



Queensland

*Mutual Recognition (Queensland) Act 1992*

# **Mutual Recognition (Queensland) Regulation 2009**

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## Queensland

# Mutual Recognition (Queensland) Regulation 2009

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# Mutual Recognition (Queensland) Regulation 2009

## 1 Short title

This regulation may be cited as the *Mutual Recognition (Queensland) Regulation 2009*.

## 2 Approval of proposed amendments of Commonwealth Act—Act, s 6

For section 6 of the Act, the terms of the proposed amendments of the Commonwealth Act set out in schedule 1 are approved.

## 2A Approval of proposed amendments of Commonwealth Act (ACT container deposit scheme)—Act, s 6

For section 6 of the Act, the terms of the proposed amendments of the Commonwealth Act set out in schedule 1A are approved.

## 3 Approval of proposed amendments of Commonwealth Act (NT container deposit scheme)—Act, s 6

For section 6 of the Act, the terms of the proposed amendments of the Commonwealth Act set out in schedule 2 are approved.

## 4 Approval of proposed amendments of Commonwealth Act (NSW container deposit scheme)—Act, s 6

For section 6 of the Act, the terms of the proposed amendments of the Commonwealth Act set out in schedule 3 are approved.

**4A Approval of proposed amendments of Commonwealth Act (Tasmanian container deposit scheme)—Act, s 6**

For section 6 of the Act, the terms of the proposed amendments of the Commonwealth Act set out in schedule 3A are approved.

**4B Approval of proposed amendments of Commonwealth Act (Victorian container deposit scheme)—Act, s 6**

For section 6 of the Act, the terms of the proposed amendments of the Commonwealth Act set out in schedule 3B are approved.

**5 Approval of proposed amendments of Commonwealth Act (WA container deposit scheme)—Act, s 6**

For section 6 of the Act, the terms of the proposed amendments of the Commonwealth Act set out in schedule 4 are approved.

**6 Approval of proposed amendments of Commonwealth Act (consequential amendments relating to Administrative Review Tribunal)—Act, s 6**

For section 6 of the Act, the terms of the proposed amendments of the Commonwealth Act set out in schedule 5 are approved.

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# Schedule 1      Proposed amendments of Commonwealth Act

section 2



## Mutual Recognition Act 1992 Amendment Regulations 2009 (No. )<sup>1</sup>

Select Legislative Instrument 2009 No.

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I, QUENTIN BRYCE, Governor-General of the Commonwealth of Australia, acting with the advice of the Federal Executive Council, make the following Regulations under the *Mutual Recognition Act 1992*.

Dated

2009

Governor-General

By Her Excellency's Command

KIM CARR

Minister for Innovation, Industry, Science and Research

**1 Name of Regulations**

These Regulations are the *Mutual Recognition Act 1992 Amendment Regulations 2009 (No. )*.

**2 Commencement**

These Regulations commence on the day after they are registered.

**3 Amendment of *Mutual Recognition Act 1992***

Schedule 1 amends the *Mutual Recognition Act 1992*.

## Schedule 1      Amendment

(regulation 3)

### [1]      Schedule 2, after item 32

*insert*

33. *Summary Offences Act 1953* of South Australia, section 9B

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#### Note

- 1 All legislative instruments and compilations are registered on the Federal Register of Legislative Instruments kept under the *Legislative Instruments Act 2003*. See <http://www.frli.gov.au>.

## **Schedule 1A      Proposed amendments of Commonwealth Act (ACT container deposit scheme)**

section 2A



### **Mutual Recognition Amendment (ACT Container Deposit Scheme) Regulations 2018**

I, General the Honourable Sir Peter Cosgrove AK MC (Ret'd), Governor-General of the Commonwealth of Australia, acting with the advice of the Federal Executive Council, make the following regulations.

Dated

2018

Peter Cosgrove  
Governor-General

By His Excellency's Command

Karen Andrews  
Minister for Industry, Science and Technology

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**1 Name**

This instrument is the *Mutual Recognition Amendment (ACT Container Deposit Scheme) Regulations 2018*.

**2 Commencement**

- (1) Each provision of this instrument specified in column 1 of the table commences, or is taken to have commenced, in accordance with column 2 of the table. Any other statement in column 2 has effect according to its terms.

**Commencement information**

| Column 1                        | Column 2                                     | Column 3     |
|---------------------------------|----------------------------------------------|--------------|
| Provisions                      | Commencement                                 | Date/Details |
| 1. The whole of this instrument | The day after this instrument is registered. |              |

Note: This table relates only to the provisions of this instrument as originally made. It will not be amended to deal with any later amendments of this instrument.

- (2) Any information in column 3 of the table is not part of this instrument. Information may be inserted in this column, or information in it may be edited, in any published version of this instrument.

