**

Omit “a fine not exceeding \$100,000 or imprisonment for a term not exceeding 10 years”, substitute “imprisonment for a term not exceeding 10 years or a fine not exceeding 1,000 penalty units”.

**441 Paragraph 57(3)(b)**

Omit “\$500,000”, substitute “5,000 penalty units”.

**442 Subsection 61(2) (penalty)**

Omit “\$100”, substitute “1 penalty unit”.

**443 Subsection 63(2) (paragraph (a) of the penalty)**

Omit “\$2,000 or imprisonment for 12 months”, substitute “imprisonment for 12 months or 20 penalty units”.

**444 Subsection 63(2) (paragraph (b) of the penalty)**

Omit “\$10,000”, substitute “100 penalty units”.

**445 Subparagraph 65(4)(a)(i)**

Omit “\$5,000”, substitute “50 penalty units”.

**446 Subparagraph 65(4)(a)(ii)**

Omit “\$25,000”, substitute “250 penalty units”.

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**447 Subparagraph 65(4)(b)(i)**

Omit “a fine not exceeding \$5,000 or imprisonment for a term not exceeding 2 years”, substitute “imprisonment for a term not exceeding 2 years or a fine not exceeding 50 penalty units”.

**448 Subparagraph 65(4)(b)(ii)**

Omit “\$25,000”, substitute “250 penalty units”.

**449 Subparagraph 77(j)(i)**

Omit “\$5,000”, substitute “50 penalty units”.

**450 Subparagraph 77(j)(ii)**

Omit “\$25,000”, substitute “250 penalty units”.

***Service and Execution of Process Act 1992***

**451 Subsection 84(3) (penalty)**

Omit “\$3,000”, substitute “30 penalty units”.

***Shipping Registration Act 1981***

**452 Paragraph 26(2)(a)**

Omit “\$1,000”, substitute “10 penalty units”.

**453 Paragraph 26(2)(b)**

Omit “\$2,000”, substitute “20 penalty units”.

**454 Paragraph 65(8)(a)**

Omit “\$500”, substitute “5 penalty units”.

**455 Paragraph 65(8)(b)**

Omit “\$1,000”, substitute “10 penalty units”.

**456 Paragraph 68(2)(a)**

Omit “\$2,000”, substitute “20 penalty units”.

**457 Paragraph 68(2)(b)**

Omit “\$5,000”, substitute “50 penalty units”.

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**458 Paragraph 69(2)(a)**

Omit "\$2,000", substitute "20 penalty units".

**459 Paragraph 69(2)(b)**

Omit "\$5,000", substitute "50 penalty units".

**460 Subsection 73(2) (paragraph (a) of the penalty)**

Omit "\$1,000 or imprisonment for 6 months", substitute "imprisonment for 6 months or 10 penalty units".

**461 Subsection 73(2) (paragraph (b) of the penalty)**

Omit "\$2,000", substitute "20 penalty units".

**462 Paragraph 74(3)(a)**

Omit "a fine not exceeding \$2,000 or imprisonment for a period not exceeding 12 months", substitute "imprisonment for a period not exceeding 12 months or a fine not exceeding 20 penalty units".

**463 Paragraph 74(3)(b)**

Omit "\$5,000", substitute "50 penalty units".

**464 Paragraph 74(4)(a)**

Omit "\$1,000", substitute "10 penalty units".

**465 Paragraph 74(4)(b)**

Omit "\$2,000", substitute "20 penalty units".

**466 Paragraph 74(4A)(a)**

Omit "a fine not exceeding \$5,000 or imprisonment for a period not exceeding 2 years", substitute "imprisonment for a period not exceeding 2 years or a fine not exceeding 50 penalty units".

**467 Paragraph 74(4A)(b)**

Omit "\$20,000", substitute "200 penalty units".

**468 Paragraph 74(4B)(a)**

Omit "\$500", substitute "5 penalty units".

**469 Paragraph 74(4B)(b)**

Omit “\$1,000”, substitute “10 penalty units”.

