

**DELEGATED LEGISLATION MONITOR
28 FEBRUARY - 3 MARCH 2011**

This week at a glance

There were 117 disallowable instruments tabled in the Parliament. These were made under 37 separate enabling Acts, through 14 Departments of State.

Regulations

14 of the 117 instruments were Regulations, comprising

- 1 made as primary instrument; and
- 13 made as amending instruments

Instrument makers

55 instruments were made by the Governor-General or Ministers

62 instruments were made by Public Officials

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**DELEGATED LEGISLATION TABLED IN THE SENATE
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DEPARTMENT OF STATE	NUMBER OF INSTRUMENTS
Department of Agriculture, Fisheries and Forestry	6
Attorney-General's Department	2
Department of Broadband, Communications and the Digital Economy	2
Department of Climate Change and Energy Efficiency	2
Department of Defence	6
Department of Education, Employment and Workplace Relations	3
Department of Finance and Deregulation	5
Department of Health and Ageing	8
Department of Immigration and Citizenship	5
Department of Infrastructure, Transport, Regional Development and Local Government	1
Department of Infrastructure and Transport	33
Department of the Prime Minister and Cabinet	1
Department of Sustainability, Environment, Water, Population and Communities	20
Department of the Treasury	23
Total	117

**DELEGATED LEGISLATION TABLED IN THE SENATE
28 FEBRUARY - 3 MARCH 2011**

**ALPHABETICAL LIST OF ENABLING ACTS AND NUMBER OF INSTRUMENTS
MADE UNDER EACH ACT**

<i>Aged Care Act 1997</i>	1
<i>Airports Act 1996</i>	1
<i>Appropriation Act (No. 1) 2005-2006</i>	1
<i>Appropriation Act (No. 1) 2009-2010</i>	2
<i>Appropriation Act (No. 4) 2004-2005</i>	1
<i>Australian Prudential Regulation Authority Act 1998</i>	1
<i>Banking Act 1959</i>	1
<i>Civil Aviation Act 1988</i>	31
<i>Commonwealth Authorities and Companies Act 1997</i>	1
<i>Commonwealth Places (Mirror Taxes) Act 1998</i>	1
<i>Competition and Consumer Act 2010</i>	10
<i>Corporations Act 1989</i>	1
<i>Corporations Act 2001</i>	5
<i>Defence Act 1903</i>	4
<i>Environment Protection and Biodiversity Conservation Act 1999</i>	19
<i>Family Law Act 1975</i>	1
<i>Financial Management and Accountability Act 1997</i>	1
<i>Fisheries Management Act 1991</i>	4
<i>Higher Education Support Act 2003</i>	2
<i>Income Tax Assessment Act 1936</i>	2
<i>Income Tax Assessment Act 1997</i>	2
<i>International Arbitration Act 1974</i>	1
<i>Migration Act 1958</i>	5
<i>Military Rehabilitation and Compensation Act 2004</i>	1
<i>Motor Vehicle Standards Act 1989</i>	2
<i>National Health Act 1953</i>	6
<i>Norfolk Island Act 1979</i>	1
<i>Primary Industries (Excise) Levies Act 1999</i>	1
<i>Primary Industries Levies and Charges Collection Act 1991</i>	1
<i>Private Health Insurance Act 2007</i>	1
<i>Remuneration Tribunal Act 1973</i>	1
<i>Renewable Energy (Electricity) Act 2000</i>	1
<i>Renewable Energy (Electricity) Amendment Act 2010</i>	1
<i>Taxation Administration Act 1953</i>	1
<i>Telecommunications (Interception and Access) Act 1979</i>	2
<i>Veterans' Entitlements Act 1986</i>	1
<i>Water Act 2007</i>	1
Total	119

(Some instruments are made under more than one enabling Act. The number of instruments listed under enabling Acts is, therefore, greater than the number of instruments.)

DEPARTMENT OF AGRICULTURE, FISHERIES AND FORESTRY

Direction Not to Engage in Fishing — Fisheries Closures (Saving) Direction 2011 under s41A of the *Fisheries Management Act 1991* [F2011L00273]

Fisheries Management Act 1991

Made 8/02/2011
Tabled 28/02/2011 S 21/02/2011 HR

Summary Specifies various fisheries closures.

Primary Industries (Excise) Levies Amendment Regulations 2011 (No. 1) Select Legislative Instrument 2011 No. 8 [F2011L00333]

Primary Industries (Excise) Levies Act 1999

Made 24/02/2011
Tabled 2/03/2011 S 2/03/2011 HR

Summary Specify the rate of research and development levy on ginger growers.

Eastern Tuna and Billfish Fishery Fishing Season Determination 2011 under section 1.3 of the *Eastern Tuna and Billfish Fishery Management Plan 2010* [F2011L00234]

Fisheries Management Act 1991

Made 27/02/2011
Tabled 28/02/2011 S 21/02/2011 HR

Summary Determines the fishing season in the Eastern Tuna and Billfish Fishery.

Primary Industries Levies and Charges Collection Amendment Regulations 2011 (No. 1) Select Legislative Instrument 2011 No. 9 [F2011L00331]

Primary Industries Levies and Charges Collection Act 1991

Made 24/02/2011
Tabled 2/03/2011 S 2/03/2011 HR

Summary Provide for the collection of levies and charges that are imposed on ginger growers.

Fisheries Management (Eastern Tuna and Billfish Fishery) Amendment Regulations 2011 (No. 1) Select Legislative Instrument 2011 No. 7 [F2011L00314]

Fisheries Management Act 1991

Made 24/02/2011
Tabled 2/03/2011 S 2/03/2011 HR

Summary Remove a redundant provision from, and update a reference to a Management Plan, in the principal Regulations.

Verified Count Determination 2011 under subsection 22(2) of the *Southern Bluefin Tuna Fishery Management Plan 1995* [F2011L00235]

Fisheries Management Act 1991

Made 1/02/2011
Tabled 28/02/2011 S 21/02/2011 HR

Summary Determines the manner in which the verified count is to be carried out when an operator transfers Southern Bluefin Tuna from a tow cage to a farm.

ATTORNEY-GENERAL'S DEPARTMENT**Family Law Amendment Rules 2011 (No. 1)
Select Legislative Instrument 2011 No. 15
[F2011L00328]***Family Law Act 1975*

Made 24/02/2011
Tabled 2/03/2011 S 2/03/2011 HR

Summary Make technical and drafting amendments to the principal Rules.