**3 Authority**

This instrument is made under section 47 of the *Mutual Recognition Act 1992*.

**4 Schedules**

Legislation that is specified in a Schedule to this instrument is amended or repealed as set out in the applicable items in the Schedule concerned, and any other item in a Schedule to this instrument has effect according to its terms.

## **Schedule 1—Amendments**

### ***Mutual Recognition Act 1992***

#### **1 At the end of Schedule 2**

Add:

36 Each of the following:

- (a) Part 10A of the *Waste Management and Resource Recovery Act 2016* (ACT);
- (b) all other provisions of that Act, to the extent that they relate to the container deposit scheme established by that Part;
- (c) regulations made under that Act, to the extent that they relate to that scheme.

### section 3



## Select Legislative Instrument No. , 2013

Dated 2013

By Her Excellency's Command

Greg Combet AM  
Minister for Climate Change, Industry and Innovation

**1 Name of regulation**

This regulation is the *Mutual Recognition (Amendment of Act—Container Deposit Scheme) Regulation 2013*.

**2 Commencement**

This regulation commences on the day after it is registered.

**3 Authority**

This regulation is made under the *Mutual Recognition Act 1992*.

**4 Schedule(s)**

Each Act that is specified in a Schedule to this instrument is amended or repealed as set out in the applicable items in the Schedule concerned, and any other item in a Schedule to this instrument has effect according to its terms.

## **Schedule 1—Amendments**

### **Mutual Recognition Act 1992**

**1 At the end of Schedule 2**

Add:

34 Each of the following:

- (a) Part 2 of the *Environment Protection (Beverage Containers and Plastic Bags) Act* (NT);
- (b) all other provisions of that Act, to the extent that they relate to the container deposit scheme established by that Part;
- (c) regulations made under that Act, to the extent that they relate to that scheme

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## **Schedule 3      Proposed amendments of Commonwealth Act (NSW container deposit scheme)**

section 4



### **Mutual Recognition Amendment (NSW Container Deposit Scheme) Regulations 2017**

I, General the Honourable Sir Peter Cosgrove AK MC (Ret'd), Governor-General of the Commonwealth of Australia, acting with the advice of the Federal Executive Council, make the following regulations.

Dated

2017

Peter Cosgrove  
Governor-General

By His Excellency's Command

Craig Laundy  
Assistant Minister for Industry, Innovation and Science  
Parliamentary Secretary to the Minister for Industry, Innovation and Science

## Schedule 3

**1 Name**

This instrument is the *Mutual Recognition Amendment (NSW Container Deposit Scheme) Regulations 2017*.

**2 Commencement**

- (1) Each provision of this instrument specified in column 1 of the table commences, or is taken to have commenced, in accordance with column 2 of the table. Any other statement in column 2 has effect according to its terms.

| <b>Commencement information</b> |                                              |                     |
|---------------------------------|----------------------------------------------|---------------------|
| <b>Column 1</b>                 | <b>Column 2</b>                              | <b>Column 3</b>     |
| <b>Provisions</b>               | <b>Commencement</b>                          | <b>Date/Details</b> |
| 1. The whole of this instrument | The day after this instrument is registered. |                     |

**Note:** This table relates only to the provisions of this instrument as originally made. It will not be amended to deal with any later amendments of this instrument.

- (2) Any information in column 3 of the table is not part of this instrument. Information may be inserted in this column, or information in it may be edited, in any published version of this instrument.

**3 Authority**

This instrument is made under subsection 47(1) of the *Mutual Recognition Act 1992*.

**4 Schedules**

Legislation that is specified in a Schedule to this instrument is amended or repealed as set out in the applicable items in the Schedule concerned, and any other item in a Schedule to this instrument has effect according to its terms.

## **Schedule 1    Amendments**

### ***Mutual Recognition Act 1992***

#### **1    At the end of Schedule 2**

Add:

35    Each of the following:

- (a)    Part 5 of the *Waste Avoidance and Resource Recovery Act 2001* (NSW);
- (b)    all other provisions of that Act, to the extent that they relate to the container deposit scheme established by that Part;
- (c)    instruments made under that Act, to the extent that they relate to that scheme.

# **Schedule 3A      Proposed amendments of Commonwealth Act (Tasmanian container deposit scheme)**

section 4A



## **Mutual Recognition Legislation Amendment (Tasmanian Container Deposit Scheme) Regulations 2023**

I, General the Honourable David Hurley AC DSC (Retd), Governor-General of the Commonwealth of Australia, acting with the advice of the Federal Executive Council, make the following regulations.

Dated

2023

David Hurley  
Governor-General

By His Excellency's Command

Ed Husic  
Minister for Industry and Science

## 1 Name

This instrument is the *Mutual Recognition Legislation Amendment (Tasmanian Container Deposit Scheme) Regulations 2023*.

