

## CLAUSE NOTES

### *Tasmanian Civil and Administrative Tribunal (Consequential Amendments) Bill 2021*

#### PART I – PRELIMINARY

**Clause 1: Short title**

This clause provides that, once passed, the Bill will be cited as the *Tasmanian Civil and Administrative Tribunal (Consequential Amendments) Act 2021* (the Act).

**Clause 2: Commencement**

This clause provides for the provisions of the Act to commence on the day on which the Bill receives the Royal Assent.

#### PART 2 – ACTS INTERPRETATION ACT 1931 AMENDED

**Clauses 3-4:**

This Part makes a technical amendment to the *Acts Interpretation Act 1931* to refer to the Tasmanian Civil and Administrative Tribunal.

#### PART 3 – AGRICULTURAL AND VETERINARY CHEMICAL (CONTROL OF USE) ACT 1995 AMENDED

**Clauses 5-6:**

This Part makes a technical amendment to the *Agricultural and Veterinary Chemicals (Control of Use) Act 1995* to refer to the Tasmanian Civil and Administrative Tribunal.

#### PART 4 – ANTI-DISCRIMINATION ACT 1998 AMENDED

**Clauses 7-25:**

This Part makes amendments to the *Anti-Discrimination Act 1998* (the Principal Act) to repeal provisions that will become redundant when the *Tasmanian Civil and Administrative Tribunal Act 2020* is amended by the *Tasmanian Civil and Administrative Tribunal Amendment Act 2021*.

It also makes amendments to the Principal Act to refer to processes, powers and procedures under the *Tasmanian Civil and Administrative Tribunal Act 2020* and to refer to the Tasmanian Civil and Administrative Tribunal and its members and staff.

## PART 5 – ASBESTOS-RELATED DISEASES (OCCUPATIONAL EXPOSURE) COMPENSATION ACT 2011 AMENDED

### Clauses 26-46:

This Part makes amendments to the *Asbestos-Related Diseases (Occupational Exposure) Compensation Act 2011* (the Principal Act) to repeal provisions that will become redundant when the *Tasmanian Civil and Administrative Tribunal Act 2020* is amended by the *Tasmanian Civil and Administrative Tribunal Amendment Act 2021*.

It also makes amendments to the Principal Act to refer to processes, powers and procedures under the *Tasmanian Civil and Administrative Tribunal Act 2020* and to refer to the Tasmanian Civil and Administrative Tribunal and its members and staff.

## PART 6 – BIOSECURITY ACT 2019 AMENDED

### Clauses 47-50:

This Part makes technical amendments to the *Biosecurity Act 2019* to refer to the Tasmanian Civil and Administrative Tribunal and the *Tasmanian Civil and Administrative Tribunal Act 2020*, and to substitute a reference to Schedule 1 to the *Resource Management and Planning Appeal Tribunal Act 1993*, which will be repealed by this Bill.

## PART 7 – BUILDING ACT 2016 AMENDED

### Clauses 51-54:

This Part makes technical amendments to the *Building Act 2016* to refer to the Tasmanian Civil and Administrative Tribunal (TASCAT) and the President of TASCAT, and to repeal provisions that will become redundant when the *Tasmanian Civil and Administrative Tribunal Act 2020* is amended by the *Tasmanian Civil and Administrative Tribunal Amendment Act 2021*.

## PART 8 – CORRECTIONS ACT 1997 AMENDED

### Clauses 55-58:

This Part makes technical amendments to the *Corrections Act 1997* to refer to the Tasmanian Civil and Administrative Tribunal.

## PART 9 – COURT SECURITY REGULATIONS 2018 AMENDED

### Clauses 59-60:

This Part makes technical amendments to the *Court Security Regulations 2018* to refer to the Tasmanian Civil and Administrative Tribunal and repeal provisions that will become redundant when the *Tasmanian Civil and Administrative Tribunal Act*

2020 is amended by the *Tasmanian Civil and Administrative Tribunal Amendment Act 2021*.

## PART 10 – CRIMINAL JUSTICE (MENTAL IMPAIRMENT) ACT 1999 AMENDED

### Clauses 61-65:

This Part makes technical amendments to the *Criminal Justice (Mental Impairment) Act 1999* to refer to the Tasmanian Civil and Administrative Tribunal.

