

# 8 Tasmania

## Agency abbreviations

The following abbreviations are used in the 'Agency' column of the Tasmanian legislation review timetable.

DE	Department of Education
DIER	Department of Infrastructure Energy and Resources
DHHS	Department of Health and Human Services
DOJIR	Department of Justice and Industrial Relations
DOPPS	Department of Police and Public Safety
DPAC	Department of Premier and Cabinet
DPIWE	Department of Primary Industries, Water and Environment
DSD	Department of State Development
EMB	Egg Marketing Board
FPB	Forest Practices Board
FT	Forestry Tasmania
HEC	Hydro-Electric Corporation (Hydro Tasmania)
IFC	Inland Fisheries Commission
LC	Legislative Council
LGO	Local Government Office
MAIB	Motor Accidents Insurance Board
OCAFT	Office of Consumer Affairs and Fair Trading
P&C	Premier and Cabinet

PAHSMA	Port Arthur Historic Site Management Authority
RBFB	Retirement Benefits Funds Board
T&F	Department of Treasury and Finance
TAO	Tasmanian Audit Office
TDIA	The Tasmanian Dairy Industry Authority
TGEB	Tasmanian Grain Elevators Board
TRA	Tasmanian Racing Authority
TFS	Tasmanian Fire Service

## Legislation review schedule: Tasmania

*Updated to September 2001*

<i>Name of legislation</i>	<i>Agency</i>	<i>Major restrictions</i>	<i>Review activity</i>	<i>Reform activity</i>
Adoption Act 1988	DHHS	Business licensing, and service standards.	Minor review completed in 1998, and the restrictive provisions justified as being in the public benefit.	Licensing restrictions were retained in order to protect against trafficking in children.
Agricultural and Veterinary Chemicals (Control of Use) Act 1995	DPIWE	Chemicals not to be used unless registered under the Agriculture and Veterinary Chemicals Code. Licensing of spray contractors. Approval of indemnity insurance.	National review completed in 1999. See the Agriculture and Veterinary Chemicals (Control of Use) Act 1992 (Victoria).	See the Agriculture and Veterinary Chemicals (Control of Use) Act 1992 (Victoria).
Agricultural and Veterinary Chemicals (Tasmania) Act 1994	DPIWE	Imports the Agricultural and Veterinary Chemicals Code (national registration scheme) into State jurisdiction (see the Commonwealth Agricultural and Veterinary Chemicals Code Act 1994).	National review completed in 1999 (see the Commonwealth Agricultural and Veterinary Chemicals Code Act 1994).	See the Commonwealth Agricultural and Veterinary Chemicals Code Act 1994.
Air Navigation Act 1937	DIER	Requires air pilots to be licensed. The Act applies Commonwealth legislation to Tasmania with regard to air-traffic rules and the regulation of aerodromes.	The anticompetitive elements of the Act were considered as part of the Productivity Commission (PC) review of the International Air Services Agreement.	

<i>Name of legislation</i>	<i>Agency</i>	<i>Major restrictions</i>	<i>Review activity</i>	<i>Reform activity</i>
Aluminium Industry Act 1960	T&F	Provides a company with a low interest loan, directs them to increase production capacity and restricts their ability to sell assets for a specified time period.		Act repealed by the Legislation Repeal Act 1998.
Ambulance Service Act 1982	DHHS	Restrictions relate to the requirement to obtain approval to operate a private ambulance service and the level of fees that may be charged by 'approved' ambulance services.	Minor review completed in 1997 and the restrictive provisions justified as being in the public benefit.	
Animal (Brands and Movement) Act 1984	DPIWE	Imposes an obligation on all persons with cattle or sheep to brand them with registered earmarks. Pigs cannot be sold unless they are branded with a registered body tattoo.	Review completed. Review recommended that compulsory earmarking of cattle or sheep be removed. Following a reassessment of this recommendation by the Department, in light of recent events, these provisions were found to be in the public benefit.	Act retained without reform.
Animal Farming (Registration) Act 1994	DPIWE	Requires the registration of farmers of emus and fallow deer.	Review completed in 1999, recommending removal of restrictions relating to the farming of fallow deer.	
Animal Health Act 1995	DPIWE	Requires a licence for commercial artificial breeding. Enables the Minister to prohibit or restrict the movement of any animals into Tasmania from any other State. Protection of animal resources from the introduction of a disease, organism, variety or disorder.	Minor review completed. Recommended removal of certain restrictions on artificial breeding and the requirement to advise the Chief Veterinary Officer of the conduct of artificial breeding businesses or training in artificial breeding programs.	Review recommendations implemented.
Animal Welfare Act 1993	DPIWE	Prohibits persons from carrying out animal research unless it is carried out by an institution licensed under the Act.	Minor review completed. It recommended retaining the licensing of institutions engaging in animal research in the public benefit. No reform recommended.	

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Apiaries Act 1978	DPIWE	Requires bee-keepers to be registered. Provides that the Governor may by order declare that only certain bees can be brought into or kept in a certain area.	Review completed, recommending repeal of the Act.	Act to be repealed by the Legislation Repeal Act 2001.
Apple and Pear Industry (Crop Insurance) Act 1982	DPIWE	Provides that growers must apply to the Fruit Crop Insurance Board for a crop insurance policy and pay the premium as gazetted.	Review completed. It recommended abolishing compulsory insurance for the apple and pear industry and repealing the Act.	Act repealed in November 1999.
Architects Act 1929	DPAC	Registration, entry requirements, reservation of title, disciplinary processes, business restrictions, and business licensing.	National review by the PC completed in August 2000, and publicly released in November 2000. PC review involved public consultation via public release of issues paper, draft report, consultation, public hearings and submissions.	A States and Territories working group is developing a national response to the PC review.
Auctioneers and Real Estate Agents Act 1991	DOJIR - OCAFT	Licensing (real estate agents, managers and sales consultants), registration, entry requirements (education, experience, fit and proper person), reservation of practice, disciplinary processes, and business conduct.	Review completed.	Act to be repealed and replaced by new legislation in the Autumn Session of 2002.
Australia and New Zealand Banking Group Act 1970	DOJIR	Market entry.		Act repealed by the Legislation Repeal Act 2000.
Bank Holidays Act 1919	DIER	Restricts bank trading days.	Review not required.	Act substantially amended to remove all anticompetitive provisions and those that impact on business.
Bank of Adelaide (Merger) Act 1980	DOJIR	Market entry.		Act repealed by the Legislation Repeal Act 2000.
Ben Lomond Skifield Management Authority Act 1995	DPIWE	Imposes restrictions on commercial operations in the Ben Lomond Skifield area.	Outcome of review of the National Parks and Wildlife Act 1970 will apply.	

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Biological Control Act 1986	DPIWE	Act assessed as not restricting competition. No restrictions on competition. Act requires a transparent public inquiry process and review to determine the net public benefit of a biological control release.	Review not required.	Act retained without reform.
Botanical Gardens Act 1950	DPIWE	By-laws impose restrictions on commercial operations in the Botanical Gardens.	Review not required as restrictive bylaws made under the Act have been replaced by bylaws that do not restrict competition.	
Building and Construction Industry Training Fund Act 1990	DE	Levy on building work, except in relation to any work undertaken by, or for, State and local governments.	Review completed. Review recommended retention of the levy as the most appropriate means of funding industry training. A number of administrative changes were recommended to improve the operation of the Board and the training scheme.	The Government is considering the review recommendations.
Building Act 2000	DIER	Mandatory accreditation, entry requirements (including continuing professional development), the reservation of practice, disciplinary processes, and business conduct (insurance).	New legislation. A Regulatory Impact Statement (RIS) on the Building Bill 1999 released in August 1999.	Act received Royal Assent on 20 December 2000. The Act expected to commence during 2001.
Burnie to Waratah Railway Act 1939	DIER	Provides a particular company with a competitive advantage by giving them the authority to operate and maintain a railway (some on private land, the rest on Crown Land lease).	Review deferred pending proclamation of the Rail Safety Act 1997 as the safety and access provisions will negate the need for this Act.	Act to have been repealed following the proclamation of the Rail Safety Act 1997. However, legal opinion is being sought as to whether repeal of the Act will impact on the private land running rights of the rail company.

<i>Name of legislation</i>	<i>Agency</i>	<i>Major restrictions</i>	<i>Review activity</i>	<i>Reform activity</i>
Business Names Act 1962	DOJIR	No person running a business may use a business name unless it is registered. Restrictions relate to business name registration, and are uniform across the country.	Minor review completed and retention of restrictions justified as being in the public benefit.	
Casino Company Control Act 1973	T&F	Restricts market entry. A casino licence can only be issued to a company specified in the Act. Prohibits the use of 'casino' in any business name unless they are in possession of a casino licence. Restricts ownership and control of casinos by foreign individuals and companies.		Act repealed by the Legislation Repeal Act 2000.
Child Care Act 1960	DHHS	Licensing.		Provisions of Act replaced Part 6 of the Child Welfare Act 1960 when the new Children, Young Persons and their Families Act was proclaimed in July 2000. Act replaced by the Child Care Act 2000.
Child Welfare Act 1960	DHHS	Imposes licences for childcare operators and their premises, including restrictions on the number of children in care and the setting of premise standards. Sets standards for home-based care.		When the Children, Young Persons and their Families Act was proclaimed in July 2000, one of its effects was to replace Part 6 of the Child Welfare Act 1960 with provisions within the Child Care Act 1960. The Child Care Act 2000 has in turn taken the place of the Child Care Act 1960 except in relation to boarding homes and day nurseries.

