

Regulations and Ordinances Committee

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	<p>retrospectivity; incorporation of material as in force from time to time; compliance with procedural requirements of the enabling Act; possible breaches of parliamentary propriety; drafting defects; inadequate explanatory material; numbering and citation; protection of the rights of individuals; unreasonable burdens on business; fees, allowances and expenses; right to privacy; absence of appropriate safeguards for offence provisions; terms and conditions of public sector employment; review of decision with commercial or livelihood implications; review of decisions affecting personal rights; matters more appropriate for primary legislation. Ministerial undertakings to amend legislation. Special statements – A Breach of the Committee’s Principles; Scrutiny of National Uniform Legislative Schemes; Disallowable Instruments and Parliamentary Propriety; Provisions in legislative instruments which may have been more appropriate for inclusion in an Act; Scrutiny of Great Barrier Reef Zoning Plans. Papers presented at Conferences – Scrutiny by the Committee of regulations providing for the leasing of Commonwealth airports; The Impact of the Regulations and Ordinances Committee on Administrative Law and Ethics; The Accountability of the Executive and the Judiciary to the Parliament: the role of the Senate Standing Committee on Regulations and Ordinances.</p> <p>Appendices:</p> <ol style="list-style-type: none"> 1. Classification of legislative instruments under the heading ‘miscellaneous’ in paragraph 1.8 2. Disallowable instruments tabled in the Senate 1997-98 3. Alphabetical index of legislation and delegated legislation with paragraph references 1997-98 		
105	<p>Annual Report 1996-97. Overview and statistics. Issues and roles. Guidelines on the application of the Committee’s principles. Issues raised in the Report – incorporation of material as in force from time to time; prejudicial retrospectivity; invalid sub-delegation; compliance with procedural requirements of the enabling Act; failure to table; possible breaches of parliamentary propriety; inadequate explanatory material; inappropriate levels of delegation; drafting defects; numbering and citation; unreasonable burdens on business; protection of the rights of individuals; right of reply to adverse material; absence of appropriate safeguards for offence</p>	24.06.98	106 of 1998

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104	<p>Annual Report 1995-96. Overview and statistics. Issues and roles. Guidelines on the application of the Committee’s principles. Issues raised in the Report – invalid subdelegation; incorporation of material as in force from time to time; compliance with procedural requirements of the enabling Act; prejudicial retrospectivity; possible breaches of parliamentary propriety; appropriate levels of penalties; drafting defects; numbering and citation; inappropriate levels of delegation; absence or abridgment of rights; strict liability offences; reversal of the onus of proof; privacy; fees, charges, taxes and allowances; review of decisions with commercial and livelihood implications; review of decisions affecting personal rights. Ministerial undertakings implemented. Ministerial undertakings not yet implemented. Special statements – Fifth Australasian and Pacific Conference on Delegated Legislation and Second Australasian and Pacific Conference on the Scrutiny of Bills; Scrutiny by the Committee of regulations implementing a national uniform legislative scheme; Government amendments to the Legislative Instruments Bill 1994; Remuneration Tribunal Determination No 12 of 1995; Approved Occupational Clothing Guidelines made under the <i>Income Tax Assessment Act 1936</i>; First meeting of the</p>	25.06.97	111 of 1997