**470 Paragraph 74(4C)(a)**

Omit “a fine not exceeding \$2,000 or imprisonment for a period not exceeding 6 months”, substitute “imprisonment for a period not exceeding 6 months or a fine not exceeding 20 penalty units”.

**471 Paragraph 74(4C)(b)**

Omit “\$5,000”, substitute “50 penalty units”.

**472 Paragraph 75(3)(a)**

Omit “a fine not exceeding \$2,000 or imprisonment for a period not exceeding 12 months”, substitute “imprisonment for a period not exceeding 12 months or a fine not exceeding 20 penalty units”.

**473 Paragraph 75(3)(b)**

Omit “\$5,000”, substitute “50 penalty units”.

***South Pacific Nuclear Free Zone Treaty Act 1986***

**474 Paragraph 16(a)**

Omit “a fine not exceeding \$100,000 or imprisonment for a period not exceeding 20 years”, substitute “imprisonment for a period not exceeding 20 years or a fine not exceeding 1,000 penalty units”.

**475 Paragraph 16(b)**

Omit “\$500,000”, substitute “5,000 penalty units”.

**476 Subsection 20(2) (penalty)**

Omit “\$100”, substitute “1 penalty unit”.

**477 Subsection 24(3)**

Omit “\$1,000”, substitute “10 penalty units”.

**478 Subsection 28(1) (penalty)**

Omit “\$1,000 or imprisonment for 6 months”, substitute “Imprisonment for 6 months or 10 penalty units”.

**479 Paragraph 34(2)(a)**

Omit “a fine not exceeding \$10,000 or imprisonment for a period not exceeding 5 years”, substitute “imprisonment for a period not exceeding 5 years or a fine not exceeding 100 penalty units”.

**480 Paragraph 34(2)(b)**

Omit “\$50,000”, substitute “500 penalty units”.

***Student Assistance Act 1973***

**481 Subsection 12ZU(4) (penalty)**

Omit “\$10,000 or imprisonment for 2 years”, substitute “Imprisonment for 2 years or 100 penalty units”.

**482 Paragraph 56(1)(d)**

Omit “not exceeding a fine of \$1,000 or imprisonment for 6 months”, substitute “of imprisonment for a period not exceeding 6 months or a fine not exceeding 10 penalty units”.

***Submarine Cables and Pipelines Protection Act 1963***

**483 Subsection 7(1) (penalty)**

Omit “\$2,000, or imprisonment for 12 months”, substitute “Imprisonment for 12 months or 20 penalty units”.

**484 Subsection 7(1A) (penalty)**

Omit “\$1,000, or imprisonment for 3 months”, substitute “Imprisonment for 3 months or 10 penalty units”.

**485 Subsection 10(2)**

Omit “exceeding One thousand dollars or imprisonment for a term exceeding three months”, substitute “of imprisonment for a term exceeding 3 months or a pecuniary penalty exceeding 10 penalty units”.

***Superannuation Act 1922***

**486 Subsection 142(2) (penalty)**

Repeal the penalty, substitute:

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Penalty for a contravention of this subsection: 1 penalty unit.

***Taxation Administration Act 1953***

**487 Subsection 14Z(2)**

Omit "\$1,000", substitute "10 penalty units".

***Trust Recoupment Tax Assessment Act 1985***

**488 Section 14**

Omit "\$500", substitute "5 penalty units".

***Veterans' Entitlements Act 1986***

**489 Subsections 32(6), (7) and (10) (penalty)**

Omit "\$1,000 or imprisonment for 6 months", substitute "Imprisonment for 6 months or 10 penalty units".

**490 Subsection 32(11) (penalty)**

Omit "\$2,000 or imprisonment for 12 months", substitute "Imprisonment for 12 months or 20 penalty units".

**491 Subsections 54(6) and 54A(6) (penalty)**

Omit "\$1,000 or imprisonment for 6 months", substitute "Imprisonment for 6 months or 10 penalty units".

**492 Subsection 93B(1) (penalty)**

Omit "\$2,000", substitute "20 penalty units".