**International Arbitration Regulations 2011
Select Legislative Instrument 2011 No. 10
[F2011L00330]***International Arbitration Act 1974*

Made 24/02/2011
Tabled 2/03/2011 S 2/03/2011 HR

Summary Prescribe the Australian Centre for International Commercial Arbitration for the purposes of subsections 18(1) and (2) of the *International Arbitration Act 1974*.

DEPARTMENT OF BROADBAND, COMMUNICATIONS AND THE DIGITAL ECONOMY

**Telecommunications (Interception and Access)
(Emergency Service Facilities— New South Wales)
Instrument 2011 under subsection 6 (2D) of the
*Telecommunications (Interception and Access) Act
1979*
[F2011L00305]**

*Telecommunications (Interception and Access) Act
1979*

Made 21/02/2011
Tabled 28/02/2011 S 28/02/2011 HR

Summary Revokes and replaces a previous instrument which specifies the geographical location of emergency service facilities operated by the New South Wales Rural Fire Service.

**Telecommunications (Interception and Access)
(Staff Members of Tasmania and South Australia
Police) Declaration 2011 under section 6N of the
*Telecommunications (Interception and Access) Act
1979*
[F2011L00237]**

*Telecommunications (Interception and Access) Act
1979*

Made 8/02/2011
Tabled 28/02/2011 S 21/02/2011 HR

Summary Declares that persons employed by or seconded to the Tasmanian Police Telecommunications Interception Service and the South Australia Police Telecommunications Interception Section and Anti-Corruption Branch occupy positions corresponding to those of Australian Federal Police employees who are not members of the Australian Federal Police.

DEPARTMENT OF CLIMATE CHANGE AND ENERGY EFFICIENCY

**Renewable Energy (Electricity) Amendment
Regulations 2011 (No. 1)
Select Legislative Instrument 2011 No. 11
[F2011L00332]**

Renewable Energy (Electricity) Act 2000

Made 24/02/2011
Tabled 2/03/2011 S 2/03/2011 HR

Summary Amend the principal Regulations to specify the production of carbamide (urea) and the production of sodium carbonate (soda ash) and sodium bicarbonate as emissions-intensive trade-exposed activities.

**Renewable Energy (Electricity) Amendment
(Transitional Provisions) Amendment Regulations
2011 (No. 1)
Select Legislative Instrument 2011 No. 12
[F2011L00342]**

*Renewable Energy (Electricity) Amendment Act
2010*

Made 24/02/2011
Tabled 3/03/2011 S 3/03/2011 HR

Summary Amend the principal Regulations to extend the period during which certain applications will be accepted and the timeframe within which the Renewable Energy Regulator must publish certain information on its website.

DEPARTMENT OF DEFENCE

Defence Determination 2011/08

Defence Act 1903

Made 31/01/2011
Tabled 28/02/2011 S 21/02/2011 HR

Summary Amends the rates of disturbance and motor vehicle allowance paid to members of the Australian Defence Force.

Defence Determination 2011/09

Defence Act 1903

Made 4/02/2011
Tabled 28/02/2011 S 21/02/2011 HR

Summary Specifies revised post indexes that apply to overseas locations where members of the Australian Defence Force serve.

Defence Determination 2011/10

Defence Act 1903

Made 11/02/2011
Tabled 28/02/2011 S 21/02/2011 HR

Summary Amends benefits for dependants of a member of the Australian Defence Force.

Defence Determination 2011/11

Defence Act 1903

Made 18/02/2011
Tabled 28/02/2011 S 28/02/2011 HR

Summary Extends the operation of the salary non-reduction period for flight test engineers.

Military Rehabilitation and Compensation (Weekly Payments — Class of Persons) Specification 2011 under subsections 224(4), 248(4) and 303(4) of the *Military Rehabilitation and Compensation Act 2004* Instrument 2011 No. M6 [F2011L00238]

Military Rehabilitation and Compensation Act 2004

Made 27/01/2011
Tabled 28/02/2011 S 21/02/2011 HR

Summary Specifies the class of persons to whom the MRCA supplement is payable on a weekly basis.

Veterans' Entitlements (Weekly Payments — Class of Persons) Specification 2011 under subsections 58A(3C) and 121 (5C) of the *Veterans' Entitlements Act 1986* Instrument 2011 No. R5 [F2011L00240]

Veterans' Entitlements Act 1986

Made 27/01/2011
Tabled 28/02/2011 S 21/02/2011 HR

Summary Specifies the class of persons to whom certain payments are payable on a weekly basis.

**DEPARTMENT OF EDUCATION, EMPLOYMENT AND WORKPLACE
RELATIONS**

**Higher Education Provider Approval No. 02 of
2011 under sections 16-25 and 16-50 (1)(a) of the
Higher Education Support Act 2003
[F2011L00241]**

Higher Education Support Act 2003

Made 9/02/2011
Tabled 28/02/2011 S 21/02/2011 HR

Summary Approves TOP Education Group Pty
Ltd as a Higher Education Provider.

**Higher Education Provider Approval No. 03 of
2011 under sections 16-25 and 16-50 of the *Higher
Education Support Act 2003*
[F2011L00272]**

Higher Education Support Act 2003

Made 15/02/2011
Tabled 28/02/2011 S 21/02/2011 HR

Summary Approves the Technical and Further
Education Commission as a Higher
Education Provider.

**Remuneration Determination 2011/01
[F2011L00267]**

Remuneration Tribunal Act 1973

Made 10/02/2011
Tabled 28/02/2011 S 21/02/2011 HR

Summary Specifies the remuneration and
allowances payable to certain holders
of full-time and part-time public office.

DEPARTMENT OF FINANCE AND DEREGULATION

Commonwealth Finance Minister's (Norfolk Island) Orders 2011 under subsection 48T(1) of the *Norfolk Island Act 1979* [F2011L00317]

Norfolk Island Act 1979

Made 24/02/2011
Tabled 1/03/2011 S 1/03/2011 HR

Summary Specify requirements concerning budgets, financial statements, commitments to spend public money, procurement and grants in relation to the Administration of Norfolk Island.