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	<p>inadequate explanatory material; instruments not subject to tabling and disallowance; access, presentation and publication; failure to explain changes to fees, charges and allowances; harsh or unfair provisions; procedural safeguards; unfair penalties; unusual provisions; review of decisions with commercial and livelihood implications; review of decisions affecting personal rights. Ministerial undertakings implemented. Ministerial undertakings not yet implemented. The application of the <i>Payroll Tax Act 1987 (ACT)</i> to the University of Canberra: statement by Senator Colston. The standard of proof in Australian Federal Police disciplinary proceedings: statement by Senator Colston. Requirements for tabling of delegated legislation: statement by Senator Colston. The Territory of Christmas Island Casino Control Ordinance 1988: statement by Senator Colston.</p> <p>Appendices:</p> <ol style="list-style-type: none"> 1. Classification of legislative instruments under the heading 'miscellaneous' in paragraph 1.8 2. Disallowable instruments tabled in the Senate 1993-94 3. Alphabetical index of legislation and delegated legislation with paragraph references 1993-94 		
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90	<p>Annual Report 1990-91. Overview and statistics. Issues and roles. Guidelines on the application of the Committee's principles. Issues raised in Report – numbering and citation; inappropriate levels of delegation; unexplained increases in fees or charges; inadequate explanatory material; drafting standards; delay in making delegated legislation; retrospectivity; duplication of time and resources; drafting deficiencies; access, presentation and publication; technical validity; failure to effect legislative intent; failure to implement undertakings given to Committee; strict and vicarious liability offences; safeguards and restrictions on the power of entry upon private premises; reversal of onus of proof; proper compensation for persons affected by Commonwealth actions; proper notification of rights and liabilities; protection of rights of persons appearing before courts or tribunals; right to privacy; harsh or unreasonable provisions; inappropriate powers given to public officials; review of decisions which affect commercial and business operations; review of decisions affecting personal rights; matters more appropriate for primary legislation. Ministerial undertakings implemented. Ministerial undertakings not yet implemented. Letter from Senator Giles to Prime Minister. Departmental manuals and quasi-legislation: statement by Senator Bishop. Delegated legislation and disallowance: initiative by Senator Patterson. The Third Conference of Australian Delegated Legislation Committees. Further statement on Third Commonwealth Conference on Delegated Legislation. Administrative Review Council project on rule</p>	12.12.91	454 of 1991

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	<p>principles of the Committee – Issues raised in Report – failure to indicate role of Parliament or one of its committees; incorrect or misleading citations in explanatory statements; unclear period in which instrument in force; lack of numbering or citation; technical invalidity; drafting errors; incorporation; unexpected use of delegated powers; failure to effect legislative intent; inadequate explanatory material; retrospectivity; tabling and disallowance; safeguards and restrictions on warrants authorising entry of public officials upon private premises; criteria for ascertaining amount of financial compensation; uncertain rights or obligations; reasonableness of fees and penalties; protection of parties in proceedings before courts and tribunals; possible valid operation of prejudicial retrospectivity; dilution or removal of existing rights or safeguards; proper controls over public officials and authorities; matters more appropriate for primary legislation. Ministerial undertakings implemented. Ministerial undertakings outstanding. Statement by Senator Collins on Self-Government in the ACT. Statement by Senator Collins on consideration by the Committee of the ACT Imperial Acts (Repeal) Ordinance 1988. Confirmation of the power of either House of Parliament in respect of the disallowance of delegated legislation.</p> <p>Appendices:</p> <ol style="list-style-type: none"> 1. Classification of legislative instruments under the heading ‘miscellaneous’ in paragraph 1.13. 2. Instruments made under Acts and subject to disallowance or disapproval by either House of Parliament. 3. Alphabetical list of legislation and delegated legislation with paragraph references 1988-1989 		
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83	<p>General Report. Philosophy, Goals and Role of the Committee. Guidelines on the Application of the Committee's Principles. A Request for Better Explanatory Statements. Legislation Considered 1986-1987. Issues arising in report – body searches; cabinet secrecy; classification of offenders by age; delegations of ministerial power; detention without judicial authority; grounds for dismissal from office; drafting errors; inadequacy of explanatory statements; federal-state regulatory arrangements; fees and charges; guilt by association; identity cards; immunity from suit; information for Parliament; notification of appeal rights; rights of parents; level of penalties; police interrogation of minors; powers of entry; principle (d); reasonable exercise of powers; reasonableness of charges and fees; reasonableness of penalties; reasons for decisions; religious rights; retrospectivity; review of discretions (including the right to practice a trade, business or profession); sex discrimination; strict</p>	18/04/98	377 of 1988