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Chiropractors and Osteopaths Act 1997	DHHS	Restrictions on entry, registration, title, practice, advertising, and disciplinary provisions.	New legislation assessed under the Competition Principles Agreement (CPA) clause 5(5). Restrictions related to registration were assessed as providing a net community benefit as they provide information to the consumer.	The Chiropractors and Osteopaths Act 1997 replaced the Chiropractors Registration Act 1982.
Chiropractors Registration Act 1982	DHHS	Restrictions on entry, registration, title, practice, advertising, and disciplinary provisions.	Review completed in 1997.	Act repealed and replaced by the Chiropractors and Osteopaths Registration Act 1997.
Christ College Act 1926	DE	Provides for three schools and two trusts to be combined. It is effectively the constitution of the organisation. Provides a possible advantage not given to other schools.	Review not yet undertaken.	Act will now not be repealed, following advice from the Christ College Board.
Classification (Publications, Films and Computer Games) Enforcement Act 1995	DOJIR - OCAFT	This Act is national legislation which prohibits the sale, hire, exhibition and production of certain materials and introduces a classification system for certain materials. Essential provisions to limit the availability of pornographic material.	Minor review completed and the restrictive provisions have been justified as being in the public benefit.	

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Commercial and Inquiry Agents Act 1974	DOJIR - OCAFT	Licensing (commercial agents, commercial sub-agents, inquiry agents, process servers, security agents, security guards), entry requirements (suitable person, not convicted of an offence of dishonesty within past five years, financial reputation), reservation of practice, disciplinary processes, and business conduct (trust accounts, maintain records, audits).	Review completed. Public consultation involved issues paper, draft report and submissions. Draft report recommended maintaining most restrictions, but removing licensing requirements for process servers, making minor changes to entry requirements, retaining option of imposing education requirements, and moving responsibility for the granting, renewal, variation or refusal of a licence to the Commissioner for Corporate Affairs.	Act to be repealed and replaced by new legislation in the Autumn Session of 2002.
Commercial Bank of Australia Limited (Merger) Act 1982	DOJIR	Market entry.		Act repealed by the Legislation Repeal Act 2000.
Commercial Banking Company of Sydney Limited (Merger) Act 1982	DOJIR	Market entry.		Act repealed by the Legislation Repeal Act 2000.
Companies (Acquisition of Shares) (Application of Laws) Act 1981	DOJIR	Act assessed as not restricting competition. Act has effect only in relation to breaches that occurred prior to the introduction of the Corporations (Tasmania) Act 1990.	Review not required.	The Australian Securities Commission advised that the Act cannot be repealed yet.
Companies (Acquisition of Shares) (Tasmania) Code	DOJIR	Code assessed as not restricting competition. Code has effect only in relation to breaches that occurred prior to the introduction of the Corporations (Tasmania) Act 1990.	Review not required.	The Australian Securities Commission advised that the Code cannot be repealed yet.

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Companies (Application of Laws) Act 1982	DOJIR	Act assessed as not restricting competition. Act has effect only in relation to breaches that occurred prior to the introduction of the Corporations (Tasmania) Act 1990.	Review not required.	The Australian Securities Commission advised that the Act cannot be repealed yet.
Companies (Tasmania) Code	DOJIR	Code assessed as not restricting competition. Code has effect only in relation to breaches that occurred prior to the introduction of the Corporations (Tasmania) Act 1990.	Review not required.	The Australian Securities Commission advised that the Code cannot be repealed yet.
Companies and Securities (Interpretation and Miscellaneous Provisions) (Application of Laws) Act 1981	DOJIR	Act assessed as not restricting competition. Act has effect only in relation to breaches that occurred prior to the introduction of the Corporations (Tasmania) Act 1990.	Review not required.	The Australian Securities Commission advised that the Act cannot be repealed yet.
Companies and Securities (Interpretation and Miscellaneous Provisions) (Tasmania) Code	DOJIR	Code assessed as not restricting competition. Code has effect only in relation to breaches that occurred prior to the introduction of the Corporations (Tasmania) Act 1990.	Review not required.	The Australian Securities Commission advised that the Code cannot be repealed yet.
Companies and Securities (Miscellaneous Amendments) Act (No. 2) 1982	DOJIR	Act assessed as not restricting competition. Act has effect only in relation to breaches that occurred prior to the introduction of the Corporations (Tasmania) Act 1990.	Review not required.	The Australian Securities Commission advised that the Act cannot be repealed yet.

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Companies and Securities Legislation (Miscellaneous Amendments) Act 1982	DOJIR	Act assessed as not restricting competition. Act has effect only in relation to breaches that occurred prior to the introduction of the Corporations (Tasmania) Act 1990.	Review not required.	The Australian Securities Commission advised that the Act cannot be repealed yet.
Companies Auditors and Liquidators Disciplinary Board Act 1982	DOJIR	Act assessed as not restricting competition. Act has effect only in relation to breaches that occurred prior to the introduction of the Corporations (Tasmania) Act 1990.	Review not required.	The Australian Securities Commission advised that the Act cannot be repealed yet.
Construction Industry (Long Service) Act 1997	DIER		Minor assessment completed. Restrictions on competition were justified as being in the public benefit.	
Consumer Credit (Tasmania) Act 1996	DOJIR		National review completed. The review's steering committee finalised and accepted the review report.	
Co-operative Housing Societies Act 1963	T&F	Act assessed as not restricting competition. Restrictions on business licensing, naming and conduct in relation to existing loans under the Act only.	Review not required.	Act to be repealed following expiry of the existing loans.
Co-operative Industrial Societies Act 1928	DOJIR	Registration, and conduct.		New legislation to replace this Act. New legislation will be based on national template and subject to gatekeeper provisions.
Corporations (Tasmania) Act 1990	DOJIR	Applies Commonwealth Corporations Law within Tasmania.	Review of all areas of Corporations Law by the Commonwealth review body underway.	New legislation to replace this Act.

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Cremation Act 1934	DPAC	Licences crematoriums, reserves cremation to licensees, and methods of practise.	Minor review completed.	Act to be repealed and replaced with new legislation to include matters related to burials. New legislation has been assessed under the LRP gatekeeper provisions and endorsed as not restricting competition or imposing a significant negative impact on business.
Dairy Industry Act 1994	TDIA	Vesting of milk in Tasmanian Dairy Industry Authority. Farmgate price-setting for market milk. Pooling of market milk returns. Licensing of farmers, processors, manufacturers and vendors.	The Dairy Industry Review Group concluded in July 1999. It recommended against immediate deregulation in favour of reform over 5 years. The recommendation was conditional on the outcome of the Victorian dairy review and the proposed national adjustment package.	In line with the March 2000 communique signed by all Australian Agriculture and Primary Industries Ministers committing to a national approach to dairy reform, Tasmania passed the Dairy Amendment Act 2000 on 26 May 2000, deregulating the industry from 1 July 2000.
Dangerous Goods Act 1976	DIER	Requires the licensing of persons manufacturing dangerous goods. Persons may not possess dangerous goods without complying with certain requirements and premises must comply with prescribed requirements.		Act repealed and replaced by new dangerous goods legislation. The new legislation is based on the National Road Transport Commission's legislative model for transport of dangerous goods by road, which has been expanded to include the use, storage and handling of dangerous goods. The new legislation has been assessed under the legislation review program (LRP) gatekeeper provisions.
Dangerous Goods Act 1998	DIER		New legislation. Review completed.	Conforms to national agreement.
Debits Tax Transfer Act 1990	T&F		Review not required.	

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Dental Act 1982	DHHS	Restrictions on entry, registration, title, practice, advertising, and disciplinary provisions.		The Dental Practitioners Registration Act 2001 removes some restrictions on practice and all specific restrictions on advertising, and clarifies that there are no restrictions on ownership, among other things.
Dental Practitioners Registration Act 2001	DHHS	Restrictions on entry, title, registration, practice, and disciplinary provisions.	Assessed under the gatekeeper provisions in 2001.	Act passed in April 2001, replacing the Dental Act 1982, the Dental Prosthetists Registration Act 1996 and the School Dental Therapy Act 1965.
Devonport Airport (Special Provisions) Act 1980	DIER	Provides for the granting of a lease or licence to use any part of the land, buildings or structures of the airport.		Act repealed by the Port Companies Act 1997.
Dog Control Act 1987	P&C - LGO	Prohibits kennels and the keeping of dogs for breeding purposes without a licence. Sets standards for dog breeders and imposes certain standards on all licensed kennels. Registration of dogs.	Minor review completed, finding that the restrictive provisions are in the public interest.	Act replaced by the Dog Control Act 2000 which received Royal Assent on 20 December 2000.
Don River Tramway Act 1974	DIER	Provides a railway agreement giving a competitive advantage to a particular company, potentially acting to restrict competition. Gives the company authority to construct and operate a railway.		Act repealed by the Legislation Repeal Act 2000.
Door to Door Trading Act 1986	DOJIR - OCAFT	Defines a prescribed contract and prohibited contractual terms. Detailed information to be incorporated under prescribed contracts. Limits the hours in which a dealer may call.	Minor review completed. Restrictive provisions justified as being in the public interest.	Provisions retained without reform.

<i>Name of legislation</i>	<i>Agency</i>	<i>Major restrictions</i>	<i>Review activity</i>	<i>Reform activity</i>
Education Act 1994	DE	Requires non-government schools to be registered.	Major review completed in December 2000. Review found the restrictions on competition to be justified in the public benefit.	Act retained without reform.
Education Providers Registration (Overseas Students) Act 1991	DE	Requires providers of education to overseas students to be registered and enables conditions to be imposed on the conduct of registered education services.	Major review completed in December 2000. Review found the restrictions on competition to be justified in the public benefit.	Act retained without reform.
Egg Industry Act 1988	DPIWE - EMB	Licensing of egg producers. Producers must consign all second grade eggs to the Board for processing.	Major review completed. Review recommended that the licensing and quota arrangements be removed from the Act. Further work being undertaken on the findings of the Review Group.	
Electricity Consumption Levy Act 1986	T&F		Review not required.	Act repealed by the Hydro-Electric Corporation (Consequential and Miscellaneous Provisions) Act 1996.
Electricity Industry Safety and Administration Act 1997	DIER	Licensing, registration, entry requirements (qualification, experience, suitable person, fit and proper person, nominated manager of electrical contracting business: licence and either experience or completed course), reservation of practice, disciplinary processes, and business conduct (electrical contractor to have insurance).	Review not required. The Department has advised that the restrictive provisions of this Act are justified in the public benefit and in accord with uniform legislation existing in the other States.	