**493 Subsection 93B(2)**

Omit "\$2,000", substitute "20 penalty units".

**494 Subsection 93C(1) (penalty)**

Omit "\$10,000 or imprisonment for 5 years", substitute "Imprisonment for 5 years or 100 penalty units".

**495 Subsections 93C(2), 93D(8) and 93E(8)**

Omit “a fine not exceeding \$10,000 or imprisonment for a period not exceeding 5 years”, substitute “imprisonment for a period not exceeding 5 years or a fine not exceeding 100 penalty units”.

**496 Subsection 93J(3)**

Omit “a fine not exceeding \$1,000 or imprisonment for a period not exceeding 6 months”, substitute “imprisonment for a period not exceeding 6 months or a fine not exceeding 10 penalty units”.

**497 Subsection 128(4) (penalty)**

Omit “\$1,000 or imprisonment for 6 months”, substitute “Imprisonment for 6 months or 10 penalty units”.

**498 Subsection 128(5) (penalty)**

Omit “\$2,000 or imprisonment for 12 months”, substitute “Imprisonment for 12 months or 20 penalty units”.

**499 Subsections 168(1) and 169(1) (penalty)**

Omit “\$1,000 or imprisonment for 6 months”, substitute “Imprisonment for 6 months or 10 penalty units”.

**500 Subsection 169(2) (penalty)**

Repeal the penalty, substitute:

Penalty for a contravention of this subsection: Imprisonment for 12 months or 20 penalty units, or both.

**501 Subsection 205A(3) (paragraph (a) of the penalty)**

Omit “\$2,000 or imprisonment for one year”, substitute “imprisonment for 12 months or 20 penalty units”.

**502 Subsection 205A(3) (paragraph (b) of the penalty)**

Omit “\$10,000”, substitute “100 penalty units”.

**503 Subsections 208(2), (3) and (4) (penalty)**

Omit “\$1,000 or imprisonment for 6 months”, substitute “Imprisonment for 6 months or 10 penalty units”.

**504 Subsection 208(5)**

Omit “a fine not exceeding \$2,000 or imprisonment for a period not exceeding 12 months”, substitute “imprisonment for a period not exceeding 12 months or a fine not exceeding 20 penalty units”.

**505 Subsection 208(7)**

Omit “a fine not exceeding \$1,000 or imprisonment for a period not exceeding 6 months”, substitute “imprisonment for a period not exceeding 6 months or a fine not exceeding 10 penalty units”.

***War Gratuity Act 1945***

**506 Section 29 (penalty)**

Omit “Two hundred dollars or imprisonment for six months”, substitute “Imprisonment for 6 months or 2 penalty units”.

**507 Paragraph 32(c)**

Omit “One hundred dollars”, substitute “1 penalty unit”.

***World Health Organization Act 1947***

**508 Section 6**

Omit “(not exceeding a fine of \$1,000 or imprisonment for twelve months)”, substitute “, of imprisonment for a period not exceeding 12 months or a fine not exceeding 10 penalty units,”.

## **Schedule 2—References to “maximum penalty”**

### ***A New Tax System (Luxury Car Tax) Act 1999***

#### **1 Subsection 9-10(4) (penalty)**

Omit “Maximum penalty”, substitute “Penalty”.

#### **2 Section 9-30 (penalty)**

Omit “Maximum penalty”, substitute “Penalty”.

### ***Australian Radiation Protection and Nuclear Safety Act 1998***

#### **3 Subsection 12(1)**

Omit “(1)”.

#### **4 Subsection 12(2)**

Repeal the subsection.

#### **5 Subsections 30(1) and (2), 31(1) and (2), 41(3) and 62(4) (penalty)**

Omit “Maximum penalty”, substitute “Penalty”.

#### **6 Subsection 67(2) (penalty)**

Omit “Maximum penalty”, substitute “Penalty for contravention of this subsection”.

#### **7 Subsection 80(1) (penalty)**

Omit “Maximum penalty”, substitute “Penalty”.