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	<p>liability; sub-delegated instruments; sunset clause; subsidy scheme; tabling and disallowance of instruments; ultra vires; unusual or unexpected use of powers; use of force. Reform of the Legislative Instruments Act. Ministerial undertakings implemented. Ministerial undertakings not yet implemented. Review of ministerial decisions. Legal adviser. Committee staff.</p> <p>Appendices:</p> <ol style="list-style-type: none"> 1. Classification of legislative instruments under the heading 'others' in paragraph 1.5. 2. Instruments made under Acts and subject to disallowance and disapproval by either House of the Parliament. 3. List of delegated legislation considered in chapter 5. 4. Chairman's statement to the Senate on the role of the Committee and ministerial undertakings – 17 December 1987. 5. Professor Goldring's summary of his advice concerning AAT review of ministerial policy decisions. 6. Issues arising in delegated legislation 1986-7 7. Index to Reports 1986-1987 (80th to 82nd Reports) 8. Extract from Senate Standing Order 36A. 9. 		
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80	<p>General Report. Application of the Committee's Principles. Reform of the Acts Interpretation Act. Legislation Considered 1985-86. Summary of the Committee's work. Powers of disallowance. The Committee of its Principles. Issues arising in Report – consent to entry; contempt of court powers; declaration of military practice areas; delegation of powers and discretions; ministerial discretion; double penalty; draft legislation; drafting errors; inadequacy of explanatory statements; ministerial exemption; revival of laws; search warrants; service witnesses; sex discrimination; sexual offences; strict liability; tabling and disallowance; telephone search warrants; ultra vires. Ministerial Undertakings implemented. Undertakings not implemented. Legal Adviser. Review of policy decisions Committee staff.</p> <p>Appendices:</p> <ol style="list-style-type: none"> 1. Index to legislation considered in Chapter 4. 2. Issues arising in legislation 1985-86 3. Instruments subject to disallowance or 	14/10/86	241 of 1986

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	<p>to June 1984. Summary of Committee's work. Quarantine (Animals) Regulations (Amendment) – subsection discretion. High Court Directions No. 1 of 1984 – reversal of onus of proof. Workmen's Compensation (Amendment) Ordinance 1983 – reversal of onus of proof; conclusive certificate. ACT Motor Vehicle Regulations and Ordinances – penalties beyond scope of Act. ACT Dangerous Goods Ordinance 1984 – reversal of onus of proof; explanatory statement. Principle (d) of the Committee's terms of reference. Retrospectivity. Printing of Consolidated Legislation. Notification of Appeal Rights in Delegated Legislation. Legal Adviser. Ministers and Officials.</p> <p>Appendices:</p> <ol style="list-style-type: none"> 1. Report on Undertakings by Ministers to amend or Review Delegated Legislation 2. Recommendations contained on Previous Reports 		
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74	<p>General Report. Legislation Considered May-December 1983. Matters arising from previous Reports. Committee Procedures – partial disallowance; retrospectivity in Ordinances. Statutory Rules - . Zoning Plan - . ACT Ordinances - . Defence Determinations – retrospectivity. Second Commonwealth Conference of Delegated Legislation Committees, Ottawa, Canada. Legal Adviser. Ministers and Officials.</p> <ol style="list-style-type: none"> 1. Report on Ministerial Undertakings to Amend or Review Delegated Legislation 2. Recommendations Contained in Previous Reports. 	27/03/84	32 of 1984
73	<p>General Report. Legislation Considered March-November 1982. Matters arising from 71st Report – Committee Procedures; use of affirmative resolution procedure; delegated legislation in draft; power to amend; committee's powers during recess. Defence Force (Reserves) (Financial) Regulations (Amendment) - retrospectivity. Defence Determination No. 59 of 1981 - retrospectivity. High Court of Australia Rule of Court – retrospective increase in interest rate on judgment debts. Conciliation and Arbitration Regulations (Amendment) – matter more appropriate for primary legislation. Postal</p>	14/12/82	326 of 1982