## PART 11 – CROWN LANDS ACT 1976 AMENDED

### Clauses 66-67:

This Part removes the definition of ‘Appeal Tribunal’ from the *Crown Lands Act 1976* (the Principal Act), as this term is not used within the Principal Act.

## PART 12 – DISABILITY SERVICES ACT 2011 AMENDED

### Clauses 68-81:

This Part makes amendments to the *Disability Services Act 2011* (the Principal Act) to repeal provisions that will become redundant when the *Tasmanian Civil and Administrative Tribunal Act 2020* is amended by the *Tasmanian Civil and Administrative Tribunal Amendment Act 2021*.

It also makes amendments to the Principal Act to refer to processes, powers and procedures under the *Tasmanian Civil and Administrative Tribunal Act 2020* and to refer to the Tasmanian Civil and Administrative Tribunal and its staff.

## PART 13 – ENVIRONMENTAL MANAGEMENT AND POLLUTION CONTROL ACT 1994 AMENDED

### Clauses 82-86:

This Part makes technical amendments to the *Environmental Management and Pollution Control Act 1994* to refer to the Tasmanian Civil and Administrative Tribunal and to repeal provisions that will become redundant when the *Tasmanian Civil and Administrative Tribunal Act 2020* is amended by the *Tasmanian Civil and Administrative Tribunal Amendment Act 2021*.

## PART 14 – EVIDENCE (AUDIO AND AUDIO VISUAL LINKS) REGULATIONS 2018 AMENDED

### Clauses 87-88:

This Part makes technical amendments to the *Evidence (Audio and Audio Visual Links) Regulations 2018* to refer to the Tasmanian Civil and Administrative Tribunal and repeal provisions that will become redundant when the *Tasmanian Civil and Administrative Tribunal Act*

2020 is amended by the *Tasmanian Civil and Administrative Tribunal Amendment Act 2021*.

## PART 15 – FIRE SERVICE ACT 1979 AMENDED

### Clauses 89-90:

This Part amends the *Fire Service Act 1979* to insert a new section 133A that refers to the Tasmanian Civil and Administrative Tribunal.

## PART 16 – FOREST PRACTICES ACT 1985 AMENDED

### Clauses 91-104:

This Part makes amendments to the *Forest Practices Act 1985* (the Principal Act) to repeal provisions that will become redundant when the *Tasmanian Civil and Administrative Tribunal Act 2020* is amended by the *Tasmanian Civil and Administrative Tribunal Amendment Act 2021*.

It also makes amendments to the Principal Act to refer to processes, powers and procedures under the *Tasmanian Civil and Administrative Tribunal Act 2020* and to refer to the Tasmanian Civil and Administrative Tribunal and its members and staff.

## PART 17 – GAS INDUSTRY ACT 2019 AMENDED

### Clauses 105-110:

This Part makes amendments to the *Gas Industry Act 2019* to refer to the Tasmanian Civil and Administrative Tribunal and to processes, powers and procedures under the *Tasmanian Civil and Administrative Tribunal Act 2020*.

## PART 18 – GAS SAFETY ACT 2019 AMENDED

### Clauses 111-115:

This Part makes amendments to the *Gas Safety Act 2019* (the Principal Act) to refer to the Tasmanian Civil and Administrative Tribunal and to processes, powers and procedures under the *Tasmanian Civil and Administrative Tribunal Act 2020*, and to repeal section 95, which will become redundant when the *Tasmanian Civil and Administrative Tribunal Act 2020* is amended by the *Tasmanian Civil and Administrative Tribunal Amendment Act 2021*.

## PART 19 – GUARDIANSHIP AND ADMINISTRATION ACT 1995 AMENDED

### Clauses 116-170:

This Part makes amendments to the *Guardianship and Administration Act 1995* (the Principal Act) to repeal provisions that will become redundant when the *Tasmanian Civil and*

*Administrative Tribunal Act 2020* is amended by the *Tasmanian Civil and Administrative Tribunal Amendment Act 2021*.

It also makes amendments to the Principal Act to refer to processes, powers and procedures under the *Tasmanian Civil and Administrative Tribunal Act 2020* and to refer to the Tasmanian Civil and Administrative Tribunal and its members and staff.

## **PART 20 – GUARDIANSHIP AND ADMINISTRATION REGULATIONS 2007 AMENDED**

### **Clauses 171-174:**

This Part makes technical amendments to the *Guardianship and Regulations 2007*.