#### **8 Subsection 80(2) (penalty)**

Omit “Maximum penalty”, substitute “Penalty for contravention of this subsection”.

***Child Support (Registration and Collection) Act 1988***

**9 Section 72F (penalty)**

Omit “Maximum penalty”, substitute “Penalty”.

**10 Subsection 72U(3) (penalty)**

Omit “Maximum penalty”, substitute “Penalty”.

**11 Subsection 72U(5) (penalty)**

Omit “Maximum penalty”, substitute “Penalty for contravention of this subsection”.

***Commonwealth Electoral Act 1918***

**12 Subsections 189B(1), (2) and (3) (penalty)**

Omit “Maximum penalty”, substitute “Penalty”.

***Criminal Code Act 1995***

**13 Subsections 71.2(1) and 71.3(1) of the *Criminal Code* (penalty)**

Omit “Maximum penalty”, substitute “Penalty”.

**14 Subsections 71.4(1), 71.5(1), 71.6(1), 71.7(1), 71.8(1), 71.9(1) and 71.10(1) of the *Criminal Code* (penalties)**

Omit “Maximum penalty”, substitute “Penalty”.

**15 Subsection 71.11(1) of the *Criminal Code* (penalty)**

Omit “Maximum penalty”, substitute “Penalty”.

**16 Section 71.12 of the *Criminal Code* (penalty)**

Omit “Maximum penalty”, substitute “Penalty”.

***Customs Act 1901***

**17 Subsections 233BAA(4) and (5) (penalty)**

Repeal the penalty, substitute:

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Penalty: Imprisonment for 5 years or 1,000 penalty units, or both.

**18 Subsections 233BAB(5) and (6) (penalty)**

Repeal the penalty, substitute:

Penalty: Imprisonment for 10 years or 2,500 penalty units, or both.

***Defence Act 1903***

**19 Subsections 106(1) and 107(1) (penalty)**

Omit “Maximum penalty”, substitute “Penalty”.

***Defence Reserve Service (Protection) Act 2001***

**20 Subsections 15(2), 16(3), 17(2), 18(4), 19(2) and 20(2) (penalty)**

Omit “Maximum penalty”, substitute “Penalty for contravention of this subsection”.

**21 Subsection 21(2) (second occurring)**

Omit “(2) A”, substitute “(3) A”.

**22 Subsection 21(2) (second occurring) (penalty)**

Omit “Maximum penalty”, substitute “Penalty for contravention of this subsection”.

**23 Subsections 22(2) and 23(3) (penalty)**

Omit “Maximum penalty”, substitute “Penalty for contravention of this subsection”.

***Defence (Special Undertakings) Act 1952***

**24 Subsections 9(1) and (2) and 11(4) (penalty)**

Omit “Maximum penalty”, substitute “Penalty”.

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**25 Subsection 11(5) (penalty)**

Omit “Maximum penalty”, substitute “Penalty for contravention of this subsection”.

**26 Section 12 (penalty)**

Omit “Maximum penalty”, substitute “Penalty”.

**27 Subsections 13(1) and 14(3) (penalty)**

Omit “Maximum penalty”, substitute “Penalty”.

**28 Section 16 (penalty)**

Omit “Maximum penalty”, substitute “Penalty”.

**29 Subsection 17(1) (penalty)**

Omit “Maximum penalty”, substitute “Penalty”.

**30 Subsections 23(2) and 31(2) (penalty)**

Omit “Maximum penalty”, substitute “Penalty for contravention of this subsection”.

***Designs Act 2003***

**31 Subsections 109(1) and 131(1) (penalty)**

Omit “Maximum penalty”, substitute “Penalty”.

**32 Subsection 131(2) (penalty)**

Omit “Maximum penalty”, substitute “Penalty for contravention of this subsection”.

**33 Subsections 132(1), (2) and (3), 133(1), 134(1) and 135(1) (penalty)**

Omit “Maximum penalty”, substitute “Penalty”.

***Education Services for Overseas Students Act 2000***

**34 Subsections 8(1) and 101(1) (penalty)**

Omit “Maximum penalty”, substitute “Penalty”.