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Electricity Supply Industry Act 1995	T&F	Requires licences for the generation, transmission, distribution or retailing of electricity. Can compel acceptance of conditions of a national electricity code and may impose restrictions on re-supply in contracts with very large users of electricity.	Major review completed in September 2001.	The Government is considering the review recommendations.
Emu Bay Railway Act 1976	DIER	Provides a competitive advantage by releasing a particular company from obligations as a common carrier (Common Carrier Act). Provides that the company is not entitled to any of the rights or privileges of a common carrier.	Review deferred pending proclamation of the Rail Safety Act 1997.	Act replaced by the Rail Safety Act 1997 which has now been proclaimed.
Environment Protection (Sea Dumping) Act 1987	DPIWE	Requires a permit to undertake waste dumping or incineration at sea. Essential provisions to prevent degradation of the environment.		Act repealed by the Legislation Repeal Act 2000.
Environmental Management and Pollution Control Act 1994	DPIWE	Requires a person carrying out a controlled activity to have authorisation and a TAFE certificate. Sets minimum standards for products in terms of air emissions. Restricts the importation of certain products. Essential provisions to prevent degradation of the environment.	Major review completed.	The Government is progressively implementing the review recommendations.
Evidence Act 1910	DOJIR	Restricts court room employment of shorthand writers to those who have been examined and licensed.		Act to be replaced by new legislation in the Autumn Session of 2002.

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Fair Trading Act 1990	DOJIR - OCAFT	Motor vehicle traders - mandatory code of practice covering business conduct (written contracts, warranty, complaints system, no deception, no false representation, no misleading advertising).	Minor review of the motor vehicle dealers code of practice completed in 1998. Restrictive provisions requiring manufacturers to provide warranties for motor vehicles and establishing a system for dealing with customer complaints justified as being in the public interest.	The Government endorsed the review recommendations.
Fertilisers Act 1993	DPIWE	Prohibits the sale of fertiliser unless the package has the prescribed label. Regulates the details to be included on the label. Sets standards for the composition of fertilisers.	Minor review completed. It found the restrictions to be in the public interest. No reform recommended.	
Financial Institutions Duty Act 1986	T&F		Review not required.	
Financial Management and Audit Act 1990	TAO	Requires the Auditor-General to be the auditor of the Treasurer, all government departments, statutory authorities and government business enterprises (GBEs).	Minor review completed in 1998 and the recommendations of the review body will soon be provided to the Government.	
Fire Service Act 1979	TFS	The formation of private fire brigades and salvage corps is prohibited unless authorised by the Tasmanian Fire Service.	Minor review completed. The sole restriction on competition relating to the creation of salvage corps justified as being in the public benefit.	
Firearms Act 1996	DOPPS		Minor review completed. The restrictions on competition justified as being in the public benefit.	Act replaced the Guns Act 1991.

<i>Name of legislation</i>	<i>Agency</i>	<i>Major restrictions</i>	<i>Review activity</i>	<i>Reform activity</i>
Fisheries Act 1959	DPIWE - IFC	Prohibits persons carrying out marine farming activities or fish processing without authorisation and/or licences. Requires licensing of private fisheries and restricts the methods and equipment for taking fish. Restricts the import of fish. Protection of a natural resource from unsustainable extraction and the introduction of a disease, organism, variety or disorder.		Act repealed in May 1996 by the Inland Fisheries Act 1995, the Living Marine Resources Management Act 1995, and the Marine Farming Planning Act 1995. New legislation included on the LRP.
Flammable Clothing Act 1973	DOJIR - OCAFT	The requirement to mark or label prescribed clothing (children's nightwear) with the flammability of the garment.	Minor review completed and the restrictive provision found to be in the public benefit.	
Food Act 1998	DHHS	Various food safety offences. Food to meet prescribed food standards.  Registration of premises and vehicles. Licensing of food manufacturers and sellers.	National review completed in 2000 (see the NSW Food Act 1989).  Reviewed prior to introduction via the gatekeeping process.	Act replaced the Public Health Act 1962.  All Australian governments agreed in November 2000 to adopt the core provisions of the Model Food Bill by November 2001.
Forest Practices Act 1985	FPB	Requires preparation and certification of forest practices plan before timber harvesting can start. Declaration of private timber forests. Prescribes forest practices under the Forest Practices Code. Operators harvesting more than 100 000 tonnes per annum must submit a 3 year plan for approval by the Forest Practices Board.	Review by the Forest Practices Advisory Council completed in 1998. Review recommended no reform.	Act to be retained without reform.

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Forestry Act 1920	FT	Exclusive control and management of State forests by the Forestry Corporation. Licensing of timber collection and of taking of other resources. Administrative discretion over how licences and produce are allocated and priced. Minimum supply of logs for veneer and sawmilling industries. Wood supply agreements to contain certain conditions. Permits to occupy and use State forest. Registration of timber workers.	Review by an external consultant completed in 1998. Review noted that minimum supply restrictions are anticompetitive and recommended simplifying the Act and removing certain conditions of wood supply agreements.  The minimum supply restrictions were found to be of public benefit during the process to establish a Regional Forest Agreement.	The Government accepted the review recommendations and will introduce legislation to remove all restrictions other than on minimum supply levels.
Friendly Societies Act 1888	T&F	Requires friendly societies to be registered. Requires that two friendly societies conducting the business of a chemist must be within a distance of 11 km of the Hobart or Launceston GPO.		Act repealed and replaced by the Friendly Societies Code. The Code also repealed. Friendly Society legislation now falls under Commonwealth jurisdiction.
Futures Industry (Application of Laws) Act 1987	DOJIR	Act assessed as not restricting competition. Act has effect only in relation to breaches that occurred prior to the introduction of the Corporations (Tasmania) Act 1990.	Review not required.	The Australian Securities Commission advised that the Act cannot be repealed yet.
Futures Industry (Tasmania) Code	DOJIR	Code assessed as not restricting competition. Code has effect only in relation to breaches that occurred prior to the introduction of the Corporations (Tasmania) Act 1990.	Review not required.	The Australian Securities Commission advised that the Code cannot be repealed yet.

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Gaming Control Act 1993	T&F	Grants exclusive rights to specific companies to conduct casino operations and operate gaming machines in Tasmania. Requires gaming equipment to meet the approval of the Gaming Commission. Limitations on the availability of gaming to minors.	Minor review completed as part of a review of the State's gaming legislation. Review recommended that the Casino Company Control Act be repealed, that the Gaming Commission be given discretion to determine who was to be included on the roll of manufacturers and suppliers of gaming equipment and the Commission be given greater discretion to approve a standard form of contract.	The Government agreed to the review recommendations. The Casino Company Control Act was repealed in 2000 and the other two recommendations were implemented in June 2001.
Gas Franchises Act 1973	DIER	Grants franchise holders (Hobart and Launceston Gas Companies) exclusive rights to supply gas by reticulation or in bulk in their respective franchise areas.		Act repealed.
Goldamere Pty Ltd (Agreement) Act 1996	DSD		Review not required.	
Goods (Trade Descriptions) Act 1971	DOJIR - OCAFT	Requires labelling of footwear and textiles. Limits the materials that can be used in footwear and requires safety footwear to comply with Australian standards requirements.	Minor review completed. The key restrictive provision, the requirement for manufacturers to disclose the materials from which textile products are made, found to be in the public benefit.	Restrictive provision relating to textile products retained. New regulations have been made which replace provisions regarding safety footwear.
Grain Reserve Act 1950	DPIWE - TGE B	Exempts the Tasmanian Grain Elevators Board from Council rates and protects it from being sued.	Review completed.	The anticompetitive sections of the Act repealed.
Guns Act 1991	DOPPS	Requires gun owners and firearm dealers to be licensed. Essential provisions to limit the availability of potentially dangerous goods such as guns.		Act repealed on 13 November 1996. The repealing Act, the Firearms Act 1996, included on the LRP.

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Hairdressers' Registration Act 1975	DIER	Licensing, registration of hairdressers (hairdresser, master, principal), entry requirements, business conduct (licensing of hairdressers' premises, premises compliance with prescribed requirements in relation to design, construction, furnishings and equipment).	Review by officials completed. Review recommended the Act be repealed.	Act to be repealed by the Legislation Repeal Bill 2001.
Hellyer Mine Agreement Ratification Act 1987	T&F		Review not required.	
Henry Jones Limited (Huon Pine) Agreement Act 1978	FT	Ratifies an agreement allowing a company to cut and take a specific quantity of Huon Pine.		Act repealed by the Legislation Repeal Act 1998.
Hire-Purchase Act 1959	DOJIR - OCAFT	Relates to hire purchase contracts taken out prior to the introduction of Consumer Credit Code. Specifies the conditions of a legal hire-purchase agreement. It specifies the standards that must be met in writing a legal hire-purchase contract.	Review not required.	Act repealed by the Legislation Repeal Act 2000.
Historic Cultural Heritage Act 1995	DPIWE	Places restrictions on building work on places of historic heritage significance that may affect historic cultural heritage.	Review, in conjunction with the Land Use Planning and Approvals Act 1993, completed.	The Government is preparing legislation to implement the review recommendations.
HIV/AIDS Preventative Measures Act 1993	DHHS	Provides for licensing/approvals involved in areas associated with testing, counselling and treatment of HIV/AIDS sufferers, restricts the manufacture and sale of HIV testing kits. Sets guidelines on medical and surgical procedures.	Minor review completed in 1998, finding the restrictive provisions as being in the public benefit.	