## **PART 21 – HEALTH COMPLAINTS ACT 1995 AMENDED**

### **Clauses 175-176:**

This Part makes a technical amendment to the *Health Complaints Act 1995* to refer to the Tasmanian Civil and Administrative Tribunal.

## **PART 22 – HEALTH PRACTITIONER REGULATION NATIONAL LAW (TASMANIA) ACT 2010 AMENDED**

### **Clauses 177-178:**

This Part makes a technical amendment to the *Health Practitioners Regulation National Law (Tasmania) Act 2010* to refer to the Tasmanian Civil and Administrative Tribunal.

## **PART 23 – HEALTH PRACTITIONERS TRIBUNAL ACT 2010 AMENDED**

### **Clauses 179-211:**

This Part makes amendments to the *Health Practitioners Tribunal Act 2010* (the Principal Act) to repeal provisions that will become redundant when the *Tasmanian Civil and Administrative Tribunal Act 2020* is amended by the *Tasmanian Civil and Administrative Tribunal Amendment Act 2021*.

It also makes amendments to the Principal Act to refer to processes, powers and procedures under the *Tasmanian Civil and Administrative Tribunal Act 2020* and to refer to the Tasmanian Civil and Administrative Tribunal and its members and staff.

## PART 24 – HISTORIC CULTURAL HERITAGE ACT 1995 AMENDED

### Clauses 212-217:

This Part makes technical amendments to the *Historic Cultural Heritage Act 1995* to refer to the Tasmanian Civil and Administrative Tribunal and the *Tasmanian Civil and Administrative Tribunal Act 2020*, and to repeal provisions that will become redundant when the *Tasmanian Civil and Administrative Tribunal Act 2020* is amended by the *Tasmanian Civil and Administrative Tribunal Amendment Act 2021*.

## PART 25 – INLAND FISHERIES ACT 1995 AMENDED

### Clauses 218-220:

This Part makes amendments to the *Inland Fisheries Act 1995* to refer to the Tasmanian Civil and Administrative Tribunal and the *Tasmanian Civil and Administrative Tribunal Act 2020*, and to repeal provisions that will become redundant when the *Tasmanian Civil and Administrative Tribunal Act 2020* is amended by the *Tasmanian Civil and Administrative Tribunal Amendment Act 2021*.

## PART 26 – LAND ACQUISITION ACT 1993 AMENDED

### Clauses 221-222:

This Part makes technical amendments to the *Land Acquisition Act 1993* to refer to the Tasmanian Civil and Administrative Tribunal.

## PART 27 – LAND USE PLANNING AND APPROVALS ACT 1993 AMENDED

### Clauses 223-231:

This Part makes amendments to the *Land Use Planning and Approvals Act* (the Principal Act) to repeal provisions that will become redundant when the *Tasmanian Civil and Administrative Tribunal Act 2020* is amended by the *Tasmanian Civil and Administrative Tribunal Amendment Act 2021*.

It also makes amendments to the Principal Act to refer to processes, powers and procedures under the *Tasmanian Civil and Administrative Tribunal Act 2020* and to refer to the Tasmanian Civil and Administrative Tribunal.

## PART 28 – LAUNCESTON FLOOD RISK MANAGEMENT ACT 2015 AMENDED

### Clauses 232-234:

This Part makes technical amendments to the *Launceston Flood Risk Management Act 2015* to refer to the Tasmanian Civil and Administrative Tribunal and the *Tasmanian Civil and Administrative Tribunal Act 2020*.

## PART 29 – LIVING MARINE RESOURCES MANAGEMENT ACT 1995 AMENDED

**Clauses 235-237:**

This Part makes technical amendments to the *Living Marine Resources Management Act 1995* to refer to the Tasmanian Civil and Administrative Tribunal and the *Tasmanian Civil and Administrative Tribunal Act 2020*.

**PART 30 – LOCAL GOVERNMENT (GENERAL) REGULATIONS 2015 AMENDED**

**Clauses 238-239:**

This Part makes a technical amendment to the *Local Government (General) Regulations 2015* to refer to the Tasmanian Civil and Administrative Tribunal.