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**35 Sections 107 and 108 (penalty)**

Omit “Maximum penalty”, substitute “Penalty”.

**36 Subsection 109(5) (penalty)**

Omit “Maximum penalty”, substitute “Penalty for contravention of this subsection”.

**37 Subsection 120(1) (penalty)**

Omit “Maximum penalty”, substitute “Penalty”.

**38 Section 121 (penalty)**

Omit “Maximum penalty”, substitute “Penalty”.

**39 Subsections 122(1) and 134(1) (penalty)**

Omit “Maximum penalty”, substitute “Penalty”.

**40 Section 135 (penalty)**

Omit “Maximum penalty”, substitute “Penalty”.

**41 Subsection 136(1) (penalty)**

Omit “Maximum penalty”, substitute “Penalty”.

**42 Subsection 155(2) (penalty)**

Omit “Maximum penalty”, substitute “Penalty for contravention of this subsection”.

**43 Subsection 162(3) (penalty)**

Omit “Maximum penalty”, substitute “Penalty”.

***Financial Sector (Business Transfer and Group Restructure)  
Act 1999***

**44 Subsections 16(4) and 31(4) (penalty)**

Omit “Maximum penalty”, substitute “Penalty”.

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***Fisheries Management Act 1991***

**45 Sections 57, 57F and 57L (penalty)**

Omit “Maximum penalty”, substitute “Penalty”.

***Health Insurance Act 1973***

**46 Subsections 23DZZF(1), 23DZZG(1), 23DZZZE(1) and 23DZZZF(1) (penalty)**

Omit “Maximum penalty”, substitute “Penalty”.

**47 Sections 106ZPN, 106ZPO and 106ZPP (penalty)**

Omit “Maximum penalty”, substitute “Penalty”.

***Horticulture Marketing and Research and Development Services Act 2000***

**48 Subsection 21(1) (penalty)**

Omit “Maximum penalty”, substitute “Penalty”.

**49 Subsection 21(2) (penalty)**

Omit “Maximum penalty”, substitute “Penalty for contravention of this subsection”.

***Income Tax (Transitional Provisions) Act 1997***

**50 Subsection 121-25(2) (penalty)**

Omit “Maximum penalty”, substitute “Penalty”.

***Migration Act 1958***

**51 Subsection 268BH(1) (penalty)**

Omit “Maximum penalty”, substitute “Penalty”.

**52 Section 268BI (penalty)**

Omit “Maximum penalty”, substitute “Penalty”.

**53 Subsections 268BJ(1) and 268CL(1) (penalty)**

Omit “Maximum penalty”, substitute “Penalty”.

**54 Section 268CM (penalty)**

Omit “Maximum penalty”, substitute “Penalty”.

**55 Subsection 268CN(1)**

Omit “Maximum penalty”, substitute “Penalty”.

**56 Subsection 268CV(2) (penalty)**

Omit “Maximum penalty”, substitute “Penalty for contravention of this subsection”.

**57 Subsection 268CZA(2)**

Omit “Maximum penalty”, substitute “Penalty”.

***Mutual Assistance in Criminal Matters Act 1987***

**58 Sections 34U, 34V and 34W (penalty)**

Omit “Maximum penalty”, substitute “Penalty”.

***Offshore Minerals Act 1994***

**59 Section 11**

Repeal the section.

**60 Section 38 (penalty)**

Omit “Maximum penalty”, substitute “Penalty”.

**61 Section 44 (note 1)**

Omit “Note 1”, substitute “Note”.

**62 Section 44 (note 2)**

Repeal the note.

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**63 Sections 123, 124, 125, 183, 184, 185, 259, 261, 262, 308, 309 and 310 (penalty)**

Omit “Maximum penalty”, substitute “Penalty”.

**64 Subsections 364(3) and 372(1) (penalty)**

Omit “Maximum penalty”, substitute “Penalty”.

**65 Subsection 372(3) (penalty)**

Omit “Maximum penalty”, substitute “Penalty for contravention of this subsection”.