Determination to Reduce Appropriations Upon Request (No. 06 of 2010-2011) under subsection 9(1) of *Appropriation Act (No. 1) 2005-2006* [F2011L00214]

Appropriation Act (No. 1) 2005-2006

Made 1/02/2011
Tabled 28/02/2011 S 21/02/2011 HR

Summary Reduces departmental appropriation items for the Australian Securities and Investments Commission by a specified amount.

Determination to Reduce Appropriations Upon Request (No. 04 of 2010-2011) under subsection 10(2) of *Appropriation Act (No. 1) 2009-2010*; and subsection 11(1) of *Appropriation Act (No. 4) 2004-2005* [F2011L00211]

Appropriation Act (No. 1) 2009-2010
Appropriation Act (No. 4) 2004-2005

Made 1/02/2011
Tabled 28/02/2011 S 22/02/2011 HR

Summary Reduces departmental appropriation items for the Attorney-General's Department by specified amounts.

Determination to Reduce Appropriations Upon Request (No. 07 of 2010-2011) under subsection 10(2) of *Appropriation Act (No. 1) 2009-2010* [F2011L00218]

Appropriation Act (No. 1) 2009-2010

Made 1/02/2011
Tabled 28/02/2011 S 21/02/2011 HR

Summary Reduces departmental appropriation items for the Department of Broadband, Communications and the Digital Economy by a specified amount.

**Financial Framework Legislation Amendment
Regulations 2011 (No. 1)
Select Legislative Instrument 2011 No. 14
[F2011L00313]**

*Commonwealth Authorities and Companies Act
1997*

Financial Management and Accountability Act 1997

Made 24/02/2011
Tabled 2/03/2011 S 2/03/2011 HR

Summary Amend the Financial Management and
Accountability Regulations 1997 and
the Commonwealth Authorities and
Companies Regulations 1997 as a
consequence of changes made by the
*Financial Framework Legislation
Amendment Act 2010*.

DEPARTMENT OF HEALTH AND AGEING

**Continance Aids Payment Scheme Variation 2011
(No. 2) under section 12 of the *National Health Act 1953*
[F2011L00215]**

National Health Act 1953

Made 9/02/2011
Tabled 28/02/2011 S 21/02/2011 HR

Summary Extends the application of the Scheme to Department of Veterans' Affairs Pensioner Concession Card holders, and amends the list of eligible conditions in the principal instrument.

**Instrument No PB 014 of 2011 under sections 84AF, 85, 85A, 88 and 101 of the *National Health Act 1953*
[F2011L00302]**

National Health Act 1953

Made 18/02/2011
Tabled 28/02/2011 S 28/02/2011 HR

Summary Amends the principal Instrument to make additions and changes to and deletions from forms, brands, responsible persons, circumstances for prescribing and to the maximum quantities and number of repeats that may be prescribed.

**Instrument No. PB 015 of 2011 under section 85B of the *National Health Act 1953*
[F2011L00298]**

National Health Act 1953

Made 18/02/2011
Tabled 28/02/2011 S 24/02/2011 HR

Summary Amends the principal Determination to remove two brands of pharmaceutical items which previously attracted a brand premium and which are discounted by the manufacturer, and specifies additional circumstances when the Commonwealth will pay the special patient contribution for a specified listed drug.

**Instrument No. PB 016 of 2011 under subsections 100(1) and 100(2) of the *National Health Act 1953*
[F2011L00316]**

National Health Act 1953

Made 24/02/2011
Tabled 1/03/2011 S 1/03/2011 HR

Summary Amends the arrangements for the availability of drugs and medicinal preparations under the Highly Specialised Drugs Program.

**Instrument No. PB 017 of 2011 under subsections 100(1) and (2) of the *National Health Act 1953*
[F2011L00321]**

National Health Act 1953

Made 24/02/2011
Tabled 1/03/2011 S 1/03/2011 HR

Summary Amends the arrangements for the availability of drugs and medicinal preparations under the Chemotherapy Pharmaceuticals Access Program.

**Instrument No. PB 020 of 2011 under subsection
85AB(1) of the *National Health Act 1953*
[F2011L00323]**

National Health Act 1953

Made 28/02/2011
Tabled 2/03/2011 S 2/03/2011 HR

Summary Amends the list of drugs that are assigned to the F1 and F2 formularies.

**Private Health Insurance (Prostheses) Amendment
Rules 2011 (No. 1) under item 4 of the table in
section 333-20 of the *Private Health Insurance Act*
*2007***

[F2011L00274]

Private Health Insurance Act 2007

Made 15/02/2011
Tabled 28/02/2011 S 21/02/2011 HR

Summary Amend the principal Rules by reinstating an item that was incorrectly deleted when the principal Rules were made.

**Quality of Care Amendment Principles 2011
(No. 1) under subsection 96-1(1) of the *Aged Care*
*Act 1997***

[F2011L00266]

Aged Care Act 1997

Made 4/02/2011
Tabled 28/02/2011 S 21/02/2011 HR

Summary Replace existing standards for community care with Community Care Common Standards for Australian Government community care programs.

DEPARTMENT OF IMMIGRATION AND CITIZENSHIP

Migration Agents (Continuing Professional Development — Distance Learning) under clause 3 of Schedule 1 to the *Migration Agents Regulations 1998*

MARA Notice No. MN07-11b of 2011
[F2011L00261]

Migration Act 1958

Made 7/02/2011
Tabled 28/02/2011 S 21/02/2011 HR

Summary Specifies distance learning for the purposes of continuing professional development of migration agents.

Migration Agents (Continuing Professional Development — Seminar) under clause 3 of Schedule 1 to the *Migration Agents Regulations 1998*

MARA Notice No. MN07-11c of 2011
[F2011L00257]

Migration Act 1958

Made 7/02/2011
Tabled 28/02/2011 S 21/02/2011 HR

Summary Specifies approved attendance at seminars, workshops, conferences or lectures for the purposes of continuing professional development of migration agents.

Migration Agents (Continuing Professional Development — Miscellaneous Activities) under clause 3 of Schedule 1 to the *Migration Agents Regulations 1998*

MARA Notice No. MN07-11f of 2011
[F2011L00253]

Migration Act 1958

Made 7/02/2011
Tabled 28/02/2011 S 21/02/2011 HR

Summary Specifies approved miscellaneous activities for the purposes of the continuing professional development of migration agents.