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70	<p>General Report. Legislation Considered November 1980 to May 1981. Matters arising from previous Report. Audit (Exempt Accounts) Regulations – exemption of accounts from audit. ACT Nature Conservation Ordinance – offences and penalties; powers of entry and search; admissibility of evidence. Customs (Prohibited Imports) Regulations – right of review. Great Barrier Reef Marine Park – Capricornia Section Zoning Plan – right of review. Defence Force Regulations – right of review. ACT traffic (Amendment) Ordinance. ACT Health Commission (Amendment) Ordinance – matters of substantive nature to be reported to Senate. Retrospective legislation. Consideration of draft delegated legislation. Undertakings by Ministers. Retirement of Deputy Chairman.</p> <p>Appendices:</p> <ol style="list-style-type: none"> 1. Outstanding undertakings by Ministers 2. List of recommendations contained in Reports. 	11/06/81	138 of 1981
69	<p>General Report. Legislation Considered 1980. Australian Federal Police (Discipline) Regulations – rights of members accused of offences. Census Regulations – matters contained in census. Overseas Students Charge Collection Regulations – exemption from charge. Australian Military Regulations – compensation for damage to property. Retrospective legislation. ACT Motor Traffic Ordinance – enforcement of wearing seat belts by children. ACT Court of Petty Sessions Ordinance – appeals by the Crown. ACT Flammable Liquid Ordinance – onus of proof. ACT Consumer Affairs Ordinance – disclosure of information to courts. Christmas Island Census and Statistics Ordinance – powers of entry and search. Form of Summonses. Conference of Delegated Legislation Committees.</p> <p>Appendices:</p> <ol style="list-style-type: none"> 1. Outstanding undertakings by Ministers. 2. List of recommendations contained in Reports. 	15/09/80	155 of 1980
68	<p>General Report. Powers of the Committee. Statutory provisions for disallowance.</p>	19/11/79	282 of 1979

Report No.	Subject	Date Tabled	Parliamentary Paper No.
	Notification of rights and duties. Alteration of entitlements by regulation. Consideration of draft legislation. Evidence Act. Judicial review of administrative acts. Legislation Considered 1979. Ombudsman Regulations – jurisdiction of the Ombudsman. Audit (Exempt Accounts) Regulations – exemption of accounts from audit. Defence Force Financial Regulations – retrospectivity. Primary Industry Licensing Regulations – rights of appeal. Federal Court Rules. ACT Poisons and Narcotic Drugs Ordinance – offences and penalties. ACT Fuels Control Ordinance – powers of entry and search. Norfolk Island Ordinances – review by the Committee; control of delegated legislation. Cocos (Keeling) Islands Immigration Ordinance – right of appeal. Cocos (Keeling) Islands Postal Services Ordinance – control of by-laws. Outstanding Undertakings by Ministers.		
67	Members of the Committee 1932-1979. List of Reports. Index to First to Sixty-sixth Reports.	29/08/79	179 of 1979
66	General Report. Disallowance of repealing instrument. Onus of proof in criminal cases. Legislation Considered 1978-79. Historic Shipwrecks Regulations – 63rd Report. National Health Regulations – rights of appeal. Regulations under the Quarantine Act – powers of officers; rights of appeal. Schools Commission Regulations – payment of allowances; Ministerial discretion. Student Assistance Regulations – rights of applicants for assistance. Dried Fruits Export Control (Licences) Regulations – rights of appeal. Postal By-laws – non-redirectable mail. Telecommunications (General) By-laws – offences; cancellation of services; ACT Child Welfare Ordinance – government control of children; rights of appeal. Outstanding undertakings by Ministers.	08/06/79	116 of 1979
65	Regulations under the Superannuation Act – retrospectivity; amendment of the Act by regulation. Defence Force Financial Regulations – retrospectivity.	01/05/79	69 of 1979
64	Principles of the Committee.	20/03/79	42 of 1979
63	Historic Shipwrecks Regulations – offences. Superannuation (Allocation of Previous Fund) Regulations – rights of contributors. Superannuation (Additional Pension) Regulations – retrospectivity.	24/10/78	275 of 1978
62	Undertakings by Ministers to amend regulations and ordinances. Standing Order 36A: matters referred to the Committee.	28/09/78	203 of 1978
61	General Report. Remuneration Tribunals	08/06/78	18 of 1978

