

1991—No. 331

ADMINISTRATIVE CHANGES ACT 1976—ORDER

NEW SOUTH WALES



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(L.S.) A. M. GLEESON,
by deputation from His Excellency the Governor.

I, Rear Admiral PETER ROSS SINCLAIR, Governor of the State of New South Wales, with the advice of the Executive Council, and in pursuance of the Administrative Changes Act 1976, make the Order set out hereunder.

Dated at Sydney, this 28th day of June 1991.

By His Excellency's Command,

NICK GREINER
Premier.

PART 1—PRELIMINARY

Citation

1. This Order may be cited as the Administrative Changes (General) Order 1991.

Commencement

2. (1) This Order (except clauses 4–6) commences on 1 July 1991.
- (2) Clause 4 is taken to have commenced on 26 June 1991.
- (3) Clauses 5 and 6 are taken to have commenced on 28 June 1991.

Definition

3. In this Order, “**document**” means any Act or statutory instrument, or any other instrument, or any contract or agreement.

PART 2—MINISTERS**References to Minister for Hospital Management**

4. In any document, a reference to the Minister for Hospital Management is to be construed as a reference to the Minister for Health Services Management.

Amendment of Administrative Changes (Ministers) Order 1991 (relating to transfer of juvenile justice legislation to Minister for Justice and animal welfare legislation to Minister for Agriculture and Rural Affairs)

5. The Administrative Changes (Ministers) Order 1991 is amended:
- (a) by omitting from clause 10 (2) the words “Attorney General” and by inserting instead the words “Minister for Justice”;
 - (b) by omitting from clause 12 the words “Minister for the Environment” and by inserting instead the words “Minister for Agriculture and Rural Affairs”.

Construction of references to Minister for Courts Administration and Corrective Services

6. In any document, a reference to the Minister for Courts Administration and Corrective Services is to be construed as a reference to the Minister for Justice.

PART 3—DEPARTMENTS AND OFFICERS**Construction of references to Department of Mineral and Energy**

7. (1) In any document, a reference to the Department of Minerals and Energy is to be construed as a reference to the Department of Mineral Resources, except as provided by subclause (2).

(2) In any document, a reference to the Department of Minerals and Energy is to be construed as a reference to the Office of Energy, if the reference is used in or in relation to legislation administered by the Minister for Energy.

Construction of references to Department of Agriculture and Fisheries

8. (1) In any document, a reference to the Department of Agriculture and Fisheries is to be construed as a reference to the Department of Agriculture, except as provided by subclause (2).

(2) In any document, a reference to the Department of Agriculture and Fisheries is to be construed as a reference to the Office of Fisheries, if the reference is used in or in relation to the Fisheries and Oyster Farms Act 1935.

Construction of references to Department of Family and Community Services

9. (1) In any document, a reference to the Department of Family and Community Services is to be construed as a reference to the Department of Community Services, except as provided by subclause (2).

(2) In any document, a reference to the Department of Family and Community Services is to be construed as a reference to the Department of Corrective Services, if the reference is used in or in relation to the Children (Detention Centres) Act 1987, the Children (Community Service Orders) Act 1987 or the Children (Interstate Transfer of Offenders) Act 1988.

Construction of references to Department of Lands and Secretary of that Department

10. (1) In any document, a reference to the Department of Lands is to be construed as a reference to the Department of Conservation and Land Management.

(2) In any document, a reference to the Secretary of the Department of Lands is to be construed as a reference to the Director-General of the Department of Conservation and Land Management.

Construction of references to Soil Conservation Services

11. In any document, a reference to the Soil Conservation Service (except in the title of the Commissioner of that Service) is to be construed as a reference to the Department of Conservation and Land Management.

Construction of references to Department of Local Government and Secretary of that Department

12. (1) In any document, a reference to the Department of Local Government is to be construed as a reference to the Department of Local Government and Co-operatives.

(2) In any document, a reference to the Secretary of the Department of Local Government is to be construed as a reference to the Director-General of the Department of Local Government and Co-operatives.

Construction of references to Business and Consumer Affairs

13. (1) In any document, a reference to Business and Consumer Affairs is to be construed as a reference to the Department of Consumer Affairs, except as provided by subclauses (2), (3) and (4).

(2) In any document, a reference to Business and Consumer Affairs is to be construed as a reference to the Department of State Development, if the reference is used in or in relation to legislation administered by the Minister for State Development.

(3) In any document, a reference to Business and Consumer Affairs is to be construed as a reference to the Department of Local Government and Co-operatives, if the reference is used in or in relation to legislation administered by the Minister for Cooperatives, except as provided by subclause (4).

(4) In the Growth Centres (Development Corporations) Act 1974 and the Growth Centres (Land Acquisition) Act 1974, or in any document made under those Acts, a reference to Business and Consumer Affairs is to be construed as a reference to the Property Services Group.

Construction of references to Attorney General's Department and Secretary etc. of the Department

14 (1) In any document, a reference to the Attorney General's Department is to be construed as a reference to the Department of Courts Administration, if the reference is used in or in relation to legislation administered by the Minister for Justice.

(2) In any document, a reference to the Secretary of the Attorney General's Department is to be construed as a reference to the Director-General of the Attorney General's Department, except as provided by subclause (3).

(3) In any document, a reference to the Secretary of the Attorney General's Department is to be construed as a reference to the Director-General of the Department of Courts Administration if the reference is used in or in relation to legislation administered by the Minister for Justice.

(4) A reference in section 4 (1) of the Suitors' Fund Act 1951 to the corporation sole established under the name of "The Secretary of the Attorney General's Department" is to be construed as a reference to the corporation sole established under the name of the "Director-General of the Department of Courts Administration".

(5) A reference, in the definition of "authorised justice", in any document to a justice of the peace employed in the Attorney General's Department is to be construed as a reference to a justice of the peace employed in the Department of Courts Administration.

Savings provision

15. A reference in Schedule 3B to the Public Sector Management Act 1988 to a position, being a position transferred from a Department or Administrative Office by an administrative change taking effect on the day on which this Order takes effect, is to be construed as a reference to that position in the Department or Administrative Office to which it was transferred.