Migration Agents (Continuing Professional Development — Workshop) under clause 3 of Schedule 1 to the *Migration Agents Regulations 1998*

MARA Notice No. MN07-11e of 2011
[F2011L00254]

Migration Act 1958

Made 7/02/2011
Tabled 28/02/2011 S 21/02/2011 HR

Summary Specifies activities involving preparation of or presentation of material which are approved for the purposes of continuing professional development of migration agents.

Migration Amendment Regulations 2011 (No. 1)
Select Legislative Instrument 2011 No. 13
[F2011L00336]

Migration Act 1958

Made 24/02/2011
Tabled 3/03/2011 S 3/03/2011 HR

Summary Make amendments to several classes of visa in the principal Regulations.

DEPARTMENT OF INFRASTRUCTURE AND TRANSPORT

Airports Amendment Regulations 2011 (No. 1) Select Legislative Instrument 2011 No. 1 [F2011L00219]

Airports Act 1996

Made 9/02/2011
Tabled 28/02/2011 S 22/02/2011 HR

Summary Amend the principal Regulations to remove a redundant reference to Hoxton Park Airport, and to remove a redundant regulation.

Civil Aviation Orders, Part 39.001(1) Airworthiness Directive AD/CF6/70 Amdt 1 [F2011L00236]

Civil Aviation Act 1988

Made 8/02/2011
Tabled 28/02/2011 S 21/02/2011 HR

Summary Varies the technical requirements for a particular type of aircraft.

Civil Aviation Orders, Part 39.001(1) Airworthiness Directive AD/AB139/3 Amdt 1 [F2011L00275]

Civil Aviation Act 1988

Made 14/02/2011
Tabled 28/02/2011 S 22/02/2011 HR

Summary Varies the technical requirements for a particular type of aircraft.

Exemption No. CASA EX005/11 under regulation 308 of the Civil Aviation Regulations 1988 [F2011L00066]

Civil Aviation Act 1988

Made 24/01/2011
Tabled 28/02/2011 S 21/02/2011 HR

Summary Specifies exemptions in relation to the use of radiocommunications systems in firefighting operations.

Civil Aviation Orders, Part 39.001(1) Airworthiness Directive AD/CF6/65 Amdt 2 [F2011L00232]

Civil Aviation Act 1988

Made 8/02/2011
Tabled 28/02/2011 S 21/02/2011 HR

Summary Varies the technical requirements for a particular type of aircraft.

Exemption No. CASA EX012/11 under regulation 308 of the Civil Aviation Regulations 1988 [F2011L00221]

Civil Aviation Act 1988

Made 24/01/2011
Tabled 28/02/2011 S 21/02/2011 HR

Summary Exempts certain types of aircraft from requirements concerning the carriage of cockpit voice recorders and flight data recorders.

Exemption No. CASA EX013/11 under regulation 308 of the *Civil Aviation Regulations 1988* [F2011L00283]

Civil Aviation Act 1988

Made 16/02/2011
Tabled 28/02/2011 S 22/02/2011 HR

Summary Specifies exemptions relating to the use of a power-assisted glider at the Australian International Airshow.

Exemption No. CASA EX018/11 under subregulation 308(1) of the *Civil Aviation Regulations 1988* [F2011L00285]

Civil Aviation Act 1988

Made 16/02/2011
Tabled 28/02/2011 S 22/02/2011 HR

Summary Specifies exemptions relating to the performance of night acrobatic flights at the Australian International Airshow.

Exemption No. CASA EX016/11 under regulation 11.160 of the *Civil Aviation Safety Regulations 1998* [F2011L00260]

Civil Aviation Act 1988

Made 9/02/2011
Tabled 28/02/2011 S 21/02/2011 HR

Summary Exempts certain operators from compliance with standards for cabin crew seats and related equipment.

Exemption No. CASA EX019/11 under subregulation 308(1) of the *Civil Aviation Regulations 1988* [F2011L00284]

Civil Aviation Act 1988

Made 16/02/2011
Tabled 28/02/2011 S 22/02/2011 HR

Summary Specifies exemptions relating to the landing of aircraft on a moving vehicle at the Australian International Airshow.

Exemption No. CASA EX017/11 under subregulation 308(1) of the *Civil Aviation Regulations 1988* [F2011L00286]

Civil Aviation Act 1988

Made 16/02/2011
Tabled 28/02/2011 S 24/02/2011 HR

Summary Specifies exemptions relating to the display of landing lights and navigation and anti-collision lights during certain events at the Australian International Airshow.

Exemption No. CASA EX021/11 under subregulation 308(1) of the *Civil Aviation Regulations 1988* [F2011L00341]

Civil Aviation Act 1988

Made 23/02/2011
Tabled 3/03/2011 S 3/03/2011 HR

Summary Permits a named operator to use an approved flight simulator to satisfy recency requirements.

Exemption No. CASA EX022/11 under subregulation 308(1) of the *Civil Aviation Regulations 1988* [F2011L00297]

Civil Aviation Act 1988

Made 21/02/2011
Tabled 28/02/2011 S 24/02/2011 HR

Summary Specifies exemptions relating to turns after take-off at the Australian International Airshow.

Exemption No. CASA EX027/11 under regulation 11.160 of the *Civil Aviation Safety Regulations 1998* [F2011L00319]

Civil Aviation Act 1988

Made 25/02/2011
Tabled 1/03/2011 S 1/03/2011 HR

Summary Extends the period of an existing exemption from requirements concerning drug and alcohol management plans and specifies an additional exemption.

Exemption No. CASA EX023/11 under subregulation 308(1) of the *Civil Aviation Regulations 1988* [F2011L00300]

Civil Aviation Act 1988

Made 18/02/2011
Tabled 28/02/2011 S 28/02/2011 HR

Summary Permits operations by sport and recreational aircraft in a specified restricted area.

Exemption No. CASA EX028/11 under subregulation 308(1) of the *Civil Aviation Regulations 1988* [F2011L00338]

Civil Aviation Act 1988

Made 1/03/2011
Tabled 3/03/2011 S 3/03/2011 HR

Summary Specifies revised recency requirements for holders of a night V.F.R. (Visual Flight Rules) agricultural rating.