<i>Name of legislation</i>	<i>Agency</i>	<i>Major restrictions</i>	<i>Review activity</i>	<i>Reform activity</i>
Hobart Bridge Act 1958	DIER	Restricts the business of passenger ferry services on the Derwent River. Provides a contractual agreement effectively establishing a monopoly with one licensed operator.		Act repealed by the Legislation Repeal Act 1996.
Hobart Town Gas Company's Act 1854	DOJIR	Establishes the Hobart Town Gas Company to provide Hobart with gas powered street lights. Specifies conduct of the company and sets lighting standards to be met.		Act repealed.
Hobart Town Gas Company's Act 1857	DOJIR	Gives the company powers not afforded to potential competitors, such as entering premises, and recovering property on 24 hours notice.		Act repealed.
Hospitals Act 1918	DHHS	Licensing, and requires certain qualifications to be held by hospital managers.	Review completed.	The Government is considering the review recommendations.
Housing Indemnity Act 1992	DOJIR - OCAFT	Requires builders to obtain an indemnity insurance policy before performing building work.	Review completed, finding the restrictive provisions to be in the public benefit.	
Hutchins School Act 1911	DE	Combines the Hutchins School and a trust and gives the school the power to lease land that it otherwise could not. Provides a possible advantage not given to other schools.	Review not required.	Act repealed.

<i>Name of legislation</i>	<i>Agency</i>	<i>Major restrictions</i>	<i>Review activity</i>	<i>Reform activity</i>
Hydro-Electric Commission (Doubts Removal) Act 1972	HEC	Provides the Hydro-Electric Commission (HEC) with the power to do all such acts, matters and things in relation to the specified area of Crown land as are necessary to construct and carry out works.	Review not required.	Act repealed on 6 November 1996. The repealing Acts were included on the LRP: the Electricity Supply Industry Act 1995 and the Electricity Supply Industry Restructuring (Savings and Transitional Provisions) Act 1995.
Hydro-Electric Commission (Doubts Removal) Act 1982	HEC	Provides the HEC with the power to do all such acts, matters and things in relation to the specified area of Crown land as are necessary to construct and carry out works.	Review not required.	Act repealed on 6 November 1996. The repealing Acts were included on the LRP: the Electricity Supply Industry Act 1995 and the Electricity Supply Industry Restructuring (Savings and Transitional Provisions) Act 1995.
Hydro-Electric Commission Act 1944	HEC	Market entry, competitive conduct, and product service innovation. Prohibits the generation and/or transmission of electricity without the consent of the Hydro-Electric Commission (HEC). Establishes pricing rules and prohibits electrical wiring work and the sale of electrical fittings unless approved by the HEC.	Review not required.	Act repealed on 6 November 1996. The repealing Acts were included on the LRP: the Electricity Supply Industry Act 1995 and the Electricity Supply Industry Restructuring (Savings and Transitional Provisions) Act 1995.
Ida Bay Railway Act 1977	DPIWE	Confers Ida Bay Railway with an exemption from the provisions of the National Parks and Wildlife Act 1950 and the Railway Management Act 1935.	Review not required.	Act repealed in April 2001.

<i>Name of legislation</i>	<i>Agency</i>	<i>Major restrictions</i>	<i>Review activity</i>	<i>Reform activity</i>
Inland Fisheries Act 1995	DPIWE - IFC	Licensing of commercial fishers and fish farms. Registration of private fisheries, fish processors and sellers. Restricts the methods and equipment that can be used to take or kill fish. Limits the size and sex of fish that can be taken. Restricts the importation of fish.	Review completed. The review report, in the form of a RIS, concluded that most restrictions are justified but recommended some simplifications such as abolishing certain licence classes.	Review recommendations to be implemented.
Iron Ore (Savage River) Agreement Act 1965	DIER		Review not required.	Act to be repealed. Act originally thought repealed by either the Goldamere Pty Ltd (Agreement) Act 1996 or the Iron Ore (Savage River) Arrangements Act 1996. Act not repealed because the royalty regime referred to in the Act is still being applied.
Iron Ore (Savage River) Arrangements Act 1996	DSD		Review not required.	Act to be repealed. Act originally thought repealed by either the Goldamere Pty Ltd (Agreement) Act 1996 or the Iron Ore (Savage River) Arrangements Act 1996. Act not repealed because the royalty regime referred to in the Act is still being applied.
Iron Ore (Savage River) Deed of Variation Act 1990	DIER		Review not required.	Act to be repealed by the Legislation Repeal Act 2001. Act originally thought repealed by either the Goldamere Pty Ltd (Agreement) Act 1996 or the Iron Ore (Savage River) Arrangements Act 1996. Act not repealed because the royalty regime referred to in the Act is still being applied.
Land and Income Taxation Act 1910	T&F		Review not required.	

<i>Name of legislation</i>	<i>Agency</i>	<i>Major restrictions</i>	<i>Review activity</i>	<i>Reform activity</i>
Land Surveyors Act 1909	DPIWE	Licensing, registration, entry requirements (age, good fame and character, competency (education, experience and exam)), reservation of practice, disciplinary processes, and business conduct (number of supervised graduates, discretionary power for Surveyors Board to publish and enforce a scale of fees, survey practice standards).	Review completed in July 1999 and report released in December 2000. Review recommended retaining the following restrictions: registration, annual licensing, disciplinary processes, experience (but replacing two years of supervised training with appropriate course of postgraduate training) and minimum standards (but less prescriptive and more output focused). Review also recommended removing the following restrictions: the number of graduates under supervision and power for the board to set fees.	The Government released a draft response for comment, proposing an alternative, less-restrictive, competency-based co-regulation model. The model would establish a single public register of all surveyors, with mandatory registration of land surveyors, voluntary registration of surveyors in non-cadastral disciplines and voluntary registration of multidisciplinary competency certification for all registered surveyors. The Government would not be directly involved in the assessment of competency. Rather, an accredited professional organisation would assess professional competency. The model is being assessed by an interdepartmental group.
Land Tax Act 1995	T&F		Review not required.	
Land Use Planning and Approvals Act 1993	DPIWE	Requires the observance of planning schemes by planning authorities in respect of all use or development within a certain area. Requires persons undertaking certain developments to apply to the planning authority for a permit.	Review completed in 2000.	The Government is preparing legislation to implement the review recommendations.

<i>Name of legislation</i>	<i>Agency</i>	<i>Major restrictions</i>	<i>Review activity</i>	<i>Reform activity</i>
Land Valuation Act 1971	DPIWE	Gives the Valuer-General a monopoly on the provision of valuation services to local government for the setting of valuations for the purpose of determining local rates.	Major review, in conjunction with the Valuers Registration Act, completed. Review recommended tendering for all statutory mass valuation work and retaining the role of the Valuer-General. The Valuer-General would be responsible for developing and monitoring valuation standards and information requirements, determining the length of the revaluation cycle, administering valuation lists and coordinating the collection of information, and being the avenue of appeal. Also recommended greater administrative separation of the Valuer-General and the Government Valuation Services, and the abolition of the Valuers Registration Board.	The Government plans to introduce legislative changes to Parliament during the Spring 2001 session.
Launceston Gas Company Act 1982	DOJIR	Gives the Launceston Gas Company powers that are not available to potential competitors in the gas supply market. For example, they are given the power to 'break up public roads' without council approval, and only needing to give 24 hours notice.		Act substantially amended by new legislation. Remaining sections to be repealed once an accurate map of the pipeline network has been completed.
Launceston Savings Investment and Building Society Act 1955	DOJIR	Provides the Launceston Savings, Investment and Building Society with the power to invest in a specific property that it may not have been able to under the Building Societies Act 1876.		Act repealed by the Legislation Repeal Act 1996.

<i>Name of legislation</i>	<i>Agency</i>	<i>Major restrictions</i>	<i>Review activity</i>	<i>Reform activity</i>
Legal Profession Act 1993	DOJIR	Licensing, registration, entry requirements, disciplinary processes, reservation of title and practice, business conduct (including monopoly professional indemnity insurance, operation of mandatory trust accounts and advertising (power to Council of Law Society to make rules)).	Major review completed.	The Government is considering the review recommendations.
Lending of Money Act 1915	DOJIR - OCAFT	Relates to money lending contracts taken out prior to the introduction of Consumer Credit Code. Requires that money lenders be registered.	Review not required.	Act repealed by the Legislation Repeal Act 2000.
Liquor and Accommodation Act 1990	T&F - LC	Prohibits granting of a liquor licence in connection with supermarket activities. Regulates the sale of liquor. Minimum sale of 9 litres required for non hotel outlets. Provides an appellation system for Tasmanian wine.	Review underway.	
Living Marine Resources Management Act 1995	DPIWE	Licensing of fishers, handlers, processors and marine farmers. Input controls on gear, vessel operations, and handling and storage standards. Output controls such as quotas, size limits and species. Prohibits importation of live fish into Tasmania.	Review completed. It recommended retaining all restrictions.	Act to be retained without reform.

