

FACT SHEET

SUBORDINATE LEGISLATION AMENDMENT BILL 2009

- The Subordinate Legislation Amendment Bill 2009 amends the Subordinate Legislation Act 1992.
- A number of Amendments are contained within the Bill to simplify the management of the State's subordinate legislation and reduce the administrative burden placed on agencies, while ensuring that the objectives of the Act continue to be met.
- Specifically, the amendments provide that:
 - the repeal date for subordinate legislation may be extended for up to two years by an Order of the Governor in certain circumstances;
 - a regulatory impact statement (RIS) may not be required for subordinate legislation that has been subject to a public consultation process under the Living Marine Resources Management Act 1995 or the Environmental Management and Pollution Control Act 1994, or any other Act as set out in an Order made by the Governor, provided that all the other requirements in the Subordinate Legislation Act are met;
 - for subordinate legislation that is substantially uniform or complimentary with legislation of another jurisdiction, the current exemption in the Act from the requirement to prepare a RIS applies only if an assessment of the costs and benefits has been prepared in another jurisdiction and that assessment meets the requirements in the Subordinate Legislation Act; and
 - the parliamentary Standing Committee on Subordinate Legislation is to be provided with an explanation of any significant changes to proposed subordinate Legislation following a RIS public consultation process.