Exemption No. CASA EX024/11 under subregulation 308(1) of the *Civil Aviation Regulations 1988* [F2011L00318]

Civil Aviation Act 1988

Made 23/02/2011
Tabled 1/03/2011 S 1/03/2011 HR

Summary Specifies revised recency requirements for air transport pilot (aeroplane) licence holders.

Exemption No. CASA EX029/11 under subregulation 308(1) of the *Civil Aviation Regulations 1988* [F2011L00320]

Civil Aviation Act 1988

Made 25/02/2011
Tabled 1/03/2011 S 1/03/2011 HR

Summary Permits a named person to undertake an initial issue command instrument rating flight test in a simulator.

Exemption No. CASA EX030/11 under subregulation 308(1) of the *Civil Aviation Regulations 1988* [F2011L00310]

Civil Aviation Act 1988

Made 24/02/2011
Tabled 1/03/2011 S 1/03/2011 HR

Summary Permits operations by paragliders in the Ozone Corryong Open and Australian Nationals Paragliding Championships 2011.

Instrument No. CASA 054/11 under subregulation 179A(1) of the *Civil Aviation Regulations 1988* [F2011L00295]

Civil Aviation Act 1988

Made 15/02/2011
Tabled 28/02/2011 S 24/02/2011 HR

Summary Approves the use of P-RNAV procedures by a named operator.

Instrument No. 11/1198 under regulation 39.004(3)(a) of the *Civil Aviation Safety Regulations 1998* [F2011L00287]

Civil Aviation Act 1988

Made 17/02/2011
Tabled 28/02/2011 S 24/02/2011 HR

Summary Specifies an alternative means of compliance to a specified Airworthiness Directive.

Instrument No. CASA 057/11 under subregulation 156(1) and paragraph 157(4)(b) of the *Civil Aviation Regulations 1988* [F2011L00296]

Civil Aviation Act 1988

Made 15/02/2011
Tabled 28/02/2011 S 24/02/2011 HR

Summary Permits flights over a public gathering and flights below minimum height at the Australian International Airshow.

Instrument No. CASA 042/11 under regulation 208 of the *Civil Aviation Regulations 1988* [F2011L00334]

Civil Aviation Act 1988

Made 23/02/2011
Tabled 2/03/2011 S 2/03/2011 HR

Summary Exempts a specified operator from compliance with certain requirements concerning the minimum number of cabin attendants in a specified make of aircraft.

Instrument No. CASA 062/11 under subregulation 179A(1) of the *Civil Aviation Regulations 1988* [F2011L00299]

Civil Aviation Act 1988

Made 17/02/2011
Tabled 28/02/2011 S 24/02/2011 HR

Summary Approves the use of P-RNAV procedures by a named operator.

Instrument No. CASA 071/11 under subregulation 179A(1) of the *Civil Aviation Regulations 1988* [F2011L00340]

Civil Aviation Act 1988

Made 23/02/2011
Tabled 3/03/2011 S 3/03/2011 HR

Summary Specifies instructions for P-RNAV procedures in certain aircraft operated by Jetstar Airways Pty Ltd.

Instrument No. CASA ADCX 004/11 under subregulation 39.001(1) of the *Civil Aviation Safety Regulations 1998* [F2011L00329]

Civil Aviation Act 1988

Made 28/02/2011
Tabled 2/03/2011 S 2/03/2011 HR

Summary The following Airworthiness Directive was revoked as follows:
AD/A320/135 Amdt on 1 March 2011

Instrument No. CASA 081/11 under subregulation 179A(1) of the *Civil Aviation Regulations 1988* [F2011L00307]

Civil Aviation Act 1988

Made 23/02/2011
Tabled 28/02/2011 S 28/02/2011 HR

Summary Specifies instructions for P-RNAV procedures in certain aircraft operated by Express Freighters Australia Pty Ltd.

Manual of Standards Part 042 Instrument 2011 under regulation 42.020 of the *Civil Aviation Safety Regulations 1998* [F2011L00279]

Civil Aviation Act 1988

Made 16/02/2011
Tabled 28/02/2011 S 22/02/2011 HR

Summary Specifies a Manual of Standards which provide for matters affecting maintenance and airworthiness of aircraft.

Instrument No. CASA ADCX 003/11 under subregulation 39.001(1) of the *Civil Aviation Safety Regulations 1998* [F2011L00216]

Civil Aviation Act 1988

Made 8/02/2011
Tabled 28/02/2011 S 21/02/2011 HR

Summary The following Airworthiness Directives were revoked as follows:
AD/AB139/7 Amdt 1 on 11 February 2011
AD/CESSNA 650/2 on 11 February 2011; and
AD/LC40/3 Amdt 1 on 14 March 2011

Manual of Standards Part 066 Instrument 2011 under paragraph 66.055(b) of the *Civil Aviation Safety Regulations 1998* [F2011L00280]

Civil Aviation Act 1988

Made 16/02/2011
Tabled 28/02/2011 S 22/02/2011 HR

Summary Specifies a Manual of Standards which provides for the adoption of European Aviation Safety Agency licence ratings in Australia.

**Manual of Standards Part 145 Instrument 2011
under regulations 145.005 and 145.015 of the *Civil
Aviation Safety Regulations 1998*
[F2011L00281]**

Civil Aviation Act 1988

Made 16/02/2011
Tabled 28/02/2011 S 22/02/2011 HR

Summary Specifies a Manual of Standards which sets out requirements to be met by an organisation approved to perform maintenance of aircraft and aeronautical products and to provide training and assessment of employees of the organisation.

**Vehicle Standard (Australian Design Rule 81/02 —
Fuel Consumption Labelling for Light Vehicles)
2008 Amendment 4 under subsection 7 of the
Motor Vehicle Standards Act 1989
[F2011L00271]**

Motor Vehicle Standards Act 1989

Made 24/12/2011
Tabled 28/02/2011 S 22/02/2011 HR

Summary Amends the principal Design Rule to correct drafting errors.

**Manual of Standards Part 147 Instrument 2011
under regulation 147.015 of the *Civil Aviation
Safety Regulations 1998*
[F2011L00282]**

Civil Aviation Act 1988

Made 16/02/2011
Tabled 28/02/2011 S 22/02/2011 HR

Summary Specifies a Manual of Standards which sets out matters affecting maintenance and airworthiness of aircraft.