**66 Subsection 374(1) (penalty)**

Omit “Maximum penalty”, substitute “Penalty”.

**67 Subsection 374(2) (penalty)**

Omit “Maximum penalty”, substitute “Penalty for contravention of this subsection”.

**68 Section 384 (penalty)**

Omit “Maximum penalty”, substitute “Penalty”.

**69 Subsection 385(1) (penalty)**

Omit “Maximum penalty”, substitute “Penalty”.

**70 Subsection 385(2) (penalty)**

Omit “Maximum penalty”, substitute “Penalty for contravention of this subsection”.

**71 Subsections 391(1) and 404(3) (penalty)**

Omit “Maximum penalty”, substitute “Penalty”.

**72 Subsection 405(1) (note)**

Repeal the note.

**73 Subsection 423(1) (penalty)**

Omit “Maximum penalty”, substitute “Penalty”.

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***Petroleum (Timor Sea Treaty) Act 2003***

**74 Section 6 (penalty)**

Omit “Maximum penalty”, substitute “Penalty”.

**75 Subsection 7(1) (penalty)**

Omit “Maximum penalty”, substitute “Penalty”.

**76 Subsection 8(2) (penalty)**

Omit “Maximum penalty”, substitute “Penalty for contravention of this subsection”.

***Product Grants and Benefits Administration Act 2000***

**77 Section 6**

Repeal the section.

***Prohibition of Human Cloning for Reproduction Act 2002***

**78 Section 9 (penalty)**

Omit “Maximum penalty”, substitute “Penalty”.

**79 Subsection 10(1) (penalty)**

Omit “Maximum penalty”, substitute “Penalty”.

**80 Subsection 10(2) (penalty)**

Omit “Maximum penalty”, substitute “Penalty for contravention of this subsection”.

**81 Subsection 12(1) (penalty)**

Omit “Maximum penalty”, substitute “Penalty”.

**82 Sections 13 and 14 (penalty)**

Omit “Maximum penalty”, substitute “Penalty”.

**83 Subsection 15(1) (penalty)**

Omit “Maximum penalty”, substitute “Penalty”.

**84 Sections 16, 17 and 18 (penalty)**

Omit “Maximum penalty”, substitute “Penalty”.

**85 Subsections 19(1) and (2) (penalty)**

Omit “Maximum penalty”, substitute “Penalty”.

**86 Subsection 19(3) (penalty)**

Omit “Maximum penalty”, substitute “Penalty for contravention of this subsection”.

**87 Subsections 20(1), (2) and (3) and 21(1) and (2) (penalty)**

Omit “Maximum penalty”, substitute “Penalty”.

**88 Sections 22, 23 and 23A (penalty)**

Omit “Maximum penalty”, substitute “Penalty”.

**89 At the end of subsections 23B(1) and (2)**

Add:

Penalty: Imprisonment for 10 years.

**90 Section 23B (penalty)**

Repeal the penalty.

***Referendum (Machinery Provisions) Act 1984***

**91 Subsections 62B(1), (2) and (3) (penalty)**

Omit “Maximum penalty”, substitute “Penalty”.

***Research Involving Human Embryos Act 2002***

**92 Subsection 10(1) (penalty)**

Omit “Maximum penalty”, substitute “Penalty”.

**93 Sections 10A, 10B and 11 (penalty)**

Omit “Maximum penalty”, substitute “Penalty”.

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**94 Subsections 12(1), 30(1) and (2) and 34(3) (penalty)**

Omit “Maximum penalty”, substitute “Penalty”.

***Space Activities Act 1998***

**95 Section 53 (penalty)**

Omit “Maximum penalty”, substitute “Penalty”.

**96 Subsection 58(4) (penalty)**

Omit “Maximum penalty”, substitute “Penalty for contravention of this subsection”.

**97 Subsections 92(1), (3) and (4), 94(3) and 96(2) (penalty)**

Omit “Maximum penalty”, substitute “Penalty”.

**98 Subsection 101(5) (penalty)**

Omit “Maximum penalty”, substitute “Penalty for contravention of this subsection”.