Report No.	Subject	Date Tabled	Parliamentary Paper No.
	(Members' Fees and Allowances) Regulations – remuneration of the tribunals. National Park and Wildlife Regulations – powers of officers. Naval Financial Regulations and Air Force Regulations – administrative discretion. Defence Force (Salaries) Regulations – Sixtieth Report. Federal Court of Australia Regulations – remission of fees. Australian National Railways General By-law – offences; powers and immunities of Commission; onus of proof. ACT Physiotherapists Registration Ordinance – witnesses' fees.		
60	Defence Force (Salaries) Regulations – remuneration of officers. Hansard evidence included.	13/04/78	17 of 1978
59	Ombudsman Regulations – jurisdiction of the Ombudsman. ACT Consumer Affairs Ordinance – powers of officers; immunity of officers from legal proceedings; self-incrimination of witnesses. ACT Legal Aid Ordinance – payment of costs by Legal Aid Commission. ACT Sale of Motor Vehicles Ordinance – power of Registrar to determine disputes.	04/11/77	233 of 1977
58	Undertakings by Ministers to amend regulations and ordinances	11/10/77	215 of 1977
57	General Report. Family Law Regulations – offences; court orders; sequestration. Defence Force Regulations – delegation of powers. Australian Rifle Club Regulations – exemption from State laws. Air Navigation Regulations – powers of entry and search. Remuneration and Allowances Regulations – remuneration of officers. Telecommunications By-laws – offences. Australian Tourist Commission Regulations – retrospectivity. Conciliation and Arbitration Regulations – powers of returning officers. ACT Surveyors Ordinance – review of charges. ACT Flammable Liquids Ordinance – powers of inspector. ACT Land Rent and Rates (Deferment and Remission) Ordinance – valuation appeals. ACT City Area Leases Ordinance – breaches of leases; offences. Norfolk Island Administration Ordinance – declaration of gaols. Christmas Island Industrial Relations Ordinance – powers of Arbitrator. ACT Remand Centres Ordinance – offences; powers of superintendent. Undertakings by Ministers.	03/12/76	353 of 1976
56	Various retrospective regulations.	02/11/76	277 of 1976
55	ACT ordinances containing substantive legislation.	27/05/76	126 of 1976
54	ACT manufacturers' Warranties Ordinance – matter more appropriate for parliamentary enactment.	04/05/76	64 of 1976

Report No.	Subject	Date Tabled	Parliamentary Paper No.
53	ACT Misrepresentation Ordinance – misrepresentation in contracts; reversal of the onus of proof; matter more appropriate for parliamentary enactment.	04/05/76	63 of 1976
52	Cocos (Keeling) Islands Lands Acquisition Ordinance – power to compulsorily acquire land.	18/03/76	5 of 1976
51	General Report. Postal Services Regulations and Postal By-laws – powers of officers to open mail. Postal By-laws – compensation for lost articles. Telecommunications (General) By-laws – immunity of Commission from legal proceedings. Census Regulations – information required. Apple and Pear (Conditions of Export) Regulations – rights of licensees. Customs (Prohibited Exports) Regulations – export of historical items. Patents Regulations – fees. ACT Motor Traffic Ordinance – reversal of onus of proof. Canberra Hospitals (Charges) Regulations – fees for compensation patients. ACT Liquor Ordinance – rights of licensees. ACT Lake Burley Griffin Ordinance – power to close lake.	04/03/76	4 of 1976
50	General Report. Work Of The Committee. Undertakings Given By Ministers. Papua New Guinea (Staffing Assistance) (Terms And Conditions Of Employment) Regulations – Rights Of Appeal. Papua New Guinea (Staffing Assistance) (Superannuation) Regulations – Benefits Of Officers. Apple And Pear (Conditions Of Export) Regulations – Rights Of Licensees. Conciliation And Arbitration Regulations – Particulars Of Charges. Student Assistance Regulations – Rights Of Appeal. Commonwealth Scholarships And Awards Regulations – Retrospectivity; Scholarships Act. Superannuation (Prescribed Rates of Interest) Regulations – rights of provident fund contributors. Defence Force Financial Regulations – retrospectivity. ACT Pyramid Selling Ordinance – liability of officers of company. ACT Seaweed Protection Ordinance – offences. ACT Motor Traffic Ordinance – exemption of vehicles from Ordinance. ACT Unclaimed Monies Ordinance – delegation of powers. ACT Legislative Assembly (Election) Regulations – registration of political parties. Christmas Island Importation of Dogs and Cats Ordinance – forfeiture and destruction of prohibited imports. Notices of motion for disallowance not disposed of when House of Representatives dissolved. Effect of previous reports. Appendix on the operation of the Committee.	11/12/74	271 of 1974
49	ACT City Area Leases Ordinance – regulation of contracts. Hansard evidence included.	16/08/74	279 of 1974