**Vehicle Standard (Australian Design Rule 80/03 —
Emission Control for Heavy Vehicles) 2006
Amendment 1 under subsection 7 of the *Motor
Vehicle Standards Act 1989*
[F2011L00264]**

Motor Vehicle Standards Act 1989

Made 24/12/2011
Tabled 28/02/2011 S 22/02/2011 HR

Summary Amends the principal Design Rule to permit use of a specified Japanese emission standard for heavy vehicles.

DEPARTMENT OF THE PRIME MINISTER AND CABINET

**Film Certification Advisory Board Rules 2008
(Amendment No. 1 of 2011) under subsection 376-
260(1) of the *Income Tax Assessment Act 1997*
under subsection 376-260(1)
[F2011L00276]**

Income Tax Assessment Act 1997

Made 10/02/2011
Tabled 28/02/2011 S 22/02/2011 HR

Summary Amend the principal Rules as a
consequence of change to
administration arrangements.

**DEPARTMENT OF SUSTAINABILITY, ENVIRONMENT, WATER, POPULATION
AND COMMUNITIES**

Amendment — List of Specimens taken to be Suitable for Live Import under paragraph 303EC(1)(a) of the *Environment Protection and Biodiversity Conservation Act 1999* EPBC/s.303EC/SSLI/Amend/039 [F2011L00339]

Environment Protection and Biodiversity Conservation Act 1999

Made 11/02/2011
Tabled 3/03/2011 S 3/03/2011 HR

Summary Adds one species of shark to the list of specimens that are suitable for live import.

Amendment — List of Specimens taken to be Suitable for Live Import under paragraph 303EC(1)(a) of the *Environment Protection and Biodiversity Conservation Act 1999* EPBC/s.303EC/SSLI/Amend/042 [F2011L00291]

Environment Protection and Biodiversity Conservation Act 1999

Made 2/02/2011
Tabled 28/02/2011 S 24/02/2011 HR

Summary Adds one species of axolotl to the list of specimens that are suitable for live import, subject to specified conditions.

Amendment — List of Specimens taken to be Suitable for Live Import under paragraph 303EC(1)(a) of the *Environment Protection and Biodiversity Conservation Act 1999* EPBC/s.303EC/SSLI/Amend/040 [F2011L00293]

Environment Protection and Biodiversity Conservation Act 1999

Made 15/12/2010
Tabled 28/02/2011 S 24/02/2011 HR

Summary Adds one species of beetle to the list of specimens that are suitable for live import.

Amendment — List of Specimens taken to be Suitable for Live Import under paragraph 303EC(1)(a) of the *Environment Protection and Biodiversity Conservation Act 1999* EPBC/s.303EC/SSLI/Amend/044 [F2011L00292]

Environment Protection and Biodiversity Conservation Act 1999

Made 2/02/2011
Tabled 28/02/2011 S 24/02/2011 HR

Summary Adds one species of tortoise to the list of specimens that are suitable for live import, subject to specified conditions.

Amendment — List of Specimens taken to be Suitable for Live Import under paragraph 303EC(1)(b) of the *Environment Protection and Biodiversity Conservation Act 1999*
 EPBC/s.303EC/SSLI/Amend/045
 [F2011L00335]

Environment Protection and Biodiversity Conservation Act 1999

Made 15/02/2011
 Tabled 3/03/2011 S 3/03/2011 HR

Summary Removes two species of fish from the list of specimens that are suitable for live import.

Amendment of List of Exempt Native Specimens under subsection 303DC(1) of the *Environment Protection and Biodiversity Conservation Act 1999*
 EPBC303DC/SFS/2011/02
 [F2011L00324]

Environment Protection and Biodiversity Conservation Act 1999

Made 24/02/2011
 Tabled 2/03/2011 S 2/03/2011 HR

Summary Deletes specimens taken in the Eastern Tuna and Billfish Fishery from the list of native specimens that are exempt from trade control provisions.

Amendment of List of Exempt Native Specimens under subsection 303DC(1) of the *Environment Protection and Biodiversity Conservation Act 1999*
 EPBC303DC/SFS/2011/03
 [F2011L00322]

Environment Protection and Biodiversity Conservation Act 1999

Made 24/02/2011
 Tabled 2/03/2011 S 2/03/2011 HR

Summary Includes specimens taken in the Eastern Tuna and Billfish Fishery in the list of native specimens that are exempt from trade control provisions and specifies conditions for that inclusion.

Amendment of List of Exempt Native Specimens under subsection 303DC(1) of the *Environment Protection and Biodiversity Conservation Act 1999*
 EPBC303DC/SFS/2011/05
 [F2011L00294]

Environment Protection and Biodiversity Conservation Act 1999

Made 16/02/2011
 Tabled 28/02/2011 S 24/02/2011 HR

Summary Amends the conditions under which specimens taken in the Queensland East Coast Spanish Mackerel Fishery are included in the list of native specimens that are exempt from trade control provisions.

Amendment to the list of threatened species under section 184(1)(a) of the *Environment Protection and Biodiversity Conservation Act 1999*

Instrument No. 110

[F2011L00256]

Environment Protection and Biodiversity Conservation Act 1999

Made 23/12/2011
Tabled 28/02/2011 S 21/02/2011 HR

Summary Amends the lists in the Critically Endangered category.

Amendment to the list of threatened species under section 184(1)(d) of the *Environment Protection and Biodiversity Conservation Act 1999*

Instrument No. 116

[F2011L00258]

Environment Protection and Biodiversity Conservation Act 1999

Made 20/01/2011
Tabled 28/02/2011 S 21/02/2011 HR

Summary Amends the list of threatened species by updating the scientific name of one fauna species.

Amendment to the list of threatened species under section 184(1)(a) of the *Environment Protection and Biodiversity Conservation Act 1999*

Instrument No. 111

[F2011L00343]

Environment Protection and Biodiversity Conservation Act 1999

Made 2/02/2011
Tabled 3/03/2011 S 3/03/2011 HR

Summary Amends the list in the Vulnerable category.

Inclusion of ecological communities in the list of threatened ecological communities under paragraph 184(1)(a) of the *Environment Protection and Biodiversity Conservation Act 1999*

s181/EPBC/2011/01

[F2011L00327]

Environment Protection and Biodiversity Conservation Act 1999

Made 4/02/2011
Tabled 2/03/2011 S 3/02/2011 HR

Summary Adds New England Peppermint Grassy Woodlands to the list in the Critically Endangered category.

