Australian Government



Department of Infrastructure, Regional Development and Cities

How to read a NSW law that applies in Norfolk Island

The *Norfolk Island Applied Laws Ordinance 2016* (the Applied Laws Ordinance) lists the NSW laws that have been applied in Norfolk Island. To understand the operation of the applied law in Norfolk Island, the Applied Laws Ordinance and the relevant NSW law are read together.

Step 1

You can find NSW laws at <u>www.legislation.nsw.gov.au</u>. Browse or search for the relevant NSW law.

Example Public Health Act 2010



Step 2

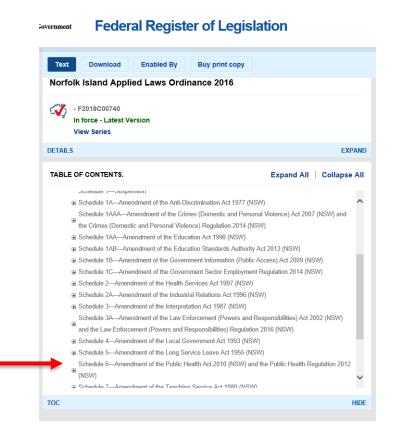
Find the Applied Laws Ordinance at <u>www.legislation.gov.au</u>. Go to 'Legislative Instruments in Force' and then 'No' for Norfolk Island. Then click on the link for the Applied Laws Ordinance.

Australian	Australian Government Federal Register of Legislation						IY ACCOUNT
Home	Home > Legislative Instruments: InForce: ByTitle: Principal	> All					
What's new	Browse Legislative Instruments - All - Title	Principal in force	Amending in f	force All in for	ce		
Constitution	Sort by	0	A	в	С	D	Е
> Acts	Title	~ 11 19	Aa Ab Ac Ad Ae	Ba Bi Bo Br Bu	Ca Ce Ch Ci Cl	Da De Di Do	E- Ea Ed El E
Legislative instruments			Ag Ai Al Am An Ap Ar As Au Av		Co Cr Cu		En Ep Et Eu E
Notifiable instruments	Filter results Classified as	G Ga Ge Go Gr Gs	H Ha He Hi Ho Hu	l li ll lm ln	J Ja Je Jo Ju	K Ka Ki	L
> Gazettes	All	Gu					
> Bills	Enter text contained in the title		0	Р	Q	R	s
> Other	Clear filter Apply filter	Na Ne No Ng Nu	Oc Of Ol Om Op Or Ot Ov Oz	Pa Pd Pe Pg Ph Pl Po Pr Pu	Qu	R& Ra Re Ro Rs Ru	Sa Sc Se Sh Sm So Sp St Sy
		U	v	w	Y		

Step 3

Expand the Table of Contents by clicking on the + next to Text and then the + next to 8 Schedules.

Find the Schedule for the relevant NSW law in the expanded list.



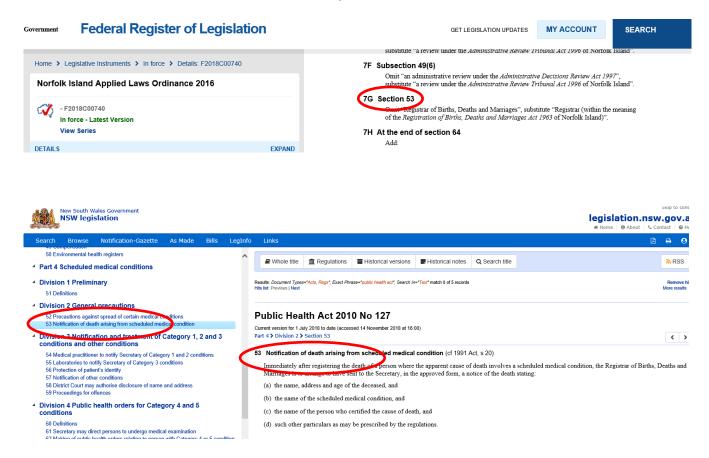
Step 4

Click on the Schedule for that law. This is where any amendments to the law for Norfolk Island are listed. For example:

Australian C	Government Federal Register of Legislation	GET LEGISLATION UPDATES MY ACCOUNT SEARCH				
Home	Text Download Enabled By Buy print copy	Bookmark this version go to latest				
What's new Constitution	Norfolk Island Applied Laws Ordinance 2016	Or answer any questions. Schedule 6—Amendment of the Public Health Act 2010 (NSW) and the Public Health Regulation 2012 (NSW) Part 1—Amendment of the Public Health Act 2010 (NSW) Public Health Act 2010 (NSW) 1A Subsection 5(1) Inset: Critical Administrative Tribunal means the Administrative Review Tribunal of Norfolk Island. 1B Subsection 5(1) (after paragraph (d) of the definition of hospital) Inset: (da) the Norfolk Island Health and Residential Aged Care Service Facility (within the meaning of the Norfolk Island Health and Residential Aged Care Service Act 1985 of Norfolk Island); or 1C Subsection 5(1) Inset:				
> Acts	In force - Latest Version View Series					
Legislative instruments	TABLE OF CONTENTS. Expand All Collapse All					
Notifiable instruments Gazettes	schedule 2—Amendment of the resent Services Act 1997 (NSW) s Schedule 2A—Amendment of the Industrial Relations Act 1995 (NSW) s Schedule 3—Amendment of the Integretation Act 1987 (NSW)					
Bills	Schedule 3A—Amendment of the Law Enforcement (Powers and Responsibilities) a Act 2002 (NSW) and the Law Enforcement (Powers and Responsibilities) Regulation 2016 (NSW)					
> Other	is Schedule 4—Amendment of the Local Government Act 1993 (NSW) is Schedule 5—Amendment of the Long Service Leave Act 1955 (NSW) Schedule 6—Amendment of the Public Health Act 2010 (NSW) and the Public Health Regulation 2012 (NSW)					

Step 5

To understand the amendments, match up the section number in the Applied Laws Ordinance with the same section number in the NSW law. For example:



Step 6

Take note of the instruction words in the text, for example omit, insert, repeal, add and substitute. This tells you how the NSW law has been changed for Norfolk Island. For example:

7G Section 53

Omit 'Registrar of Births, Deaths and Marriages', substitute "Registrar (within the meaning of the Registration of Births, Deaths and Marriages Act 1963 of Norfolk Island)".

Based on this, you would amend the NSW law for Norfolk Island as follows (the substituted text is shown in red).

Public Health Act 2010 No 127

Part 4 Division 2 Section 53

53 Notification of death arising from scheduled medical condition

Immediately after registering the death of a person where the apparent cause of death involves a scheduled medical condition, the Registrar of Births, Deaths and Marriages Registrar (within the meaning of the Registration of Births, Deaths and Marriages Act 1963 of Norfolk Island) is to arrange to have sent to the Secretary, in the approved form, a notice of the death stating:

- (a) the name, address and age of the deceased, and
- (b) the name of the scheduled medical condition, and
- (c) the name of the person who certified the cause of death, and
- (d) such other particulars as may be prescribed by the regulations.

The final text of the NSW law as it applies to Norfolk Island would be:

Public Health Act 2010 No 127

Part 4 Division 2 Section 53

53 Notification of death arising from scheduled medical condition

Immediately after registering the death of a person where the apparent cause of death involves a scheduled medical condition, the Registrar (within the meaning of the *Registration of Births, Deaths and Marriages Act 1963* of Norfolk Island) is to arrange to have sent to the Secretary, in the approved form, a notice of the death stating:

- (a) the name, address and age of the deceased, and
- (b) the name of the scheduled medical condition, and
- (c) the name of the person who certified the cause of death, and
- (d) such other particulars as may be prescribed by the regulations.

Further information

When reading applied NSW laws, reference should also be made to the *Interpretation Act 1987* (NSW)(NI) as amended by Schedule 3 of the Ordinance.

The Interpretation Act contains standard definitions and other information to help understand applied NSW laws.

Disclaimer

This document should not be treated as a substitute for obtaining legal advice on the operation of the NSW applied law in Norfolk Island.