**99 Section 103 (penalty)**

Omit “Maximum penalty”, substitute “Penalty”.

***Superannuation (Unclaimed Money and Lost Members) Act 1999***

**100 Subsections 13(2), 15(2) and 48(5) (penalty)**

Omit “Maximum penalty”, substitute “Penalty for contravention of this subsection”.

***Tradex Scheme Act 1999***

**101 Subsections 26(1), 27(1), 28(1), 29(1) and 30(1) (penalty)**

Omit “Maximum penalty”, substitute “Penalty”.

**102 Sections 31 and 32 (penalty)**

Omit “Maximum penalty”, substitute “Penalty”.

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**103 Subsection 45(5) (penalty)**

Omit “Maximum penalty”, substitute “Penalty”.

## **Schedule 3—Prima facie evidence provisions**

### ***Agricultural and Veterinary Chemicals (Administration) Act 1992***

#### **1 Subsection 69ES(2)**

Omit “is evidence”, substitute “is prima facie evidence”.

### ***Agricultural and Veterinary Chemicals Code Act 1994***

#### **2 Subsection 149(2) of the Code set out in the Schedule**

Omit “is evidence”, substitute “is prima facie evidence”.

### ***Air Navigation Act 1920***

#### **3 Section 5**

Omit “is evidence”, substitute “is prima facie evidence”.

### ***A New Tax System (Australian Business Number) Act 1999***

#### **4 Subsections 27(1) and (3)**

Omit “as evidence”, substitute “as prima facie evidence”.

### ***A New Tax System (Family Assistance) (Administration) Act 1999***

#### **5 Subsection 183(1)**

Omit “is evidence”, substitute “is prima facie evidence”.

### ***Civil Aviation Act 1988***

#### **6 Subsection 4A(8)**

Omit “is evidence”, substitute “is prima facie evidence”.

***Civil Aviation (Carriers' Liability) Act 1959***

**7 Subsection 8(3)**

Omit "is evidence", substitute "is prima facie evidence".

**8 Subsection 18(2)**

Omit "is evidence", substitute "is prima facie evidence".

**9 Subsection 22(2)**

Omit "is evidence", substitute "is prima facie evidence".

**10 Subsection 25C(2)**

Omit "is evidence", substitute "is prima facie evidence".

**11 Subsection 25N(2)**

Omit "is evidence", substitute "is prima facie evidence".

***Commonwealth Places (Application of Laws) Act 1970***

**12 Subsection 17(1)**

Omit "evidence", substitute "prima facie evidence".

***Competition and Consumer Act 2010***

**13 Subsection 90A(9)**

Omit "evidence", substitute "prima facie evidence".

**14 Subsection 93A(8)**

Omit "evidence", substitute "prima facie evidence".

***Consular Privileges and Immunities Act 1972***

**15 Subsection 12(2)**

Omit "is evidence", substitute "is prima facie evidence".

***Crimes (Ships and Fixed Platforms) Act 1992***

**16 Section 32**

Omit “evidence”, substitute “prima facie evidence”.

***Customs Act 1901***

**17 Subsection 275A(6)**

Omit “is evidence”, substitute “is prima facie evidence”.

***Diplomatic and Consular Missions Act 1978***

**18 Subsection 6(2)**

Omit “is evidence”, substitute “is prima facie evidence”.

***Diplomatic Privileges and Immunities Act 1967***

**19 Subsection 14(2)**

Omit “is evidence”, substitute “is prima facie evidence”.

***Family Law Act 1975***

**20 Subsection 56(3)**

Omit “evidence”, substitute “prima facie evidence”.

***Foreign States Immunities Act 1985***

**21 Section 41**

Omit “evidence”, substitute “prima facie evidence”.

***Health Insurance Act 1973***

**22 Paragraph 132(2)(a)**

Omit “is evidence”, substitute “is prima facie evidence”.

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***Immigration (Guardianship of Children) Act 1946***

**23 Section 4A**

Omit “is evidence”, substitute “is prima facie evidence”.