Amendment to the list of threatened species under section 184(1)(a) of the *Environment Protection and Biodiversity Conservation Act 1999*

Instrument No. 112

[F2011L00344]

Environment Protection and Biodiversity Conservation Act 1999

Made 2/02/2011
Tabled 3/03/2011 S 3/03/2011 HR

Summary Amends the list in the Endangered category.

Inclusion of ecological communities in the list of threatened ecological communities under paragraph 184(1)(a) of the *Environment Protection and Biodiversity Conservation Act 1999*
s181/EPBC/2011/02
[F2011L00326]

Environment Protection and Biodiversity Conservation Act 1999

Made 10/02/2011
Tabled 2/03/2011 S 2/03/2011 HR

Summary Adds Coolibah – Black Box Woodlands of the Darling Riverine Plains and the Brigalow Belt South Bioregions to the list in the Critically Endangered category.

Inclusion of species in the list of threatened species under section 184(1)(a) of the *Environment Protection and Biodiversity Conservation Act 1999*
Instrument No. 099
[F2011L00288]

Environment Protection and Biodiversity Conservation Act 1999

Made 2/02/2011
Tabled 28/02/2011 S 24/02/2011 HR

Summary Amends the list in the Critically Endangered category.

Inclusion of species in the list of threatened species under section 184(1)(a) of the *Environment Protection and Biodiversity Conservation Act 1999*
Instrument No. 102
[F2011L00248]

Environment Protection and Biodiversity Conservation Act 1999

Made 23/12/2011
Tabled 28/02/2011 S 21/02/2011 HR

Summary Amends the lists in the Endangered category by adding a species of crayfish.

Inclusion of species in the list of threatened species under section 184(1)(a) of the *Environment Protection and Biodiversity Conservation Act 1999*
Instrument No. 103
[F2011L00259]

Environment Protection and Biodiversity Conservation Act 1999

Made 23/12/2011
Tabled 28/02/2011 S 21/02/2011 HR

Summary Amends the lists in the Endangered category by adding a species of goby.

Inclusion of species in the list of threatened species under section 184(1)(a) of the *Environment Protection and Biodiversity Conservation Act 1999*
Instrument No. 104
[F2011L00290]

Environment Protection and Biodiversity Conservation Act 1999

Made 4/02/2011
Tabled 28/02/2011 S 24/02/2011 HR

Summary Amends the list in the Endangered category.

**Inclusion of species in the list of threatened species
under section 184(1)(a) of the *Environment
Protection and Biodiversity Conservation Act 1999*
Instrument No. 113
[F2011L00252]**

***Environment Protection and Biodiversity
Conservation Act 1999***

Made 23/12/2010
Tabled 28/02/2011 S 21/02/2011 HR

Summary Amends the lists in the Critically
Endangered category by adding two
species of sea snake.

**Water Charge (Termination Fees) Amendment
Rules 2011 under section 92 of the *Water Act 2007*
[F2011L00270]**

Water Act 2007

Made 4/02/2011
Tabled 28/02/2011 S 21/02/2011 HR

Summary Amend the principal Rules to provide
for the recovery of GST liability on
termination fees.

DEPARTMENT OF THE TREASURY

AASB 2010-7

Amendments to Australian Accounting Standards arising from AASB 9 (December 2010) under section 334 of the *Corporations Act 2001*

[AASB 1, 3, 4, 5, 7, 101, 102, 108, 112, 118, 120, 121, 127, 128, 131, 132, 136, 137, 139, 1023 & 1038 and Interpretations 2, 5, 10, 12, 19 & 127]

[F2011L00315]

Corporations Act 1989

Made	6/12/2011	
Tabled	2/03/2011 S	2/03/2011 HR

Summary Amends twenty seven Australian Accounting Standards and Interpretations as a consequence of the issuance of AASB 9 Financial Instruments.

AASB 2010-8

Amendments to Australian Accounting Standards — Deferred Tax: Recovery of Underlying Assets [AASB 112]

[F2011L00308]

Corporations Act 2001

Made	31/12/2010	
Tabled	28/02/2011 S	28/02/2011 HR

Summary Provides for the measurement of deferred tax liabilities and deferred tax assets in specified circumstances.

AASB 2010-9

Amendments to Australian Accounting Standards — Severe Hyperinflation and Removal of Fixed Dates for First-time Adopters under section 334 of the *Corporations Act 2001*

[AASB 1]

[F2011L00345]

Corporations Act 2001

Made	31/12/2010	
Tabled	3/03/2011 S	3/03/2011 HR

Summary Specifies relief for first-time adopters of Australian Accounting Standards, and provides guidance for entities emerging from severe hyperinflation.

ASIC Class Order [CO 11/0128]

[F2011L00289]

Corporations Act 2001

Made	17/02/2011	
Tabled	28/02/2011 S	24/02/2011 HR

Summary Extends the relief provided by Class Order [CO 10/333] for litigation funding schemes and proof of debt funding schemes until 30 June 2011.

ASIC Class Order [CO 11/0140]

[F2011L00278]

Corporations Act 2001

Made	14/02/2011	
Tabled	28/02/2011 S	22/02/2011 HR

Summary Varies other Class Orders to permit certain entities to use transaction specific disclosures and to rely on the 'cleansing notice' exemptions and on rights issue disclosure exemptions.

ASIC Market Integrity Rules (ASX Market) Amendment 2011 (No. 1) under subsection 798G(1) of the Corporations Act 2001
[F2011L00217]

Corporations Act 2001

Made 7/02/2011
Tabled 28/02/2011 S 21/02/2011 HR

Summary Amends a provision in the principal Rules under which a person could be held to be not of good fame and character if they were charged with an offence.

Australian Prudential Regulation Authority (confidentiality) determination No. 5 of 2011 under section 57 of the Australian Prudential Regulation Authority Act 1998
[F2011L00306]

Australian Prudential Regulation Authority Act 1998

Made 21/02/2011
Tabled 28/02/2011 S 28/02/2011 HR

Summary Determines that information provided to APRA by locally-incorporated banks and foreign authorised deposit taking institutions under Reporting Standard ARS 320.0 is non-confidential.