Report No.	Subject	Date Tabled	Parliamentary Paper No.
48	Public Service (Parliamentary Officers) Regulations – benefits for officers; vires.	14/03/74	1 of 1974
47	General Report. Honey Industry (Election of Board) Regulations – powers of returning officers. Naval Reserve Cadets Regulations – discharge of cadets. Matrimonial Causes Rules – disallowance by the Senate. Navigation (Courts of Marine Inquiry) Regulations – alteration of questions before courts. Northern Territory Supreme Court Legal Assistance Rules – report to court by police. Various regulations under the Customs Act – powers of delegation. Banking (Foreign Exchange) Regulations – power of courts to order forfeiture. Regulations under the Customs Act – administrative discretions. Defence Forces Financial Regulations – retrospectivity. Regulations providing allowances of members of statutory authorities – retrospectivity. ACT Prices Regulation Ordinance – liberty of the subject. ACT Police (Disciplinary Provisions) Ordinance – reappointment of successful appellants. ACT Companies Ordinance – power to exempt companies from Ordinance. ACT Consumer Affairs Ordinance – immunity of officers from legal proceedings. Christmas Island Police Force Ordinance – search warrants. Acceptance of Ministerial undertakings by the Committee.	03/12/73	290 of 1973
46	ACT Landlord and Tenant Ordinance – powers of Rent Controller. Hansard evidence included.	23/10/73	238 of 1973
45	Members of the Committee 1932-1973. List of reports. Index to First to Forty-fourth Reports.	07/07/73	101 of 1973
44	Commonwealth Scholarships and Awards Regulations – delay in drafting the regulations under the <i>Scholarships Act 1969</i> and consequent failure to proclaim the Act.	22/05/73	40 of 1973
43	General Report. Retrospective scrutiny of regulations and ordinances. Air Force Regulations and Public Service Regulations – administrative discretion relating to pay – Various ACT Ordinances – administrative discretion and liberty of subject. Certain Norfolk Island Ordinances – liberty of the subject. Conciliation and Arbitration Regulations – ministerial discretion relating to legal aid. Native Members of the Forces (Torres Strait Islands) Regulations – administrative discretion relating to allowances. Meat Export Control (Licences) Regulations – information required. Appendix on the operation of the Committee.	27/10/72	220 of 1972
42	Retrospectivity of regulations relating to the Defence Services.	24/10/72	217 of 1972
41	Military Financial Regulations – retrospectivity. Hansard evidence included.	28/09/72	149 of 1972

