



**Victoria**

# **VICTORIAN LEGISLATION UPDATE**

**Week Ending 30 October 2009**

**Prepared by the Office of the Chief Parliamentary Counsel Victoria**

# **BILLS**

## **Bills Introduced and Second Read in the first House**

Nil

# **ACTS**

## **Acts Assented to**

**Act Year and Number:** 2009 No. 61  
**Act Title:** Cemeteries and Crematoria Amendment Act 2009  
**Assent:** 27/10/2009 SG (No. 374) 27/10/2009 p. 1  
**Commencement:** NYP  
**Not yet in operation:** Ss 1-44  
**Memo:** S. 2(1) reads: "Subject to subsection (2), this Act comes into operation on a day or days to be proclaimed."  
S. 2(2) reads: "If a provision referred to in subsection (1) does not come into operation before 1 July 2010, it comes into operation on that day."

## **Acts amended or repealed by Assents**

### **Cemeteries and Crematoria Act 2003, No. 80/2003**

Section 2A inserted by No. 61/2009 s. 3  
Section 3 amended by No. 61/2009 ss 4, 26  
Section 4 amended by No. 61/2009 s. 27  
Section 5 amended by No. 61/2009 s. 5  
Section 5A inserted by No. 61/2009 s. 6  
Section 5B inserted by No. 61/2009 s. 7  
Section 6 (Heading) substituted by No. 61/2009 s. 8(1)  
Section 6 amended by No. 61/2009 s. 8(2)  
Section 6A inserted by No. 61/2009 s. 9  
Section 6B inserted by No. 61/2009 s. 10  
Section 8 amended by No. 61/2009 s. 11  
Section 9 amended by No. 61/2009 s. 12  
Section 9A inserted by No. 61/2009 s. 13  
Section 10 amended by No. 61/2009 s. 14  
Section 11 amended by No. 61/2009 s. 15  
Section 12 (Heading) amended by No. 61/2009 s. 16(1)  
Section 12 amended by No. 61/2009 s. 16(2)  
Section 12A inserted by No. 61/2009 s. 17  
Section 12B inserted by No. 61/2009 s. 17  
Section 17 amended by No. 61/2009 s. 18  
Section 18 amended by No. 61/2009 s. 19  
Section 18A inserted by No. 61/2009 s. 20  
Part 2A (Heading and ss 18B-18Q) inserted by No. 61/2009 s. 21  
Section 39 amended by No. 61/2009 s. 28  
Section 40 amended by No. 61/2009 s. 29  
Section 40A inserted by No. 61/2009 s. 30  
Section 42A inserted by No. 61/2009 s. 31  
Section 43 amended by No. 61/2009 s. 32  
Section 48 amended by No. 61/2009 s. 33  
Section 49 amended by No. 61/2009 s. 34  
Section 50 amended by No. 61/2009 s. 35  
Section 51 amended by No. 61/2009 s. 36  
Section 51A inserted by No. 61/2009 s. 37  
Section 51B inserted by No. 61/2009 s. 37

Section 51C inserted by No. 61/2009 s. 37  
 Section 51D inserted by No. 61/2009 s. 37  
 Section 51E inserted by No. 61/2009 s. 37  
 Section 52A inserted by No. 61/2009 s. 38  
 Section 58 amended by No. 61/2009 s. 43  
 Section 64A inserted by No. 61/2009 s. 39  
 Section 64B inserted by No. 61/2009 s. 39  
 Section 82 amended by No. 61/2009 s. 40  
 Section 83 amended by No. 61/2009 s. 41  
 Section 88 amended by No. 61/2009 s. 42  
 Schedule 1 (Heading) amended by No. 61/2009 s. 22(1)  
 Schedule 1 amended by No. 61/2009 s. 22(2)  
 Schedule 1A inserted by No. 61/2009 s. 23  
 Schedule 3 inserted by No. 61/2009 s. 24  
 Schedule 4 inserted by No. 61/2009 s. 25

**Cemeteries and Crematoria Amendment Act 2009, No. 61/2009**

All repealed by No. 61/2009 s. 44

**Proclamations**

**Act Year and Number:** 2009 No. 41  
**Act Title:** Electricity Industry Amendment (Premium Solar Feed-in Tariff) Act 2009  
**Assent:** 5/08/2009 SG (No. 264) 5/8/2009 p. 1  
**Commencement:** 01/11/2009: GG 29/10/2009 p. 2729  
**Not yet in operation:** Ss 1-16: on 01/11/2009: GG 29/10/2009 p. 2729  
**Memo:**

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**Act Year and Number:** 2009 No. 55  
**Act Title:** Justice Legislation Further Amendment Act 2009  
**Assent:** 22/09/2009 SG (No. 331) 22/9/2009 p. 1  
**Commencement:** Ss 1, 2, 55-57 on 22/09/2009: s. 2(1)  
 Pts 2 (ss 3-6), 5 (ss 15-21), 6 (ss 22-33), ss 52-54, 58, 59, 62, 64 on 30/10/2009: GG 29/10/2009 p. 2729  
 S. 60 on 09/11/2009: GG 29/10/2009 p. 2729  
**Not yet in operation:** S. 60: on 09/11/2009: GG 29/10/2009 p. 2729  
 Ss 7-14, 34-51, 61, 63  
**Memo:** S. 2(2) reads: "Section 61 comes into operation on the day on which section 30 of the Road Legislation Amendment Act 2009 comes into operation."  
 S. 2(3) reads: "Subject to subsection (4), the remaining provisions of this Act come into operation on a day or days to be proclaimed."  
 S. 2(4) reads: "If a provision referred to in subsection (3) does not come into operation before 31 May 2010, it comes into operation on that day."