***Income Tax Assessment Act 1936***

**24 Subsection 128C(8)**

Omit “is evidence”, substitute “is prima facie evidence”.

**25 Subsection 128W(6)**

Omit “is evidence”, substitute “is prima facie evidence”.

***Insurance Act 1973***

**26 Subsection 124(1)**

Omit “evidence”, substitute “prima facie evidence”.

***International Organisations (Privileges and Immunities) Act  
1963***

**27 Subsection 11(2)**

Omit “is evidence”, substitute “is prima facie evidence”.

***International Tax Agreements Act 1953***

**28 Subsection 20(4)**

Omit “evidence”, substitute “prima facie evidence”.

***Migration Act 1958***

**29 Subsections 270(1) and (2)**

Omit “evidence”, substitute “prima facie evidence”.

**30 Paragraphs 271(1)(c) and (i)**

Omit “is evidence”, substitute “is prima facie evidence”.

***National Disability Insurance Scheme Act 2013***

**31 Subsection 200(1)**

Omit “is evidence”, substitute “is prima facie evidence”.

***National Health Act 1953***

**32 Paragraph 139A(2)(a)**

Omit “is evidence”, substitute “is prima facie evidence”.

***Offshore Minerals Act 1994***

**33 Subsections 357(1) and (3)**

Omit “evidence”, substitute “prima facie evidence”.

**34 Subsection 359(2)**

Omit “evidence”, substitute “prima facie evidence”.

**35 Subsection 411(2)**

Omit “is evidence”, substitute “is prima facie evidence”.

***Paid Parental Leave Act 2010***

**36 Subsection 138(1)**

Omit “is evidence”, substitute “is prima facie evidence”.

***Public Order (Protection of Persons and Property) Act 1971***

**37 Paragraph 13(1)(a)**

Omit “is evidence”, substitute “is prima facie evidence”.

**38 Paragraph 21(2)(a)**

Omit “is evidence”, substitute “is prima facie evidence”.

***Social Security (Administration) Act 1999***

**39 Subsection 223(1)**

Omit “is evidence”, substitute “is prima facie evidence”.

***Trade Marks Act 1995***

**40 Subsection 210(3)**

Omit “evidence”, substitute “prima facie evidence”.

***Tradex Scheme Act 1999***

**41 Subsections 41(1), (2), (3), (4) and (5)**

Omit “is evidence”, substitute “is prima facie evidence”.

***Weapons of Mass Destruction (Prevention of Proliferation)  
Act 1995***

**42 Section 18**

Omit “evidence”, substitute “prima facie evidence”.

## **Schedule 4—References to aircraft registered in accordance with the Civil Aviation Regulations 1988**

### ***Antarctic Treaty (Environment Protection) Act 1980***

**1 Subsection 3(1) (paragraph (a) of the definition of *Australian property*)**

Omit “in accordance with the Civil Aviation Regulations as an Australian aircraft”, substitute “under regulations made under the *Civil Aviation Act 1988*”.

### ***Crimes (Aviation) Act 1991***

**2 Section 3 (paragraph (a) of the definition of *Australian aircraft*)**

Omit “as an Australian aircraft”.

### ***Crimes (Currency) Act 1981***

**3 Subsection 23(2) (paragraph (a) of the definition of *Australian aircraft*)**

Omit “in accordance with the Civil Aviation Regulations as an Australian aircraft”, substitute “under regulations made under the *Civil Aviation Act 1988*”.

### ***Maritime Powers Act 2013***

**4 Section 8 (paragraph (a) of the definition of *Australian aircraft*)**

Omit “the *Civil Aviation Safety Regulations 1998* as an Australian aircraft”, substitute “regulations made under the *Civil Aviation Act 1988*”.

**5 Section 8 (definition of *Civil Aviation Regulations*)**

Repeal the definition.

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*[Minister's second reading speech made in—  
House of Representatives on 1 September 2016  
Senate on 15 September 2016]*

*(85/16)*

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*No. 61, 2016*

*Statute Update Act 2016*

*77*