

TASMANIA

LEGISLATION AND REGULATORY REVIEW (EDUCATION) BILL 2026

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LEGISLATION AND REGULATORY REVIEW (EDUCATION) BILL 2026

*(Brought in by Minister for Arts, the Honourable Roger
Charles Jaensch)*

A BILL FOR

An Act to amend the *Archives Act 1983*, the *Child Protection (International Measures) Act 2003*, and the *Libraries Act 1984*

Be it enacted by Her Excellency the Governor of Tasmania, by and with the advice and consent of the Legislative Council and House of Assembly, in Parliament assembled, as follows:

PART 1 – PRELIMINARY

1. Short title

This Act may be cited as the *Legislation and Regulatory Review (Education) Act 2026*.

2. Commencement

This Act commences on the day on which this Act receives the Royal Assent.

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Act No. of 2026

s. 3

Part 2 – Archives Act 1983 Amended

PART 2 – ARCHIVES ACT 1983 AMENDED

3. Principal Act

In this Part, the *Archives Act 1983** is referred to as the Principal Act.

4. Section 3 amended (Interpretation)

Section 3(1) of the Principal Act is amended by omitting the definition of *record* and substituting the following definition:

record means a document, or an object, in any form (whether electronic or otherwise) that is, or has been, made or kept by reason of –

- (a) any information or matter that it contains or can be obtained from it; or
- (b) its connection with any event, person, circumstance or thing;

5. Section 6 amended (Continuance of Archives Office)

Section 6 of the Principal Act is amended by omitting “him” and substituting “the State Archivist”.

*No. 76 of 1983

6. Section 8 amended (Responsibilities and powers of State Archivist)

Section 8 of the Principal Act is amended as follows:

- (a) by omitting from subsection (2) “his or her” and substituting “the State Archivist’s”;
- (b) by omitting from subsection (3) “him” and substituting “the State Archivist”;
- (c) by omitting from subsection (4) “he” and substituting “the State Archivist”;
- (d) by omitting from subsection (4) “his” and substituting “the State Archivist’s”.

7. Section 10 amended (Preservation of State records)

Section 10(2)(a) of the Principal Act is amended by omitting “he” and substituting “the State Archivist”.

8. Section 11 amended (Transfer of State records to Archives Office)

Section 11(1) of the Principal Act is amended by omitting “him” and substituting “the State Archivist,”.

9. Section 13 amended (Compensation)

Section 13 of the Principal Act is amended as follows:

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s. 10

Part 2 – Archives Act 1983 Amended

- (a) by omitting from subsection (1) “him” and substituting “the Minister”;
- (b) by omitting from subsection (6)(a) “him” and substituting “the applicant”;
- (c) by omitting from subsection (8) “him or his” and substituting “the person or the person’s”;
- (d) by omitting from subsection (8) “he” and substituting “the person”.

10. Section 15 amended (Conditions may be imposed on the making of State archives available for public inspection)

Section 15(5) of the Principal Act is amended by omitting “he” and substituting “the person”.

11. Section 18 amended (Access to State archives)

Section 18 of the Principal Act is amended as follows:

- (a) by omitting from subsection (5) “his” and substituting “the State Archivist’s”;
- (b) by omitting from subsection (7) “he” and substituting “the person”.

12. Section 23 amended (Certified copies of records)

Section 23(1) of the Principal Act is amended by omitting “his” and substituting “the State Archivist’s”.

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Act No. of 2026

Part 2 – Archives Act 1983 Amended

s. 13

13. Section 24 amended (Certificate of destruction of State archives)

Section 24(1) of the Principal Act is amended by omitting “he” and substituting “the State Archivist”.

14. Section 27 amended (Access to records apart from this Act)

Section 27 of the Principal Act is amended by omitting “he” and substituting “the person”.

15. Schedule 1 amended (Savings and Transitional Provisions)

Clause 4(1) of Schedule 1 to the Principal Act is amended by omitting “his” and substituting “the State Archivist’s”.

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Act No. of 2026

s. 16

Part 3 – Child Protection (International Measures) Act 2003 Amended

**PART 3 – CHILD PROTECTION (INTERNATIONAL
MEASURES) ACT 2003 AMENDED**

16. Principal Act

In this Part, the *Child Protection (International Measures) Act 2003** is referred to as the Principal Act.

17. Section 4 amended (Interpretation)

Section 4(1) of the Principal Act is amended by omitting “his or her” from paragraph (b) of the definition of *refugee child* and substituting “the child’s”.

*No. 23 of 2003

PART 4 – LIBRARIES ACT 1984 AMENDED

18. Principal Act

In this Part, the *Libraries Act 1984** is referred to as the Principal Act.

19. Section 6 amended (Functions of Secretary)

Section 6(2) of the Principal Act is amended by omitting “he” and substituting “the Secretary”.

20. Section 7 amended (Powers of Secretary)

Section 7 of the Principal Act is amended as follows:

- (a) by omitting from subsection (1) “his” and substituting “the Secretary’s”;
- (b) by omitting from subsection (3) “his” first occurring and substituting “the Secretary’s”;
- (c) by omitting from subsection (3)(d) “he” twice occurring and substituting “the Secretary”;
- (d) by omitting from subsection (3)(g) “he” and substituting “the Secretary”;
- (e) by omitting from subsection (3)(g) “his” and substituting “the Secretary’s”.

*No. 109 of 1984

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Act No. of 2026

s. 21

Part 4 – Libraries Act 1984 Amended

21. Section 8 amended (Consultation by Secretary)

Section 8 of the Principal Act is amended by omitting “his” and substituting “the Secretary’s”.

22. Section 9A amended (Minister may issue guidelines for charging library fees)

Section 9A of the Principal Act is amended by omitting subsection (5) and substituting the following subsection:

- (5) The Secretary may cause the guidelines to be published from time to time –
 - (a) in each or any newspaper that is published and circulated generally in Tasmania; or
 - (b) in the *Gazette*; or
 - (c) on a website that is operated by, or on behalf of, the Department.

23. Section 22 amended (Certain books to be delivered to Secretary)

Section 22(1) of the Principal Act is amended by omitting “his” and substituting “the publisher’s”.