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**Act Year and Number:** 2009 No. 56  
**Act Title:** Major Transport Projects Facilitation Act 2009  
**Assent:** 29/09/2009 SG (No. 338) 29/9/2009 p. 1  
**Commencement:** 01/11/2009: GG 29/10/2009 p. 2729  
**Not yet in operation:** Ss 1-266: on 01/11/2009: GG 29/10/2009 p. 2729  
**Memo:**

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**Act Year and Number:** 2009 No. 59  
**Act Title:** Liquor Control Reform Amendment (Licensing) Act 2009  
**Assent:** 21/10/2009 SG (No. 366) 21/10/2009 p. 1  
**Commencement:** Ss 1, 2, 31 on 21/10/2009: 2(1)  
 Ss 3, 27, 29 on 29/10/2009: GG 29/10/2009 p. 2729  
 Ss 4-26, 28, 30, 32-35 on 01/01/2010: GG 29/10/2009 p. 2729  
**Not yet in operation:** Ss 4-26, 28, 30, 32-35: on 01/01/2010: GG 29/10/2009 p. 2729  
**Memo:**

**Act Year and Number:** 2008 No. 61  
**Act Title:** Greenhouse Gas Geological Sequestration Act 2008  
**Assent:** 5/11/2008 GG 6/11/2008 p. 2573  
**Commencement:** Pt 1 (ss 1-13), ss 14, 19-30, 147-150 on 30/10/2009: GG 29/10/2009 p. 2729  
**Not yet in operation:** Ss 15-18, 31-146, 151-323  
**Memo:** S. 2(1) reads: "Subject to subsection (16), this Act (other than Division 2 of Part 18) comes into operation on a day or days to be proclaimed."  
S. 2(2) reads: "Section 305 comes into operation on the fourth anniversary of the day on which section 50 comes into operation."  
S. 2(3) reads: "Section 306 comes into operation on the fourth anniversary of the day on which section 55 comes into operation."  
S. 2(4) reads: "Section 307 comes into operation on the fourth anniversary of the day on which section 106 comes into operation."  
S. 2(5) reads: "Section 308 comes into operation on the fourth anniversary of the day on which section 111 comes into operation."  
S. 2(6) reads: "Section 309 comes into operation on the fourth anniversary of the day on which section 251 comes into operation."  
S. 2(7) reads: "Section 310 comes into operation on the fourth anniversary of the day on which section 253 comes into operation."  
S. 2(8) reads: "Section 311 comes into operation on the fourth anniversary of the day on which section 264 comes into operation."  
S. 2(9) reads: "Section 312 comes into operation on the fourth anniversary of the day on which section 270 comes into operation."  
S. 2(10) reads: "Section 313 comes into operation on the fourth anniversary of the day on which section 271 comes into operation."  
S. 2(11) reads: "Section 314 comes into operation on the fourth anniversary of the day on which section 272 comes into operation."  
S. 2(12) reads: "Section 315 comes into operation on the fourth anniversary of the day on which section 273 comes into operation."  
S. 2(13) reads: "Section 316 comes into operation on the fourth anniversary of the day on which section 275 comes into operation."  
S. 2(14) reads: "Section 317 comes into operation on the fourth anniversary of the day on which section 296 comes into operation."  
S. 2(15) reads: "Section 318 comes into operation on the fourth anniversary of the day on which section 303 comes into operation."  
S. 2(16) reads: "If a provision of this Act (other than Division 2 of Part 18) does not come into operation before 1 January 2010, it comes into operation on that day."

### Reprinted Acts

Nil

## STATUTORY RULES

### Statutory Rules made

**Statutory Rule Year & No.:** 2009 No. 129  
**Statutory Rule Title:** Road Safety (Traffic Management) Regulations 2009  
**Date of Making:** 27/10/2009  
**Commencement:** 09/11/2009: reg. 3  
**Not yet in operation:** Regs 1-35: on 09/11/2009: reg. 3  
**Sunset Date:** 27/10/2019  
**Authorising Act/s:** Road Safety Act 1986, No. 127/1986  
**Government Gazette:** SG (No. 375) 27/10/2009 p. 1

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**Statutory Rule Year & No.:** 2009 No. 130  
**Statutory Rule Title:** Road Safety (General) Amendment Regulations 2009  
**Date of Making:** 27/10/2009  
**Commencement:** 09/11/2009: reg. 3  
**Not yet in operation:** Regs 1-14: on 09/11/2009: reg. 3  
**Sunset Date:** 27/10/2019  
**Authorising Act/s:** Road Safety Act 1986, No. 127/1986  
**Government Gazette:** SG (No. 375) 27/10/2009 p. 1

### **Statutory Rules amended, revoked or extended by Statutory Rules made**

**Road Safety (General) Amendment Regulations 2009, S.R. No. 130/2009**

All sunsetted by Act No. 104/1994 s. 5

**Road Safety (General) Regulations 2009, S.R. No. 115/2009**

Regulation 84 amended by S.R. No. 130/2009 reg. 5

Schedule 7 amended by S.R. No. 130/2009 regs 6-14

**Road Safety (Traffic Management) Regulations 2009, S.R. No. 129/2009**

All sunsetted by Act No. 104/1994 s. 5

### **Reprinted Statutory Rules**

Nil