Report No.	Subject	Date Tabled	Parliamentary Paper No.
40	Naval Financial Regulations – administrative discretion, unclear drafting. Hansard evidence included.	31/08/72	126 of 1972
39	Certain regulations rendered invalid by a judgement of the High Court. Committee's attitude to questions of vires.	23/03/72	24 of 1972
38	General Report. Work of the Committee. Various ACT Ordinances – payment of witnesses. Various Defence Forces Regulations – administrative discretion. National Service Regulations – ministerial discretion relating to court hearings. Public Service Regulations – administrative discretion relating to pay. Repatriation Regulations – discretion of the Repatriation Commissioner. States Receipts Duties Regulations – penalties. Air Navigation Regulations – administrative discretion relating to registration of aircraft. ACT City Area Leases Ordinance – ministerial discretion relating to leases. Exports (Fresh Fruit) Regulations – administrative discretion relating to exports. Effect of previous Reports.	26/08/71	100 of 1971
37	Norfolk Island Ordinances.	26/08/71	143 of 1971
36	ACT Evidence Ordinance – matters more appropriate to substantive legislation.	18/08/81	121 of 1971
35	Dairy Industry Equalization Legislation Referendum Regulations – administrative discretion relating to rejection of votes.	25/02/71	68 of 1971
34	Bankruptcy (Offences) Rules – powers of the court to allow amendment of information; Power of Registrar to issue warrants. Hansard evidence included.	14/10/70	160 of 1970
33	Public Service Regulations – administrative discretion relating to public service positions.	19/08/70	130 of 1970
32	Customs (Prohibited Imports) Regulations – administrative discretion relating to imports of therapeutic substances.	04/06/70	81 of 1970
31	Conciliation and Arbitration Regulations – retrospectivity.	23/04/70	52 of 1970
30	Norfolk Island Health Ordinance – liberty of subject.	21/04/70	50 of 1970
29	Naval Financial Regulations – administrative discretion in relation to allowances and charges. Discretionary powers of administrative bodies. Hansard evidence included.	16/04/70	49 of 1970
28	Index to the First to Twenty-sixth Reports and a reprint of those Reports.	23/09/69	188 of 1969
27	Military Financial, Naval Financial and Air Force Regulations – matters more appropriate for statute.	23/09/69	187 of 1969
26	General Report. Principles and Procedure of the Committee. Various Norfolk Island Ordinances – liberty of the subject. ACT Companies (Life	23/09/69	186 of 1969; 188 of 1969

Report No.	Subject	Date Tabled	Parliamentary Paper No.
	Insurance Holding Companies) Ordinance – defence to prosecutions. ACT Sewerage Rates Ordinance – ministerial discretion regarding levy of rates. Retrospectivity of financial regulations. Effect of some previous reports.		
25	Retrospectivity and delay in promulgation of regulations.	28/11/68	243 of 1968; 188 of 1969
24	ACT City Area Leases Ordinance – ministerial discretion relating to leases.	05/10/67	148 of 1967; 188 of 1969
23	ACT Freehold Land (Subdivision and Use) Ordinance – property rights of individuals and ministerial discretion. Hansard evidence included.	05/10/67	147 of 1967; 188 of 1969
22	ACT Advisory Council Ordinance – independence of members from ministerial control.	29/09/96	293 of 1964-65-66; 188 of 1969
21	Air Navigation (Buildings Control) Regulations – property rights of individuals.	22/09/65	293 of 1964-65-66; 188 of 1969
20	Christmas Island Tuberculosis Ordinance – liberty of subject.	22/09/65	223 of 1964-65; 188 of 1969
19	General Report. Customs (Prohibited Imports) Regulations – effect of 18 th Report. Broadcasting and Television Regulations – powers of Broadcasting Control Board. Marriage Regulations – power to require information. ACT Dental and Medical Practitioners Registration Regulations – liberty of the subject. ACT Lake Burley Griffin (Temporary Control) Ordinance – ministerial powers. Territory legislation. Retrospectivity of regulations.	21/05/64	S2 of 1964; 188 of 1969
18	Customs (Prohibited Imports) Regulations – ministerial discretion relating to prohibition of imports.	14/11/62	S1 of 1962; 188 of 1969
17	Public Service Regulations – retrospectivity and delay in promulgation.	05/10/61	S1 of 1961; 188 of 1969
16	Public Service Regulations – regulation making power of the statute and amount of expenditure authorised. Canberra Building Regulations – administrative discretion.	11/05/60	S1 of 1960; 188 of 1969
15	The Committee's powers to report upon the regulation-making power in a Bill. Ordinances of Territories.	22/09/59	S1 of 1959; 188 of 1969
14	Civil Aviation (Carriers' Liability) Bill 1959 – regulation-making power.	18/03/59	Not printed when tabled; 188 of 1969
13	ACT Meat Ordinance – administrative discretion, control over trade.	31/10/57	S3 of 1957; 188 of 1969
12	Concerns included retrospective authorisation of refunds of public revenue may be more appropriate for primary legislation; long delay in making regulations; enactment of regulations	20/05/57	S2 of 1957; 188 of 1969