<i>Name of legislation</i>	<i>Agency</i>	<i>Major restrictions</i>	<i>Review activity</i>	<i>Reform activity</i>
Local Government (Highways) Act 1982	P&C - LGO	Provides for the creation, construction, maintenance and management of highways and establishes construction standards. Empowers councils to make by-laws prohibiting the carriage of certain materials over local highways unless licensed.	Minor review completed.	Minor amendments to be introduced in the Spring 2001 Session of Parliament.
Local Government Act 1993	P&C - LGO	Enables councils to make by-laws in respect of any matter or thing, such as fees and licences and the execution of works, for which the council has a function of power under this or any other Act.	Review completed.	By-law making power removed.
Local Government (Building and Miscellaneous Provisions) Act 1993 - (except in relation to health issues and Part III (subdivisions))	DIER	Provides for the control of building and plumbing work, setting of product and construction standards and application of the Building Code of Australia to Tasmania.	Assessed under the gatekeeper provisions.	The building provisions replaced by the Building Act 2000.
Local Government (Building and Miscellaneous Provisions) Act 1993 - (in so far as it relates to health issues)	DHHS	Prohibits cesspools and the inhabitation of houses that do not have sanitation facilities. Requires the registration of premises used for offensive trades (tanneries, etc), the licensing of night-soil disposal systems and places of public entertainment.		Relevant provisions transferred to the Public Health Act 1997.

<i>Name of legislation</i>	<i>Agency</i>	<i>Major restrictions</i>	<i>Review activity</i>	<i>Reform activity</i>
Local Government (Building and Miscellaneous Provisions) Act 1993 (Part III)	DPIWE	Provides for the control of building and plumbing work, the setting of product and construction standards and application of the Building Code of Australia to Tasmania. Provides for the approval of subdivisions and restrictions on the use of water.	Review not required.	Legislation replaced by the Building Act 2000. Building Act assessed under legislation gatekeeper provisions.
Marine (Consequential Amendment Act) 1997			New legislation. Assessed under legislation gatekeeper provisions.	
Marine Act 1976	DIER	Provided for the survey of marine vessels and equipment. Established standards for marine vessels and equipment through the adoption of national codes and standards.		Act repealed on 30 July 1997 and replaced by the Marine and Safety Authority Act 1997, the Port Companies Act 1997, and the Marine (Consequential Amendment) Act 1997. These Acts were assessed under legislation gatekeeper provisions.
Marine and Safety Authority Act 1997		Marine safety arrangements.	New legislation. Assessed under legislation gatekeeper provisions.	Act replaced the Marine Act 1976.
Marine Farming Planning Act 1995	DPIWE	Marine farming not to occur outside marine farming zones; lease required to operate a marine farm; and a person must not do anything that is contrary to any marine farming development plan.	Review completed. Review recommended retaining all restrictions.	Act to be retained without reform.

<i>Name of legislation</i>	<i>Agency</i>	<i>Major restrictions</i>	<i>Review activity</i>	<i>Reform activity</i>
Meat Hygiene Act 1985	DPIWE	Prohibits the operation of abattoirs and slaughterhouses without a licence and provides for conditions to be attached to licences. Prohibits persons from selling or bringing meat into Tasmania unless it is fit for human consumption.	Review completed.	Reform legislation to be considered in the Spring 2001 Session of Parliament.
Medical Act 1959	DHHS	Restrictions on entry, registration, title, practice, and disciplinary provisions.		Act repealed on 21 August 1996 and replaced by the Medical Practitioners Registration Act 1996, which is included on the LRP.
Medical Practitioners Registration Act 1996	DHHS	Restrictions on entry, registration, title, practice, advertising, and disciplinary provisions.	Review underway.	
Medical Radiation Science Professionals Registration Act 2000	DHHS	Restrictions on entry, title, registration, and disciplinary provisions. Requirements for professional indemnity insurance.	New legislation. Assessed under legislation gatekeeper provisions.	Act passed in November 2000.
Mental Health Act 1963	DHHS	Restricts the admission of involuntary mental patients to public hospitals only.		Act repealed and replaced by the Mental Health Act 1996.
Mental Health Act 1996	DHHS		New legislation. Assessed under legislation gatekeeper provisions in 1999.	Act replaced the Mental Health Act 1963. The 1996 Act addressed the restriction contained in the 1963 Act.
Merchant Seamen Act 1935	DIER	Places restrictions on shipping crews through the adoption of International Labour Conventions.		Act repealed by the Legislation Repeal Act 1998.
Metro Tasmania Act 1997	DIER		New legislation. Assessed under legislation gatekeeper provisions.	

<i>Name of legislation</i>	<i>Agency</i>	<i>Major restrictions</i>	<i>Review activity</i>	<i>Reform activity</i>
Metropolitan Transport Act 1954	DIER	Places restrictions on the provision of public bus services within a 22 kilometre radius of the Hobart general post office (GPO) and a 12 kilometre radius of the Launceston GPO.		Act replaced by the Metro Tasmania Act 1997 and the Metro Tasmania (Transitional and Consequential Provisions) Act 1997.
Mineral Resources Development Act 1995	DIER	Provides for a system of licences and leases governing the exploitation of mineral resources.	Review completed. All restrictions considered to be justified in the public interest.	Act to be retained without reform.
Mining Act 1929	DIER			Act repealed on 1 July 1996 and replaced by the Mineral Resources Development Act 1995. New Act included on the LRP in place of this Act.
Mock Auctions Act 1973	DOJIR - OCAFT	Prohibits auctions whereby it is a normal auction, but items are sold at a price lower than the highest bid, ie no kick backs allowed.	Review not required.	Act repealed by the Legislation Repeal Act 2000.
Motor Accidents (Liabilities and Compensation) Act 1973	MAIB	Mandatory insurance, monopoly insurer, and centralised premium setting.	Major review completed in 1997, recommending retention of the monopoly. In considering its approach, Tasmania will review the outcome of the Victorian review of its Compulsory Third Party (CTP) insurance.	The Government agreed to the review recommendations.
Mount Dundas and Zeehan Railway Act 1890	DIER	Sets out a railway agreement providing a competitive advantage to a particular company. It gives the authority to construct and operate a railway.		Act repealed by the Legislation Repeal Act 1998.

<i>Name of legislation</i>	<i>Agency</i>	<i>Major restrictions</i>	<i>Review activity</i>	<i>Reform activity</i>
Mount Dundas and Zeehan Railway Act 1891	DIER	Sets out a railway agreement providing a competitive advantage to a particular company. It gives the authority to construct and operate a railway.		Act repealed by the Legislation Repeal Act 1998.
Mount Lyell and Strahan Railway Act 1892	DIER	Provides the company with the power to construct a railway through public and private lands. Specifies quality levels to be met in the construction of the railway.		Act repealed by the Legislation Repeal Act 1996.
Mount Lyell and Strahan Railway Act 1893	DIER	Specifies railway construction standards to be met by this railway.		Act repealed by the Legislation Repeal Act 1996.
Mount Lyell and Strahan Railway Act 1896	DIER	Provides the company with the power to alter the course of the railway through public and private lands. It provides the company with greater rights of acquisition than is available to other companies under the law.		Act repealed by the Legislation Repeal Act 1996.
Mount Lyell and Strahan Railway Act 1898	DIER	Restricts the ability of the company to set freight rates. As a monopoly provider of rail services to Strahan the Government empowered itself to oversee the private freight fees charged by the company.		Act repealed by the Legislation Repeal Act 1996.
Mount Lyell and Strahan Railway Act 1900	DIER	Provides the company with an extension to its rights over public and private lands.		Act repealed by the Legislation Repeal Act 1996.

<i>Name of legislation</i>	<i>Agency</i>	<i>Major restrictions</i>	<i>Review activity</i>	<i>Reform activity</i>
Mount Read and Rosebery Mines Limited Leases Act 1916	DIER	The Act authorises the issue of special leases and licences to the Company in order for it to acquire 'a more certain tenure of the lands, water and other rights'. The Company has sole rights to timber on any lands in the lease.		Act repealed by the Mt Read and Rosebery Mines Limited Leases (Repeal) Act 1999.
National Parks and Wildlife Act 1970	DPIWE	Provides for conditions to be placed on the commercial use of Crown land and limits the number and type of licenses that can be issued.	Minor review underway.	
North Mount Lyell and Macquarie Harbour Railway Act 1897	DIER	Provides the company with the power to construct a railway through public and private lands. Specifies quality levels to be met in the construction of the railway.		Act repealed by the Legislation Repeal Act 1996.
North Mount Lyell Mining and Railway Act 1901	DIER	Provides the company with more land for its railway and retrospectively approves certain new railway constructions. Specifies the conduct and form of leasing arrangements that the company can enter into.		Act repealed by the Legislation Repeal Act 1996.
Noxious Insects and Molluscs Act 1951	DPIWE	Prohibits the importation into Tasmania of any noxious insect or mollusc, except for scientific purposes and with the prior approval of the Minister. Prohibits the sale of any infested animal or good.	Review not required.	Act repealed and replaced by the Plant Quarantine Act 1997.

<i>Name of legislation</i>	<i>Agency</i>	<i>Major restrictions</i>	<i>Review activity</i>	<i>Reform activity</i>
Noxious Weeds Act 1964	DPIWE	Provides for the declaration of 'infected areas' and prohibits the movement of plants and animals from that area. Prohibits the importation of banned weeds and unidentified plants. Controls the importation of seeds, aquatic plants and animals.	Review not required.	Act expected to be repealed and replaced by a new Act that will be subject to assessment under legislation gatekeeper provisions (CPA clause 5(5)).
Nursing Act 1987	DHHS	Restrictions on entry, registration, title, practice, and disciplinary provisions.		Act repealed 1 July 1996 and replaced by the Nursing Act 1995. Nursing Act 1995 included on LRP.
Nursing Act 1995	DHHS	Restrictions on entry, registration, title, practice, and disciplinary provisions.	Review completed in 1999. Restrictions related to registration assessed as providing a net community benefit as they provide information to the consumer.	The Nurses Amendment Act 1999 removes restrictions other than registration.
Optometrists Registration Act 1994	DHHS	Restrictions on entry, registration, title, practice, advertising, ownership, and disciplinary provisions.	Review completed and recommendations being drafted for consideration by the Government.	
Partnership Act 1891	DOJIR	Restricts partners competing with the partnership.	Minor review completed. Review found restrictive provisions to be justified in the public benefit.	
Pawnbrokers Act 1857	DOJIR	Licensing, business conduct.	Review not required.	Act repealed in 1996 by the Second-Hand Dealers and Pawnbrokers Act 1994.
Pay-roll Tax Act 1971	T&F		Review not required.	