## 2 Commencement

- (1) Each provision of this instrument specified in column 1 of the table commences, or is taken to have commenced, in accordance with column 2 of the table. Any other statement in column 2 has effect according to its terms.

| Commencement information        |                                                                                                                                                                                                                                                                                                                            |              |
|---------------------------------|----------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|--------------|
| Column 1                        | Column 2                                                                                                                                                                                                                                                                                                                   | Column 3     |
| Provisions                      | Commencement                                                                                                                                                                                                                                                                                                               | Date/Details |
| 1. The whole of this instrument | <p>The later of:</p> <p>(a) the start of the day after this instrument is registered; and</p> <p>(b) immediately after the commencement of Part 2 of the <i>Container Refund Scheme Act 2022</i> (Tas.).</p> <p>However, the provisions do not commence at all if the event mentioned in paragraph (b) does not occur.</p> |              |

Note: This table relates only to the provisions of this instrument as originally made. It will not be amended to deal with any later amendments of this instrument.

- (2) Any information in column 3 of the table is not part of this instrument. Information may be inserted in this column, or information in it may be edited, in any published version of this instrument.

## 3 Authority

This instrument is made under section 47 of the *Mutual Recognition Act 1992*.

**4 Repeal of this instrument**

This instrument is repealed on the day after it commences.

**5 Schedules**

Legislation that is specified in a Schedule to this instrument is amended or repealed as set out in the applicable items in the Schedule concerned, and any other item in a Schedule to this instrument has effect according to its terms.

## **Schedule 1—Amendments**

### ***Mutual Recognition Act 1992***

**1 At the end of Schedule 2**

Add:

38 Both of the following:

- (a) the *Container Refund Scheme Act 2022* (Tas.);
- (b) regulations or other instruments made under that Act, to the extent that they relate to the container deposit scheme established by Part 2 of that Act.

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## **Schedule 3B      Proposed amendments of Commonwealth Act (Victorian container deposit scheme)**

section 4B



### **Mutual Recognition Amendment (Victorian Container Deposit Scheme) Regulations 2025**

I, the Honourable Sam Mostyn AC, Governor-General of the Commonwealth of Australia, acting with the advice of the Federal Executive Council, make the following regulations.

Dated

2025

Sam Mostyn AC  
Governor-General

By Her Excellency's Command

Tim Ayres  
Minister for Industry and Innovation

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**1 Name**

This instrument is the *Mutual Recognition Amendment (Victorian Container Deposit Scheme) Regulations 2025*.

**2 Commencement**

- (1) Each provision of this instrument specified in column 1 of the table commences, or is taken to have commenced, in accordance with column 2 of the table. Any other statement in column 2 has effect according to its terms.

| Commencement information        |                                              |              |
|---------------------------------|----------------------------------------------|--------------|
| Column 1                        | Column 2                                     | Column 3     |
| Provisions                      | Commencement                                 | Date/Details |
| 1. The whole of this instrument | The day after this instrument is registered. |              |

Note: This table relates only to the provisions of this instrument as originally made. It will not be amended to deal with any later amendments of this instrument.

- (2) Any information in column 3 of the table is not part of this instrument. Information may be inserted in this column, or information in it may be edited, in any published version of this instrument.

**3 Authority**

This instrument is made under section 47 of the *Mutual Recognition Act 1992*.

**4 Schedules**

Legislation that is specified in a Schedule to this instrument is amended or repealed as set out in the applicable items in the Schedule concerned, and any other item in a Schedule to this instrument has effect according to its terms.

**5 Repeal of this instrument**

This instrument is repealed on the day after this instrument commences.

**Schedule 1—Amendments*****Mutual Recognition Act 1992*****1 At the end of Schedule 2**

Add:

39 Each of the following:

- (a) Part 6 of the *Circular Economy (Waste Reduction and Recycling) Act 2021* (Vic.);
- (b) all other provisions of that Act, to the extent that they relate to the container deposit scheme established by that Part;
- (c) regulations or other instruments made under that Act, to the extent that they relate to that scheme.

## **Schedule 4      Proposed amendments of Commonwealth Act (WA container deposit scheme)**

section 5



### **Mutual Recognition Amendment (WA Container Deposit Scheme) Regulations 2020**

I, General the Honourable David Hurley AC DSC (Retd), Governor-General of the Commonwealth of Australia, acting with the advice of the Federal Executive Council, make the following regulations.

Dated

2020

David Hurley  
Governor-General

By His Excellency's Command

Karen Andrews  
Minister for Industry, Science and Technology

**1 Name**

This instrument is the *Mutual Recognition Amendment (WA Container Deposit Scheme) Regulations 2020*.

