

Queensland



ANNO TRICESIMO SEPTIMO
ELIZABETHAE SECUNDAE REGINAE

No. 106 of 1988

An Act to adopt the Child Support Act 1988 of the Commonwealth insofar as that Act applies to or in relation to the maintenance of children and does not otherwise extend to Queensland, to authorize the Governor to make certain arrangements for the purposes of section 20 of that Act and for related purposes

[ASSENTED TO 14TH DECEMBER, 1988]

WHEREAS the Parliaments of the States of New South Wales, Victoria, South Australia and Tasmania have referred to the Parliament of the Commonwealth the matter of the maintenance of children to the extent that that matter is not otherwise included in the legislative powers of the Parliament of the Commonwealth;

AND WHEREAS the Parliament of the Commonwealth has subsequently enacted the Child Support Act 1988;

AND WHEREAS it is desired to adopt the Child Support Act 1988 aforesaid insofar as that Act applies to or in relation to the maintenance of children and does not otherwise extend to Queensland and to authorize the Governor to make certain arrangements for the purposes of section 20 of that Act:

NOW THEREFORE BE IT ENACTED by the Queen's Most Excellent Majesty, by and with the advice and consent of the Legislative Assembly of Queensland in Parliament assembled, and by the authority of the same, as follows:—

1. Short Title. This Act may be cited as the *Child Support (Adoption) Act 1988*.

2. Commencement. (1) Subject to subsection (2), this Act shall commence on the day on which this Act is assented to for and on behalf of Her Majesty.

(2) Sections 3, 4 and 6 shall commence on a day to be appointed by Proclamation.

3. Construction of references to Child Support Act 1988 of the Commonwealth. A reference in this Act to the Child Support Act 1988 of the Commonwealth—

(a) is a reference to that Act in the form in which that Act existed on the day referred to in section 2 (2);

and

(b) is not a reference to which section 8 of the *Acts Interpretation Act 1954-1985* applies.

4. Adoption of Child Support Act 1988 of the Commonwealth. (1) The State of Queensland adopts the Child Support Act 1988 of the Commonwealth insofar as that Act applies to or in relation to the maintenance of children and does not otherwise extend to Queensland.

(2) In subsection (1)—

“adopts” shall be construed in accordance with the meaning attributed to “adopt” in section 51 (xxxvii) of the Constitution of the Commonwealth.

5. Governor authorized to make certain arrangements for purposes of s. 20 of Child Support Act 1988 of the Commonwealth. (1) The

Governor may, for the purposes of section 20 of the Child Support Act 1988 of the Commonwealth, make arrangements with the Governor-General of the Commonwealth for the transfer to the Child Support Register of collection agency maintenance liabilities of the State.

(2) In subsection (1)—

“Child Support Register” and “collection agency maintenance liabilities” have the respective meanings given to them by the Child Support Act 1988 of the Commonwealth.

6. Termination of adoption. The Governor may, at any time, by Proclamation fix a day as the day on which the adoption by this Act of the Child Support Act 1988 of the Commonwealth shall terminate.