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Pesticides Act 1968	DPIWE	Provides for the registration of pesticides and prohibits their sale unless registered. Prohibits the sale of foodstuffs that contain pesticide residue above the permitted tolerance. Controls the packaging, labelling and use of pesticides.	Review not required.	Act repealed on 1 January 1997 by the Agricultural and Veterinary Chemicals (Control of Use) Act 1995, which is included on LRP.
Petroleum (Submerged Lands) Act 1982	DIER	Regulates exploration for and development of undersea petroleum resources. This legislation forms part of a national scheme.	National review completed in 1999-2000. Endorsed by the Australian and New Zealand Minerals and Energy Council (ANZMEC) Ministers.	Amendments to be developed by the Commonwealth and subsequently reflected in State and Territory legislation.
Petroleum Products Business Franchise Licences Act 1981	T&F			Act repealed as a result of the High Court ruling of August 1997 that States are unable to collect franchise fees.
Petroleum Products Emergency Act 1994	DOPPS	Provides for the licensing and prohibition of sale of petroleum products and the rationing of petroleum sales in an emergency.	Review not required. The legislation requires that any restrictions must be justified in the public benefit, therefore no further justification considered necessary.	

<i>Name of legislation</i>	<i>Agency</i>	<i>Major restrictions</i>	<i>Review activity</i>	<i>Reform activity</i>
Pharmacy Act 1908	DHHS	Restrictions on entry, registration, title, practice, advertising, business, ownership, and disciplinary provisions.	<p>Drugs and poisons regulation were part of the Galbally Review. Draft review report released in September 2000. Final review report given to the Australian Health Ministers Conference in early 2001.</p> <p>National Review of Pharmacy Regulation (Wilkinson Review) completed in February 2000. The review recommended retaining registration, protection of title, practice restrictions and disciplinary systems (although with minor changes to the registration systems recommended for individual jurisdictions). Further, the review recommended maintaining existing ownership restrictions, and removing business licensing restrictions.</p> <p>A State-based review was completed in January 1998. This review did not encompass the ownership issues to be considered as part of the national review.</p>	Act expected to be replaced by new legislation consistent with the national review outcomes, which will be assessed under Tasmania's legislation gatekeeper provisions.
Physiotherapists Registration Act 1951	DHHS	Restrictions on entry, registration, title, practice, advertising, and disciplinary provisions.	Review completed in 1999. Restrictions related to registration assessed as providing a net community benefit as they provide information to the consumer.	Act repealed and replaced by the Physiotherapists Registration Act 1999.

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Physiotherapists Registration Act 1999	DHHS	Restrictions on entry, registration, title, practice, advertising, and disciplinary provisions.	See the Physiotherapists Registration Act 1951.  New legislation implemented after assessment under gatekeeper provisions. Introduces professional indemnity insurance requirement, and can provide for continuing professional education regulations. Maintains limited reserved practice (manipulation and electrical). Business restrictions and licensing removed.	Act replaced the Physiotherapists Registration Act 1951.
Plant Diseases Act 1930	DPIWE	Provides for the Governor to prohibit the introduction into Tasmania of any plant that is likely to introduce any disease or noxious organism. Prohibits the movement and export of diseased plants.		Act repealed and replaced by the Plant Quarantine Act 1997.
Plant Protection Act 1994	DPIWE	Minister may prohibit the sale of anything found in an 'infested area' and may prohibit any article, goods or material from being imported into Tasmania.  Prohibits exportation of diseased plants unless in accordance with restrictions.		Act repealed by the Plant Quarantine Act 1997.  The Plant Protection Act 1994 was passed by Parliament in 1994, but not proclaimed due to inadequacies which later came to light.
Plant Quarantine Act 1997	DPIWE	Relates to the management of noxious plants, insects and molluscs.	Assessed under legislation gatekeeper provisions.	

<i>Name of legislation</i>	<i>Agency</i>	<i>Major restrictions</i>	<i>Review activity</i>	<i>Reform activity</i>
Plumbers and Gas-fitters Registration Act 1951	DIER	Licensing, registration, entry requirements (qualification or experience, apprenticeship and exam), reservation of practice (sanitary, mechanical services, water and backflow prevention plumbing, draining and roof plumbing, any other plumbing work, gasfitting), and disciplinary processes.	Review completed in 1998. Recommendations included reducing areas of reservation of practice; limiting qualifications and experience required for registration to demonstrate competence; and implementing an appropriately constituted self-certification system; and amalgamating registration and plumbing inspection systems to reduce overlap and reduce the current regulatory burden on plumbers.	The Government is considering the review recommendations.
Podiatrists Registration Act 1974	DHHS	Restrictions on entry, registration, title, advertising, ownership, and disciplinary provisions.	Review completed in 2000. Review recommended that advertising and ownership restrictions be removed from the Act.	Act repealed on 1 July 1996 and replaced by the Podiatrists Registration Act 1995 which is included on the LRP.
Podiatrists Registration Act 1995	DHHS	Restrictions on entry, registration, title, advertising, ownership, and disciplinary provisions.	Review completed in 2000. Review recommended that advertising and ownership restrictions be removed from the Act.	Advertising and ownership restrictions removed from the Act in November 2000. A professional indemnity insurance requirement was introduced.
Poisons Act 1971	DHHS	Requires the licensing of manufacturing and wholesale chemists, and restricts the sale or supply of narcotic or prohibited substances. Prohibits the sale of new drugs until they are classified.	Part of Galbally Review. Final review report under consideration by the Australian Health Ministers Advisory Council (AHMAC).	The Department is drafting legislation to replace the Poisons Act 1971 with two separate Bills dealing with licit drug use and illicit drug use. These Bills are being progressed under the LRP gatekeeper provisions.
Police Offences Act 1935	DOPPS	Requires the licensing of tanners, motor racing events, wood stacks, fund raising, money lending and boxing.	Minor review completed.	Two anticompetitive provisions repealed and those remaining have been justified as being in the public benefit.
Port Arthur Historic Site Management Authority Act 1987	PAHSMA	Imposes restrictions on commercial operations in the Port Arthur Historic Site area.	Outcome of review of the National Parks and Wildlife Act 1970 will apply.	

<i>Name of legislation</i>	<i>Agency</i>	<i>Major restrictions</i>	<i>Review activity</i>	<i>Reform activity</i>
Port Companies Act 1997	DIER	Establishes port authorities.	Assessed under legislation gatekeeper provisions.	
Port Huon Wharf Act 1955	T&F	Restrictions on port access.		Act repealed on 30 July 1997.
Primary Industry Activities Protection Act 1995	DPIWE	Provides legal protection from a claim of nuisance from new adjoining subdivisions for established primary producers, but not to new ones entering the market.	Minor review completed. No reform recommended. It found the restrictions to be justified in the public interest.	
Printers and Newspapers Act 1911	DOJIR	Requires printed matter to carry printer's name and address. Prohibits the sale of printed matter that does not bear printer's name and address.		Act repealed by the Legislation Repeal Act 1998.
Psychologists Registration Act 1976	DHHS	Restrictions on entry, registration, title, advertising, and disciplinary provisions.	Review completed in 2000. Restrictions related to registration assessed as providing a net community benefit as they provide information to the consumer.	Act replaced by the Psychologists Registration Act 2000.
Psychologists Registration Act 2000	DHHS	Restrictions on entry, registration, title, and disciplinary provisions.	Assessed under legislation gatekeeper provisions.	Act replaced the 1976 Act. The 2000 Act removes restrictions on advertising and reservation of practice, and streamlines complaints and administration procedures.
Public Health Act 1962	DHHS	Prohibits persons other than medical practitioners from treating patients suffering from certain diseases. The Act prescribes food labelling requirements and sets food standards. Requires the registration of, and sets standards for, food premises.		Act repealed and replaced by the Public Health Act 1997 and the Food Act 1998.

<i>Name of legislation</i>	<i>Agency</i>	<i>Major restrictions</i>	<i>Review activity</i>	<i>Reform activity</i>
Public Health Act 1997	DHHS		Assessed under legislation gatekeeper provisions. The Commonwealth is consulting with the States on national review of food regulation, including a review of the Australia and New Zealand Food Authority Council Act and the Model Food Act.	Act replaced the Public Health Act 1962.
Pulpwood Products Industry (Eastern and Central Tasmania) Act 1968	FT	Ratifies a financial agreement providing a particular company with a competitive advantage, potentially acting to restrict competition.		Act repealed by the Legislation Repeal Act 1995.
Racing Act 1983	DIER	Provides for the licensing of thoroughbred horses and greyhounds and persons involved in this type of racing. Controls thoroughbred and greyhound racing in Tasmania.		Following the restructure of the racing industry in 2000, new racing legislation is being drafted for introduction into the Autumn Session 2002. The new legislation will be assessed under legislation gatekeeper provisions.
Racing and Gaming Act 1952 (except in relation to minor gaming)	DIER	Requires the registration of bookmakers, bookmakers' clerks, racing clubs and race courses. Restricts race meetings, telephone sports betting, bookmaker betting activities and the appointment of officials. Prohibits proprietary racing. Limitations on the availability of gaming to minors.		Following the restructure of the racing industry in 2000, new racing legislation is being drafted for introduction in the Autumn Session 2002. The new legislation will be assessed under legislation gatekeeper provisions.
Racing and Gaming Act 1952 (minor gaming)	T&F		Minor review completed as part of review of the State's gaming legislation.	The gaming components of this Act transferred to the Gaming Control Act and were assessed under legislation gatekeeper provisions.