Banking (prudential standard) determination No. 1 of 2011 under subsection 11AF(3) of the Banking Act 1959
[F2011L00325]

Banking Act 1959

Made 22/02/2011
Tabled 2/03/2011 S 2/03/2011 HR

Summary Amends Prudential Standards APS 110, APS 210 and APS 111 as a consequence of changes in the securitisation market.

Commonwealth Places (Mirror Taxes) Amendment Regulations 2011 (No. 1) Select Legislative Instrument 2011 No. 2
[F2011L00239]

Commonwealth Places (Mirror Taxes) Act 1998

Made 9/02/2011
Tabled 28/02/2011 S 22/02/2011 HR

Summary Amend the principal Regulations to update references to State tax legislation.

Income Tax Amendment Regulations 2011 (No. 1) Select Legislative Instrument 2011 No. 3
[F2011L00244]

Income Tax Assessment Act 1936

Made 9/02/2011
Tabled 28/02/2011 S 22/02/2011 HR

Summary Amend the principal Regulations to repeal a redundant regulation.

Income Tax Amendment Regulations 2011 (No. 2) Select Legislative Instrument 2011 No. 4
[F2011L00247]

Income Tax Assessment Act 1936

Made 9/02/2011
Tabled 28/02/2011 S 22/02/2011 HR

Summary Amend the principal Regulations to repeal provisions relating to the foreign investment fund rules.

Income Tax Assessment Amendment Regulations 2011 (No. 1)
Select Legislative Instrument 2011 No. 5
[F2011L00251]

Income Tax Assessment Act 1997

Made 9/02/2011
 Tabled 28/02/2011 S 21/02/2011 HR

Summary Amend the principal Regulations to insert the definition of an approved stock exchange and specify a list of approved stock exchanges.

Permanent Ban on Combustible Candle Holders under subsection 114(1)(a) of Schedule 2 of the Competition and Consumer Act 2010
Consumer Protection Notice No. 12 of 2011
[F2011L00220]

Competition and Consumer Act 2010

Made 1/02/2011
 Tabled 28/02/2011 S 21/02/2011 HR

Summary Imposes a permanent ban on combustible candle holders.

Permanent Ban on Inflatable Toys, Novelties and Furniture containing Beads under subsection 114(1)(a) of Schedule 2 of the Competition and Consumer Act 2010
Consumer Protection Notice No. 13 of 2011
[F2011L00222]

Competition and Consumer Act 2010

Made 1/02/2011
 Tabled 28/02/2011 S 21/02/2011 HR

Summary Imposes a permanent ban on inflatable toys, novelties and furniture containing beads.

Permanent Ban on Miniature Motorbikes (Monkey Bikes) with Unsafe Design Features under subsection 114(1)(a) of Schedule 2 of the Competition and Consumer Act 2010
Consumer Protection Notice No. 14 of 2011
[F2011L00224]

Competition and Consumer Act 2010

Made 1/02/2011
 Tabled 28/02/2011 S 21/02/2011 HR

Summary Imposes a permanent ban on motorbikes (monkey bikes) with certain design features.

Permanent ban on Novelty Cigarettes under subsection 114(1)(a) of Schedule 2 of the Competition and Consumer Act 2010
Consumer Protection Notice No. 15 of 2011
[F2011L00225]

Competition and Consumer Act 2010

Made 1/02/2011
 Tabled 28/02/2011 S 21/02/2011 HR

Summary Imposes a permanent ban on novelty cigarettes.

Permanent Ban on Pools and Spas with Unsafe Design Features under subsection 114(1)(a) of Schedule 2 of the Competition and Consumer Act 2010
Consumer Protection Notice No. 16 of 2011
[F2011L00223]

Competition and Consumer Act 2010

Made 1/02/2011
 Tabled 28/02/2011 S 21/02/2011 HR

Summary Imposes a permanent ban on pools and spas with certain design features.

Permanent Ban on Sky Lanterns under subsection 114(1)(a) of Schedule 2 of the *Competition and Consumer Act 2010*
Consumer Protection Notice No. 17 of 2011
[F2011L00227]

Competition and Consumer Act 2010

Made 1/02/2011
 Tabled 28/02/2011 S 21/02/2011 HR

Summary Imposes a permanent ban on sky lanterns.

Permanent Ban on Yo-Yo Water Balls under subsection 114(1)(a) of Schedule 2 of the *Competition and Consumer Act 2010*
Consumer Protection Notice No. 20 of 2011
[F2011L00230]

Competition and Consumer Act 2010

Made 1/02/2011
 Tabled 28/02/2011 S 21/02/2011 HR

Summary Imposes a permanent ban on yo-yo water balls.

Permanent Ban on Toy-Like Novelty Cigarette Lighters under subsection 114(1)(a) of Schedule 2 of the *Competition and Consumer Act 2010*
Consumer Protection Notice No. 18 of 2011
[F2011L00228]

Competition and Consumer Act 2010

Made 1/02/2011
 Tabled 28/02/2011 S 21/02/2011 HR

Summary Imposes a permanent ban on toy-like novelty cigarette lighters.

Price Notification for Australia Post's Reserved Letter Services under section 95X of the *Competition and Consumer Act 2010*
[F2011L00309]

Competition and Consumer Act 2010

Made 23/02/2011
 Tabled 1/03/2011 S 1/03/2011 HR

Summary Declares the provision of letter services reserved to Australia Post to be notified services, and declares the Australian Postal Corporation to be a declared person in relation to those services.

Permanent Ban on Undeclared Knives or Cutters in Art, Craft and Stationery Sets under subsection 114(1)(a) of Schedule 2 of the *Competition and Consumer Act 2010*
Consumer Protection Notice No. 19 of 2011
[F2011L00229]

Competition and Consumer Act 2010

Made 1/02/2011
 Tabled 28/02/2011 S 21/02/2011 HR

Summary Imposes a permanent ban on undeclared knives or cutters in art, craft and stationery sets.

Taxation Administration Amendment Regulations 2011 (No. 1)
Select Legislative Instrument 2011 No. 6
[F2011L00250]

Taxation Administration Act 1953

Made 9/02/2011
 Tabled 28/02/2011 S 22/02/2011 HR

Summary Prescribe the individual in a government entity who can swear or affirm an affidavit or make a statutory declaration for the purposes of section 268-90 in Schedule 1 to the *Taxation Administration Act 1953*.