**2 Commencement**

- (1) Each provision of this instrument specified in column 1 of the table commences, or is taken to have commenced, in accordance with column 2 of the table. Any other statement in column 2 has effect according to its terms.

**Commencement information**

| Column 1                        | Column 2                                     | Column 3     |
|---------------------------------|----------------------------------------------|--------------|
| Provisions                      | Commencement                                 | Date/Details |
| 1. The whole of this instrument | The day after this instrument is registered. |              |

Note: This table relates only to the provisions of this instrument as originally made. It will not be amended to deal with any later amendments of this instrument.

- (2) Any information in column 3 of the table is not part of this instrument. Information may be inserted in this column, or information in it may be edited, in any published version of this instrument.

**3 Authority**

This instrument is made under section 47 of the *Mutual Recognition Act 1992*.

**4 Schedules**

Legislation that is specified in a Schedule to this instrument is amended or repealed as set out in the applicable items in the Schedule concerned, and any other item in a Schedule to this instrument has effect according to its terms.

## **Schedule 1—Amendments**

### ***Mutual Recognition Act 1992***

#### **1 At the end of Schedule 2**

Add:

37 Each of the following:

- (a) Part 5A of the *Waste Avoidance and Resource Recovery Act 2007* (WA);
- (b) all other provisions of that Act, to the extent that they relate to the container deposit scheme established by that Part;
- (c) regulations or other instruments made under that Act, to the extent that they relate to that scheme.

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**Schedule 5**      **Proposed amendments of  
Commonwealth Act  
(consequential amendments  
relating to Administrative  
Review Tribunal)**

section 6



**Administrative Review Tribunal  
(Consequential and Transitional  
Provisions No. 2) Act 2024**

**No. 39, 2024**

**An Act to deal with consequential and transitional  
matters arising from the enactment of the  
*Administrative Review Tribunal Act 2024*, and for  
other purposes**

The Parliament of Australia enacts:

**1 Short title**

This Act is the *Administrative Review Tribunal (Consequential and Transitional Provisions No. 2) Act 2024*.

**2 Commencement**

- (1) Each provision of this Act specified in column 1 of the table commences, or is taken to have commenced, in accordance with column 2 of the table. Any other statement in column 2 has effect according to its terms.

| Commencement information                                                        |                                                                                                                                                                       |              |
|---------------------------------------------------------------------------------|-----------------------------------------------------------------------------------------------------------------------------------------------------------------------|--------------|
| Column 1                                                                        | Column 2                                                                                                                                                              | Column 3     |
| Provisions                                                                      | Commencement                                                                                                                                                          | Date/Details |
| 1. Sections 1 to 3 and anything in this Act not elsewhere covered by this table | The day this Act receives the Royal Assent.                                                                                                                           | 31 May 2024  |
| 2. Schedules 1 to 15                                                            | At the same time as the <i>Administrative Review Tribunal Act 2024</i> commences.<br><br>However, the provisions do not commence at all if that Act does not commence |              |

- (2) Any information in column 3 of the table is not part of this Act. Information may be inserted in this column, or information in it may be edited, in any published version of this Act.

**3 Schedules**

Legislation that is specified in a Schedule to this Act is amended or repealed as set out in the applicable items in the Schedule concerned, and any other item in a Schedule to this Act has effect according to its terms.

## Schedule 15—Acts with State and Territory consultation requirements

### Part 1—Main amendments

#### *Mutual Recognition Act 1992*

##### 16 Paragraphs 34(3)(a) and (b)

Repeal the paragraphs, substitute:

- (a) subject to the *Administrative Review Tribunal Act 2024*, application for review of the decision may be made to the Tribunal by a person whose interests are affected by the decision; and
- (b) a person may, under section 268 of that Act, request a statement of reasons for the decision.

### Part 2—Bulk amendments

#### *Mutual Recognition Act 1992*

##### 32 Amendments of listed provisions

The provisions listed in the following table are amended as set out in the table.

| Amendments                    |                                 |                                                 |
|-------------------------------|---------------------------------|-------------------------------------------------|
| Provision                     | Omit                            | Substitute                                      |
| 4(1) (definition of tribunal) | Administrative Appeals Tribunal | Administrative Review Tribunal                  |
| 31(3)                         | Registrar                       | Chief Executive Officer and Principal Registrar |

Schedule 5

| Amendments                     |                                          |                                         |
|--------------------------------|------------------------------------------|-----------------------------------------|
| Provision                      | Omit                                     | Substitute                              |
| 34(1)                          | Administrative Appeals Tribunal Act 1975 | Administrative Review Tribunal Act 2024 |
| 34(2) (definition of decision) | Administrative Appeals Tribunal Act 1975 | Administrative Review Tribunal Act 2024 |