**PART 31 – LOCAL GOVERNMENT (HIGHWAYS) ACT 1982 AMENDED**

**Clauses 240-241:**

This Part makes technical amendments to the *Local Government (Highways) Act 1982* to refer to the Tasmanian Civil and Administrative Tribunal and the *Tasmanian Civil and Administrative Tribunal Act 2020*.

**PART 32 – LOCAL GOVERNMENT ACT 1993 AMENDED**

**Clauses 242-245:**

This Part makes amendments to the *Local Government Act 1993* to refer to the Tasmanian Civil and Administrative Tribunal and to processes, powers and procedures under the *Tasmanian Civil and Administrative Tribunal Act 2020*, and to repeal section 178B, which will become redundant when the *Tasmanian Civil and Administrative Tribunal Act 2020* is amended by the *Tasmanian Civil and Administrative Tribunal Amendment Act 2021*.

**PART 33 – MARINE FARMING PLANNING ACT 1995 AMENDED**

**Clauses 246-251:**

This Part makes amendments to the *Marine Farming Planning Act 1995* to refer to the Tasmanian Civil and Administrative Tribunal and to processes, powers and procedures under the *Tasmanian Civil and Administrative Tribunal Act 2020*, and to repeal section 99, which will become redundant when the *Tasmanian Civil and Administrative Tribunal Act 2020* is amended by the *Tasmanian Civil and Administrative Tribunal Amendment Act 2021*.

**PART 34 – MENTAL HEALTH ACT 2013 AMENDED**

**Clauses 252-275:**

This Part makes amendments to the *Mental Health Act 2013* (the Principal Act) to repeal provisions that will become redundant when the *Tasmanian Civil and Administrative Tribunal Act 2020* is

amended by the *Tasmanian Civil and Administrative Tribunal Amendment Act 2021*.

It also makes amendments to the Principal Act to refer to processes, powers and procedures under the *Tasmanian Civil and Administrative Tribunal Act 2020* and to refer to the Tasmanian Civil and Administrative Tribunal and its members and staff.

## **PART 35 – MOTOR ACCIDENTS (LIABILITIES AND COMPENSATION) (TRIBUNAL) REGULATIONS 2019 AMENDED**

### **Clauses 276-285:**

This Part makes amendments to the *Motor Accidents (Liabilities and Compensation) (Tribunal) Regulations 2019* (the Principal Regulations) to repeal provisions that will become redundant when the *Tasmanian Civil and Administrative Tribunal Act 2020* is amended by the *Tasmanian Civil and Administrative Tribunal Amendment Act 2021*.

It also makes amendments to the Principal Regulations to refer to processes, powers and procedures under the *Tasmanian Civil and Administrative Tribunal Act 2020* and to refer to the Tasmanian Civil and Administrative Tribunal and its members and staff.

## **PART 36 – MOTOR ACCIDENTS (LIABILITIES AND COMPENSATION) ACT 1973 AMENDED**

### **Clauses 286-290:**

This Part makes amendments to the *Motor Accidents (Liabilities and Compensation) Act 1973* (the Principal Act) to repeal provisions that will become redundant when the *Tasmanian Civil and Administrative Tribunal Act 2020* is amended by the *Tasmanian Civil and Administrative Tribunal Amendment Act 2021*.

It also makes amendments to the Principal Act to refer to the *Tasmanian Civil and Administrative Tribunal Act 2020* and the Tasmanian Civil and Administrative Tribunal.



## PART 37 – NATIONAL PARKS AND RESERVES MANAGEMENT ACT 2002 AMENDED

### Clauses 291-293:

This Part makes technical amendments to the *National Parks and Reserves Management Act 2002* to refer to the Tasmanian Civil and Administrative Tribunal and the *Tasmanian Civil and Administrative Tribunal Act 2020*.

## PART 38 – NEIGHBOURHOOD DISPUTES ABOUT PLANTS ACT 2017 AMENDED

### Clauses 294-298:

This Part makes amendments to the *Neighbourhood Disputes About Plants Act 2017* (the Principal Act) to repeal provisions that will become redundant when the *Tasmanian Civil and Administrative Tribunal Act 2020* is amended by the *Tasmanian Civil and Administrative Tribunal Amendment Act 2021*.

It also makes amendments to the Principal Act to refer to processes, powers and procedures under the *Tasmanian Civil and Administrative Tribunal Act 2020* and to refer to the Tasmanian Civil and Administrative Tribunal.

