

FACT SHEET

Legislation and Regulatory Review (Education) Bill 2026

The *Legislation and Regulatory Review (Education) Bill 2026* (the Bill) gives effect to the Government's commitment to hold a Legislative Repeals Day in the August-September 2026 session of Parliament. The purpose of Legislative Repeals Day is to identify legislative, regulations and statutory rules that can be repealed, simplified or modernised.

The Bill amends the *Archives Act 1982*, the *Child Protection (International Measures) Act 2003* and the *Libraries Act 1984* and revokes a number of spent proclamations.

Archives Act 1983

The *Archives Act 1983* (Archives Act) continues the Archives Office of Tasmania, provides for the appointment of the State Archivist, and makes provision for a range of matters relating to the preservation and acquisition of State and other records.

The Bill amends the definition of 'record' in section 3 of the Archives Act to align it more closely with the definition in the Commonwealth *Archives Act 1983*, creating consistency across Commonwealth and State jurisdictions.

The Bill also amends a number of sections in the Archives Act to remove gendered language ("he", "his", "him", "her") and replace these terms with gender-neutral language which refers to positions or roles ("the State Archivist", "the Minister", "the applicant").

Child Protection (International Measures) Act 2003

The *Child Protection (International Measures) Act 2003* (Child Protection Act) gives effect to the *Hague Convention on Jurisdiction, Applicable Law, Recognition, Enforcement and Co-operation in Respect of Parental Responsibility and Measures for the Protection of Children* (Child Protection Convention), which came into force in Australia on 1 August 2003. The Child Protection Act recognises:

- the importance of international cooperation for the protection of children;
- the need to avoid conflict between the legal systems of different countries including for recognition and enforcement of measures for the protection of children; and
- the child's best interests as a primary consideration in relation to measures for protecting a child or a child's property.

The Bill amends section 4 of the Child Protection Act to replace gendered language ("his" or "her") with a gender-neutral term ("the child"). The Bill does not amend the wording of the Child Protection Convention in Schedule 1 of the Child Protection Act, as this text directly replicates the wording of the Child Protection Convention itself.

Libraries Act 1984

The *Libraries Act 1984* (Libraries Act) provides for the establishment, maintenance and management of library services in Tasmania. The Bill contains several provisions to modernise and update process and language in the Libraries Act.

The Bill amends a number of sections in the Libraries Act to remove gendered language (“he”, “his”, “him”) and replace these terms with gender-neutral language which refers to positions or roles (“the Secretary”, “the publisher”).

Section 9A of the Libraries Act deals with guidelines for charging library fees. The Bill amends this section to provide that the Secretary may publish the guidelines on a website that is operated by or on behalf of the Department for Education, Children and Young People. This is in addition to the current provision which allows for publication in the Gazette, or any newspaper circulating generally in Tasmania, providing greater flexibility and accessibility for key information.