

CLAUSE NOTES

Professional Standards Amendment Bill 2016

- Clause 1:** Short Title
- Clause 2:** Commencement on Royal Assent
- Clause 3:** Principal Act
- Clause 4:** Inserts new definitions relating to interstate schemes into section 4 (Interpretation)
- Clause 5:** Inserts a new provision to clarify that the Act will not apply to a contract entered into between the commencement of the Act and either the commencement of a professional standards scheme or before a person who is a party to the contract becomes a member of a scheme.
- Clause 6:** Amends section 8 to provide for preparation and approval of a scheme intended to operate in Tasmania and another jurisdiction.
- Clause 7:** Amends section 9 to provide for public notification of a scheme intended to operate in Tasmania and another jurisdiction.
- Clause 8:** Amends section 11 to provide for consideration of a scheme intended to operate in Tasmania and another jurisdiction.
- Clause 9:** Amends section 13 to provide for submission of a scheme intended to operate in Tasmania and another jurisdiction to the relevant Minister in the other jurisdiction.
- Clause 10:** Amends section 14 to provide for the gazettal, tabling and disallowance of a scheme intended to operate in Tasmania and another jurisdiction.
- Clause 11:** Amends section 15 to remove the requirement to commence a scheme at least 2 months after gazettal and provide for commencement of a scheme intended to operate in Tasmania and another jurisdiction
- Clause 12:** Amends section 16 to provide for challenges to a scheme intended to operate in Tasmania and another jurisdiction.
- Clause 13:** Amends section 17 to provide for the review of an interstate scheme.
- Clause 14:** Amends section 18 to exclude an interstate scheme from the operation of the section.

- Clause 15:** Amends section 19 to provide for notice to be given to the relevant Minister in another jurisdiction of the revocation of a scheme intended to operate in Tasmania and another jurisdiction.
- Clause 16:** Inserts two new sections after section 19 to provide for the publication in Tasmania of a notice of the revocation of an interstate scheme under the law of the jurisdiction in which the scheme was prepared and the termination of the operation of an interstate scheme in Tasmania.
- Clause 17:** Amends section 27 to omit paragraph (c).
- Clause 18:** Makes a consequential amendment to section 34.
- Clause 19:** Amends section 35 to provide for the duration of a scheme intended to operate in Tasmania and another jurisdiction and to harmonise the section with the law in other jurisdictions.
- Clause 20:** Inserts a new section 47A to ensure the Professional Standards Council may act in conjunction with a corresponding Council in another jurisdiction.
- Clause 21:** Amends section 55 to provide for the application of the section to an interstate scheme and to remove a reference to subsection 27(c).
- Clause 22:** Provides for the repeal of this amending Act after the amendments contained in it are incorporated into the Principal Act.