## PART 39 – NEIGHBOURHOOD DISPUTES ABOUT PLANTS REGULATIONS 2017 AMENDED

### Clauses 299-300:

This Part makes a technical amendment to the *Neighbourhood Disputes About Plants Regulations 2017* to refer to a registrar of the Tasmanian Civil and Administrative Tribunal.

## PART 40 – PHARMACY CONTROL ACT 2001 AMENDED

### Clauses 301-304:

This Part makes technical amendments to the *Pharmacy Control Act 2001* and repeals section 61, which will become redundant when the *Tasmanian Civil and Administrative Tribunal Act 2020* is amended by the *Tasmanian Civil and Administrative Tribunal Amendment Act 2021*.

## PART 41 – POWERS OF ATTORNEY ACT 2000 AMENDED

### Clauses 305-317:

This Part makes amendments to the *Powers of Attorney Act 2000* (the Principal Act) to repeal provisions that will become redundant when the *Tasmanian Civil and Administrative Tribunal Act 2020* is amended by the *Tasmanian Civil and Administrative Tribunal Amendment Act 2021*.

It also makes amendments to the Principal Act to refer to processes, powers and procedures under the *Tasmanian Civil and Administrative Tribunal Act 2020* and to refer to the Tasmanian Civil and Administrative Tribunal and its staff.

#### **PART 42 – PROBATE RULES 2017 AMENDED**

**Clauses 318-319:**

This Part makes a technical amendment to the *Probate Rules 2017* to refer to the Tasmanian Civil and Administrative Tribunal.

#### **PART 43 – PUBLIC HEALTH ACT 1997 AMENDED**

**Clauses 320-321:**

This Part makes a technical amendment to the *Public Health Act 1997* to refer to the Tasmanian Civil and Administrative Tribunal.

#### **PART 44 – PUBLIC SECTOR SUPERANNUATION REFORM (PARLIAMENTARY SUPERANNUATION) REGULATIONS 2016 AMENDED**

**Clauses 322-324:**

This Part makes technical amendments to the *Public Sector Superannuation Reform (Parliamentary Superannuation) Regulations 2016* to refer to the Tasmanian Civil and Administrative Tribunal.

#### **PART 45 – PUBLIC SECTOR SUPERANNUATION REFORM REGULATIONS 2017 AMENDED**

**Clauses 325-326:**

This Part makes a technical amendment to the *Public Sector Superannuation Reform Regulations 2017* to refer to the Tasmanian Civil and Administrative Tribunal.

#### **PART 46 – RAIL INFRASTRUCTURE ACT 2007 AMENDED**

**Clauses 327-329:**

This Part makes technical amendments to the *Rail Infrastructure Act 2007* to refer to the Tasmanian Civil and Administrative Tribunal and the *Tasmanian Civil and Administrative Tribunal Act 2020*.

#### **PART 47 – STRATA TITLES ACT 1998 AMENDED**

**Clauses 330-334:**

This Part makes amendments to the *Strata Titles Act 1998* to refer to the *Tasmanian Civil and Administrative Tribunal Act 2020* and the Tasmanian Civil and Administrative Tribunal, and to repeal provisions that will become redundant when the *Tasmanian Civil and Administrative Tribunal Act 2020* is amended by the *Tasmanian Civil and Administrative Tribunal Amendment Act 2021*.

## PART 48 – TESTATOR'S FAMILY MAINTENANCE ACT 1912 AMENDED

### Clauses 335-336:

This Part makes technical amendments to the *Testator's Family Maintenance Act 1912* to refer to the Tasmanian Civil and Administrative Tribunal.

## PART 49 – THEATRE ROYAL PRECINCT REDEVELOPMENT ACT 2016 AMENDED

### Clauses 337-339:

This Part makes amendments to the *Theatre Royal Precinct Redevelopment Act 2016* to refer to the *Tasmanian Civil and Administrative Tribunal Act 2020* and the Tasmanian Civil and Administrative Tribunal, and to repeal provisions that will become redundant when the *Tasmanian Civil and Administrative Tribunal Act 2020* is amended by the *Tasmanian Civil and Administrative Tribunal Amendment Act 2021*.