<i>Name of legislation</i>	<i>Agency</i>	<i>Major restrictions</i>	<i>Review activity</i>	<i>Reform activity</i>
Racing and Gaming Act 1952 (in so far as it relates to totalisator betting)	T&F and DIER	Restrictions on totalisator betting.		Legislation expected to be replaced following a restructure of the racing industry. The new legislation will be assessed under legislation gatekeeper provisions.
Radiation Control Act 1977	DHHS	Prohibits unlicensed dealings with radioactive materials and electronic products. Enables requirements to be imposed on premises and requires the registration of certain products and materials.	National review completed.	New radiation control legislation currently being drafted and to be assessed under legislation gatekeeper provisions.
Radiographers Registration Act 1971	DHHS	Restrictions on entry, registration, title, practice, and disciplinary provisions.		Act replaced by the Medical Radiation Technologists Registration Act 1999, which was assessed under legislation gatekeeper provisions.
Railway Management Act 1935	DIER	Gives the Transport Commission the power to issue licences to reopen abandoned railways. Exempts railway buildings from planning laws.		Legislation to repeal this Act passed by Parliament, but not proclaimed. Further opinion is being sought in relation to the regulation making power of the Railway Management Act and its impact on existing bylaws.
Railways (Transfer to Commonwealth) Act 1975	DIER	Establishes a price fixing regime, whereby rail freight charges cannot be set at a level higher than those applying to railways of the Commonwealth outside Tasmania.		Act became redundant following the sale of Tasrail to the Commonwealth and the return to State ownership of railway land in accordance with the Railways Agreement between the Commonwealth and State Government. Repealed by the Legislation Repeal Act 1998.
Railways Clauses Consolidation Act 1901	DIER	Authorises the construction of railways or tramways and sets fares, construction standards, rates and charges.	Review deferred pending proclamation of the Rail Safety Act 1997.	Act repealed by the Legislation Repeal Act 1998.

<i>Name of legislation</i>	<i>Agency</i>	<i>Major restrictions</i>	<i>Review activity</i>	<i>Reform activity</i>
Renison Limited (Zeehan Lands) Act 1970	DPIWE	Vests certain land to Renison Limited.		Act repealed by the Legislation Repeal Act 1998.
Retirement Benefits Act 1993	RBFB		Review not required.	Choice of funds for new and existing contributors introduced. Move to fund existing public scheme.
Roads and Jetties Act 1935	DIER	Prohibits persons from moving vehicles or livestock so as to cross the side boundary of a limited access road without authority to do so.	Minor review completed. Review concluded that restrictions related to limited access provisions should be retained because they are in the public interest.	The Government accepted the review recommendations.
Rules Publication Act 1953	DOJIR	All Statutes and Statutory Rules to be sent to the Government Printer and shall be numbered, printed and sold by the Printer as prescribed. Provides administrative discretion to the Chief Parliamentary Counsel to decide whom to appoint as the Government Printer.		Restrictive provisions repealed by the Legislation Publication Act 1996 which was proclaimed in early 1998. The repealing legislation was assessed under legislation gatekeeper provisions as not restricting competition or impacting on business.
Sale of Condoms Act 1987	DHHS	Requires the installers of condom vending machines to be licensed. Prohibits certain advertisements and the sale and supply of particular condoms. Requires that condoms meet certain standards.	Minor review completed.	Act repealed.
Sale of Hazardous Goods Act 1977	DOJIR - OCAFT	Enables the prohibition of the sale of certain products which are determined to be hazardous.	Minor review completed. The restrictive provisions have been justified as being in the public benefit.	
Salt-water Salmonid Culture Act 1985, and Salt-water Salmonid Culture (Supplementary Agreements Validation) Act 1992	DPIWE	Ratifies the Joint Venture Agreement which gives SALTAS a monopoly on the production of salmon smolt.		Act repealed by the Legislation Repeal Act 1998.

<i>Name of legislation</i>	<i>Agency</i>	<i>Major restrictions</i>	<i>Review activity</i>	<i>Reform activity</i>
School Dental Therapy Service Act 1965	DHHS	Restrictions on entry, registration, title, practice, advertising, can only treat children up to 16 years, limits practice to the public sector, imposes disciplinary provisions.		Act replaced by the Dental Practitioners Registration Act 2001. Most restrictions on practice removed, including the limit on public sector employment.
Second-hand Dealers Act 1905	DOJIR	Licensing, business conduct.	Review not required.	Act repealed in 1996 by the Second-Hand Dealers and Pawnbrokers Act 1994.
Second-hand Dealers and Pawnbrokers Act 1994	DOJIR - OCAFT	Negative licensing (pawnbrokers, second-hand dealers), registration (notification at nearest police station), entry requirements (fit and proper person, not convicted of offence against the Act or offence involving dishonesty), reservation of practice, disciplinary processes, and business conduct (pawnbrokers: prescribed records, redemption period of six months, auction of forfeited goods; second-hand dealers: prescribed records, holding of goods for prescribed period, requirement that seller provide identification, cooperation with police).	Minor review completed. Review found restrictive provisions to be justified in the public benefit.	The Government endorsed the review recommendation.
Securities Industry (Application of Laws) Act 1981	DOJIR	Act assessed as not restricting competition. The Act has effect only in relation to breaches that occurred prior to the introduction of the Corporations (Tasmania) Act 1990.	Review not required.	

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Securities Industry (Tasmania) Code	DOJIR	Code assessed as not restricting competition. The Code has effect only in relation to breaches that occurred prior to the introduction of the Corporations (Tasmania) Act 1990.	Review not required.	The Australian Securities Commission advised that the Code cannot be repealed yet.
Seeds Act 1985	DPIWE	Prohibits the importation of certain seeds and the sale of seeds if the quality of those seeds is less than prescribed, or if they are mixed with other seeds in the wrong proportion or with seeds which are infected.	Review not required.	The Seeds Amendment Act 1999 removed the restrictive provisions from this Act.
Shop Trading Hours Act 1984	DIER	Major retailers (shops employing more than 250 people) are prohibited from trading during prescribed periods, these being Sundays, public holidays and weekdays after 6:00pm, other than Thursday and Friday.	Work being undertaken by the Shop Trading Hours Review Group.	
Stamp Duties Act 1931	DIER		Review not required.	
Stock Act 1932	DPIWE	Requires a licence for commercial artificial breeding. Enables the Minister to prohibit or restrict the movement of any animals into Tasmania from any other State.		Act repealed on 1 September 1996 and replaced by the Animal Health Act 1995, which has been included on the LRP.
Stock, Wool, and Crop Mortgages Act 1930	DOJIR	Provides for the registration of mortgages against stock, wool and crops by the Office of Consumer Affairs. Specifies what can be mortgaged and how it is to be done.	Review completed. It found all restrictions to be in the public interest. No reform recommended.	

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Substandard Housing Control Act 1973	DHHS	Provides for the closure of substandard rental accommodation and for rental control over certain premises.		Act expected to be repealed.
Sunday Observance Act 1968	DIER	Prohibits certain business activities (particularly property transactions) on Sundays.	Review not required.	Act repealed by the Sunday Observance (Repeal) Act 1997.
Survey Co-ordination Act 1944	DPIWE	Prohibits the erection of a structure, building or any other erection that is likely to be mistaken for a standard permanent mark on a mountain, hill or elevated land without the approval of the Surveyor-General.		Restrictive provisions of the Act to be repealed following the implementation of changes to the Land Surveyors Act 1909.
Tasmanian Government Insurance Act 1919	T&F	Establishes the Tasmanian Government Insurance Office and prohibits it from trading in life insurance. Specifies business practices and standards.		Act repealed.
Tasmanian Harness Racing Board Act 1976	DPIWE - TRA	Provides for the registration of all harness racing trainers and drivers. Controls harness racing in Tasmania.	Racing Industry Review completed in 1997.	Act repealed and replaced by the Racing Amendment Act 1997. Amendment Act was assessed under legislation gatekeeper provisions as not restricting competition or impacting on business.
Tasmanian Public Finance Corporation Act 1985	T&F	Provides for the Treasurer to direct a State authority to exclusively source loans from Tascorp.	Minor review completed. Review found the restrictive provisions to be justified in the public benefit.	

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Taxi Industry Act 1995	DIER	Provides for the licensing of taxis and places restrictions on their operation. Limits the number of taxi licences available.	Review completed in April 2000. It recommended replacing current, unique licensing system with a new, unique licensing system. Likely effect of the recommended system would be to place an effective cap on licence values. However, it would not allow relative scarcity to be addressed. Recommended a system based on the issue of new licences by tender with current assessed value forming a reserve price.	The Government is considering the review recommendations.
Teachers Registration Act 2000	DE	Licensing, registration, entry requirements (teacher training and one years experience or sufficient education and experience in the opinion of the Board, and good character - Board to take into account any conviction and behaviour of the applicant or any other matter), reservation of practice (teaching in government and non-government schools), and disciplinary processes.	Assessed under legislation gatekeeper provisions. RIS prepared.	Legislation to commence on 1 January 2002.
The Mount Lyell Mining and Railway Company Limited (Continuation of Operations) Act 1985	T&F	Provides financial assistance to extend the life of the mine and to establish a rehabilitation agreement.		Act repealed by the Legislation Repeal Act 1996.
The Mount Lyell Mining and Railway Company Limited (Continuation of Operations) Act 1987	T&F	Provides financial assistance to extend the life of the mine and to ensure continuation of the rehabilitation agreement.		Act repealed by the Legislation Repeal Act 1996.