Report No.	Subject	Date Tabled	Parliamentary Paper No.
	increasing public service salaries before appropriation act passed.		
11	Customs (Import Licensing) Regulations, Statutory Rules 1956 No. 93 – ministerial powers and control over trade – matter more appropriate for primary legislation; deny individuals access to the Courts – committee considered regulations ought to be disallowed – Hansard evidence included in report.	02/05/57	S1 of 1957; 188 of 1969
10	Amendment of the Air Force Regulations, Statutory Rules 1955 No. 92 – power to make deductions from members’ pay – committee moved disallowance on 22 May 1956 – Hansard of evidence included in report.	22/05/56	S1 of 1956; 188 of 1969
9	Concerns included using subordinate legislation to give effect to government policy rather than primary legislation; making of informative statement relating to Acts which confer statutory powers of a legislative character	21/10/54	S1 of 1954-55; 188 of 1969
8	Concerns included using subordinate legislation to give effect to government policy rather than primary legislation – Customs (Import Licensing) Regulations, Statutory Rules 1939, No. 163	03/06/52	S1 of 1951-52; 188 of 1969
7	Concerns included regulations not tabled within prescribed time, drafting of amending regulations; lack of uniformity in the tabling and disallowance of Ordinances; amendment by regulations more appropriate by primary legislation.	26/10/49	S1 of 1948-49; 188 of 1969
6	Appointment of first Legal Adviser (ex-Senator J.A. Spicer) – 1 January 1945 to 30 April 1946 – reappointed beginning of 18 th Parliament. Concerns raised included a regulation that amended an Act; drafting of regulations that made it difficult to find amendments.	30/04/47	S1 1946-47; 188 of 1969
5	Main concerns in report were the tabling of particulars where minister exercised powers under the Advances to Settlers Regulations; renumbering of regulations made under Ordinances; disallowance period for Ordinances; legislation made under the National Security Act; provision of an independent Legal Adviser; frequency of issue of Manual of National Security Legislation; committee scrutiny of regulations when they are notified in Gazette rather than when they are tabled.	17/09/42	S1 of 1940-42; 188 of 1969
4	General review of Committee’s work since 1932 – Statement that questions involving Government policy in regulations and ordinances fell outside the scope of the Committee. Other concerns raised in report – action that should be have taken by primary rather than subordinate legislation; delay in printing bound volumes of Ordinances.	23/06/38	S1 of 1937-38; 188 of 1969

Report No.	Subject	Date Tabled	Parliamentary Paper No.
	Effect of the Committee.		
3	Dried Fruits Export Control Regulations, Statutory Rules 1935 No. 29 – disallowed on 22 October 1935 with endorsement of committee – regulations contained retrospective provisions. Main concerns in report retrospective commencement of regulations; reversal of the usual onus of proof, regulations not tabled within prescribed time.	31/10/35	S1 of 1934-35; 188 of 1969
2	Air Force Regulations, Statutory Rules 1933 No. 46) – matter more appropriate for primary legislation. Waterside Employment Regulations (Statutory Rules 1933 No. 12) – power to declare that a State law shall have no force - matter more appropriate for primary legislation.	08/12/33	S2 of 1932-33; 188 of 1969
1	Regulations under the Customs Act relating to the censorship of cinematograph films (Statutory Rules 1932, No. 24) – matter more appropriate for primary legislation.	18/05/32	S1 of 1932; 188 of 1969