## PART 50 – THREATENED SPECIES PROTECTION ACT 1995 AMENDED

### Clauses 340-341:

This Part makes amendments to the *Threatened Species Protection Act 1995* to refer to the Tasmanian Civil and Administrative Tribunal and to omit a provision that will become redundant when the *Tasmanian Civil and Administrative Tribunal Act 2020* is amended by the *Tasmanian Civil and Administrative Tribunal Amendment Act 2021*.

## PART 51 – URBAN DRAINAGE ACT 2013 AMENDED

### Clauses 342-345:

This Part makes amendments to the *Urban Drainage Act 2013* to refer to the *Tasmanian Civil and Administrative Tribunal Act 2020* and the Tasmanian Civil and Administrative Tribunal.

## PART 52 – WATER MANAGEMENT ACT 1999 AMENDED

### Clauses 346-350:

This Part makes amendments to the *Water Management Act 1999* to refer to the *Tasmanian Civil and Administrative Tribunal Act 2020* and the Tasmanian Civil and Administrative Tribunal, and to repeal provisions that will become redundant when the *Tasmanian Civil and Administrative Tribunal Act 2020* is amended by the *Tasmanian Civil and Administrative Tribunal Amendment Act 2021*.

## PART 53 – WATER AND SEWERAGE INDUSTRY ACT 2008 AMENDED

### Clauses 351-353:

This Part makes amendments to the *Water and Sewerage Industry Act 2008* to refer to the *Tasmanian Civil and Administrative Tribunal Act 2020* and the Tasmanian Civil and Administrative Tribunal.

## **PART 54 – WILLS ACT 2008 AMENDED**

### **Clauses 354-366:**

This Part makes amendments to the *Wills Act 2008* to refer to the *Tasmanian Civil and Administrative Tribunal Act 2020*, the Tasmanian Civil and Administrative Tribunal and its staff, and to repeal section 34, which will become redundant when the *Tasmanian Civil and Administrative Tribunal Act 2020* is amended by the *Tasmanian Civil and Administrative Tribunal Amendment Act 2021*.

## **PART 55 – WORKERS REHABILITATION AND COMPENSATION ACT 1988 AMENDED**

### **Clauses 367-390:**

This Part makes amendments to the *Workers Rehabilitation and Compensation Act 1988* (the Principal Act) to repeal provisions that will become redundant when the *Tasmanian Civil and Administrative Tribunal Act 2020* is amended by the *Tasmanian Civil and Administrative Tribunal Amendment Act 2021*.

It also makes amendments to the Principal Act to refer to processes, powers and procedures under the *Tasmanian Civil and Administrative Tribunal Act 2020* and to refer to the Tasmanian Civil and Administrative Tribunal and its members and staff.

## **PART 56 – WORKERS REHABILITATION AND COMPENSATION REGULATIONS 2021 AMENDED**

### **Clauses 391-393:**

This Part makes amendments to the *Workers Rehabilitation and Compensation Regulations 2021* to substitute two definitions and to rescind regulation 5, which will become redundant when the *Tasmanian Civil and Administrative Tribunal Act 2020* is amended by the *Tasmanian Civil and Administrative Tribunal Amendment Act 2021*.

## **PART 57 – YOUTH JUSTICE ACT 1997 AMENDED**

### **Clauses 394-397:**

This Part makes amendments to the *Youth Justice Act 1997* to refer to the *Tasmanian Civil and Administrative Tribunal Act 2020* and the Tasmanian Civil and Administrative Tribunal.

## **PART 58 – LEGISLATION REPEALED AND RESCINDED**

**Clause 398:**                    **Legislation repealed**

This clause provides that the legislation specified in Schedule 1 of the Bill will be repealed.

**Clause 399:            Legislation rescinded**

This clause provides that the legislation specified in Schedule 2 of the Bill will be rescinded

**PART 59 – CONCLUDING PROVISION**

**Clause 400:            Repeal of Act**

This clause provides that the Act is repealed on the first anniversary of the day on which it commenced.

**SCHEDULE 1 – LEGISLATION REPEALED**

This schedule specifies the *Resource Management and Planning Appeal Tribunal Act 1993* as the legislation repealed under clause 398 of the Bill.

**SCHEDULE 2 – LEGISLATION RESCINDED**

This schedule specifies the *Resource Management and Planning Appeal Tribunal Regulations 2014* as the legislation rescinded under clause 399 of the Bill.