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The Mount Lyell Mining and Railway Company Limited (Continuation of Operations) Act 1992	T&F	Ratifies and implements a deed of variation with respect to the continuation of operations of a particular company. Grants to the company certain environmental degradation exemptions.		Act repealed by the Legislation Repeal Act 1998.
Therapeutic Goods and Cosmetics Act 1976	DHHS	Act provides for the control of therapeutic goods and cosmetics.		Act expected to be replaced by the new Therapeutic Goods Bill which will complement the Commonwealth Act. New legislation to be assessed under legislation gatekeeper provisions.
Threatened Species Protection Act 1995	DPIWE	Prohibits trade in protected flora and fauna. Provides for protection orders prohibiting certain activities and exemptions from those orders. Specifies conduct of Government agencies, Government business enterprises (GBEs), authorities and bodies in relation to sustainable development.	Minor review completed.	Legislation to be introduced in the Spring 2001 Session of Parliament to implement review recommendations.
Tobacco Products (Labelling) Act 1987	DHHS	Prescribes regulations for the packaging of tobacco products and requires warning notices to be displayed on tobacco products.		Act repealed by the Public Health Act 1997.
Traffic Act 1925	DIER	Licensing of public vehicles (cars, carriers, omnibuses, hire cars and charter buses), conditions to be placed on licences, and licensing of driving instructors.	Review completed. The Act has been substantially reviewed in terms of the restrictive provisions of Part III, by the independent Committee of Review into Public Vehicle Licensing in Tasmania, chaired by Mr David Burton (the "Burton Review").	The anticompetitive provisions in Part III replaced by the Passenger Transport Act 1997, the Passenger Transport (Consequential and Transitional) Act 1997 and the Traffic Amendment (Accreditation and Miscellaneous) Act 1997.

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Travel Agents Act 1987	DOJIR - OCAFT	Licensing and compulsory consumer compensation fund. Defines what does and does not constitute the business of a travel agent.	National review underway (coordinated by WA). Final review report by the Centre for International Economics (CIE) released in 2000. Public consultation involved release of issues paper, background paper, consultation and receiving submissions. Review recommended that entry qualifications for travel agents be removed and compulsory insurance maintained, but the requirement for agents to hold membership of the Travel Compensation Fund, the compulsory insurance scheme, be dropped. Instead, a competitive insurance system where private insurers compete with the Travel Compensation Fund was viewed as the best option.	
Trustee (Insured Housing Loans) Act 1970	T&F	Prescribes the power to approve insurers and provides that trustees can only invest in a housing loan if that housing loan is insured by an approved insurer.		Act repealed by the Trustee Amendment (Investment Powers) Act 1997.
Trustee Act 1898	DOJIR - T&F	Regulates the types of investments that trustees can and cannot make.		Restrictive provision replaced in 1997 with a 'prudent person' approach to trustee investments. This provision was progressed through the legislation gatekeeper provisions and assessed as non-restricting or impacting on business. The Trustee Act will ultimately be repealed.
Trustee Banks Act 1985	T&F	Restricts the establishment of Trustee Banks and provides a regulatory framework for Trustee Banks that can affect their competitive conduct.		Act repealed by the Trust Bank Sale Act 1999.

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Trustee Companies Act 1953	DOJIR	Provides for the establishment of trustee companies. Prohibits specific actions in relation to loans. Prohibits trustee companies from engaging in any business unless expressly authorised in the Act.		Act to be repealed and replaced by new uniform trustee companies legislation being drafted by the Commonwealth. The new legislation will be assessed under legislation gatekeeper provisions.
TT-Line Gaming Act 1993	T&F	Grants a licence to a State shipping company to conduct gaming operations. Specifies how gaming is to be conducted and which games can be played. Limitations on the availability of gaming to minors.	Minor review completed. Restrictions found to be in the public benefit.	Act retained without reform.
United Milk Products Ltd (Amalgamation) Act 1981	DSD	Special Act to allow the amalgamation of two companies and two co-operative industrial societies into one single company. Not practicable under the Companies Act 1962, therefore this special Act was passed.		Act repealed by the Legislation Repeal Act 1998.
Universities Registration Act 1995	DE	Requires institutions wanting to operate as universities to be registered and enables conditions to be imposed on their conduct.	Minor review completed in 1998. Restrictions relating to the registration and accreditation of private universities are to be retained as they are considered to be in the public benefit.	Act retained without reform.

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Valuers Registration Act 1974	DPIWE	Licensing, registration, entry requirements (education and experience or 10 years experience, good fame and character), reservation of title and practice, disciplinary processes, and business conduct (conduct that may result in deregistration includes professional misconduct, taking excessive amounts of alcohol and drugs, suffering from a mental disorder or committing an offence).	Major review, in conjunction with the Land Valuation Act, completed.	The Government plans to introduce new legislation to Parliament during the Spring 2001 session, to abolish the Valuers Registration Board, introduce negative licensing, and repeal and replace the current legislation.
Van Dieman's Land Company's Waratah and Zeehan Railway Act 1895	DIER	The Act sets out a railway agreement providing a competitive advantage to a particular company. It gives authority to construct and operate a railway and prescribes the construction standards that must be met.		Act to have been repealed following the proclamation of the Rail Safety Act 1997. However, legal opinion is being sought as to whether repeal of the Act will impact on the private land running rights of the rail company.
Van Dieman's Land Company's Waratah and Zeehan Railway Act 1896	DIER	The Act sets out a railway agreement providing a competitive advantage to a particular company. It gives the authority to construct and operate a railway and prescribes the construction standards that must be met.		Act to have been repealed following the proclamation of the Rail Safety Act 1997. However, legal opinion is being sought as to whether repeal of the Act will impact on the private land running rights of the rail company.

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Van Dieman's Land Company's Waratah and Zeehan Railway Act 1948	DIER	The Act sets out a railway agreement providing a competitive advantage to a particular company. It gives the authority to construct and operate a railway and prescribes the construction standards that must be met.		Act to have been repealed following the proclamation of the Rail Safety Act 1997. However, legal opinion is being sought as to whether repeal of the Act will impact on the private land running rights of the rail company.
Vermin Destruction Act 1950	DPIWE	Prohibits the keeping and intrastate transportation or importation into Tasmania of vermin and rabbits without a permit.	Review completed, recommending removal of all restrictions on competition.	Act replaced by the Vermin Control Act 2000.
Vermin Control Act 2000	DPIWE		Assessed under legislation gatekeeper provisions.	
Veterinary Medicines Act 1987	DPIWE	Provides for the registration of veterinary medicines. Prohibits their sale unless they are registered and packaged in accordance with requirements. Requires animals treated with prescribed medicines to be marked in a manner approved by the Registrar.		Act repealed in January 1997 by the Agricultural and Veterinary Chemicals (Control of Use) Act 1995, which was included on the LRP.
Veterinary Surgeons Act 1987	DPIWE	Licensing of veterinary surgeons and hospitals, reservation of practices, and reservation of title.	Review completed in 2000.	Legislation to implement the review recommendations to be introduced in the Spring 2001 Session of Parliament.
Vocational Education and Training Act 1994	DE	Requires training providers to be registered in order to offer accredited courses. Provides for compulsory training agreements for training undertaken in respect of a declared vocation.	Review issued a RIS in July 2000. This supported restrictions except for provisions governing vocational placement arrangements which it argued should be replaced with an administrative arrangement.	The Government is considering the review recommendations.

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Wee Georgie Wood Steam Railway Act 1977	DIER	Act sets out a railway agreement providing a competitive advantage to a particular company. It gives the authority to construct and operate a railway and prescribes the construction standards that must be met.		Act repealed by the Legislation Repeal Act 2000.
Weights and Measures Act 1934	DOJIR - OCAFT	Requires the licensing of weigh bridges and public weigh bridge operators. Specifies requirements for pre-packed articles and other products.	Act assessed under legislation gatekeeper provisions. National review of trade measurement legislation underway.	Act to be repealed and replaced by State-based uniform trade measurement legislation.
Wellington Park Act 1993	DPIWE	Imposes restrictions on commercial operations in the Wellington Park area.	Outcome of review of the National Parks and Wildlife Act 1970 will apply.	
Whales Protection Act 1988	DPIWE	Requires a permit to trade in any whale products, or to take/interfere with whales.	Minor review found restrictions to be in the public interest.	
Workers' (Occupational Diseases) Relief Fund Act 1954	DIER	Act assessed as not restricting competition. Compels employers in certain industries to contribute to the Workers (Occupational Diseases) Relief Fund.	Review not required.	
Workers' Rehabilitation and Compensation Act 1988	DIER	Mandatory insurance, and licensed insurers.	The Tasmanian Parliament established a Joint Select Committee to examine further reform of this legislation. The committee submitted its final report in May 1998. Minor amendments, mainly related to scheme design, recommended.	Changes to the scheme design passed through Parliament. These changes have not compromised the competitive nature of the scheme.

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Workplace Health and Safety Act 1995	DIER	Establishes a code of practice with respect to workplace health and safety. Sets health, safety and welfare standards. Regulates workplaces and work practices.	The Labour Ministers' Council has undertaken a review of the National Occupational Health and Safety Commission (NOHSC). On 30 May 1997, the Labour Ministers' Council agreed on a new direction for the NOHSC and a new role for the Council in approving any new occupational health and safety standards. Review options will be developed following an appraisal of the reforms to NOHSC.	
Wynyard Airport (Special Provisions) Act 1982	DIER	Provides for the granting of a lease or licence to use any part of the land, buildings or structures of the airport.		Act repealed by the Port Companies Act 1997.