

ADMINISTRATION OF ACTS

Supplement to the General Order of 1 December 2006

I, Stephen Phillip Bracks, Premier of Victoria, state that the following administrative arrangements for responsibility for the following Acts, provisions of Acts and function will operate in place of the arrangements specified in the Administration of Acts General Order of 1 December 2006, in relation to the Act specified in the Order.

Attorney-General

Accident Compensation Act 1985 –

- Division 1 of Part III
(The remaining provisions are administered by the Minister for Finance, WorkCover and the Transport Accident Commission and the Treasurer)

Acts Enumeration and Revision Act 1958

Administration and Probate Act 1958

Administrative Law Act 1978

Adoption Act 1984 –

- The Act is jointly and severally administered with the Minister for Community Services

Age of Majority Act 1977

Alcoholics and Drug-dependent Persons Act 1968 –

- Sections 11, 14 and 15
(The remaining provisions are administered by the Minister for Mental Health)

Appeal Costs Act 1998

Attorney-General and Solicitor-General Act 1972

Bail Act 1977

Births, Deaths and Marriages Registration Act 1996

Charities Act 1978

Charter of Human Rights and Responsibilities Act 2006

Children and Young Persons Act 1989 –

- The Act is jointly and severally administered with the Minister for Community Services

Children, Youth and Families Act 2005 –

- The Act is jointly and severally administered with the Minister for Community Services

Choice of Law (Limitation Periods) Act 1993

Classification (Publications, Films and Computer Games) (Enforcement) Act 1995

Commercial Arbitration Act 1984

Commonwealth Places (Administration of Laws) Act 1970

Commonwealth Powers (De Facto Relationships) Act 2004

Commonwealth Powers (Family Law-Children) Act 1986

Companies (Application of Laws) Act 1981

Confiscation Act 1997

Constitution Act 1975 –

- Part III
- Section 88 in so far as it relates to the appointment of Senior Counsel, Crown Counsel and Crown Counsel (Advisings)
(The remaining provisions are administered by the Premier)

Constitution (Supreme Court) Act 1989

Constitutional Powers (Coastal Waters) Act 1980

Constitutional Powers (Request) Act 1980

Co-operative Schemes (Administrative Actions) Act 2001

Coroners Act 1985
Corporations (Victoria) Act 1990
Corporations (Administrative Actions) Act 2001
Corporations (Ancillary Provisions) Act 2001
Corporations (Commonwealth Powers) Act 2001
Council of Law Reporting in Victoria Act 1967
County Court Act 1958
Court Security Act 1980
Courts (Case Transfer) Act 1991
Crimes Act 1958
Crimes (Assumed Identities) Act 2004
Crimes at Sea Act 1999
Crimes (Controlled Operations) Act 2004
Crimes (Criminal Trials) Act 1999
Crimes (Family Violence) Act 1987
Crimes (Mental Impairment and Unfitness to be Tried) Act 1997 –

- Sections 48-55, 57A, 58, 60-63(1), Division 3 of Part 7 and Part 7A are jointly administered with the Minister for Mental Health and the Minister for Community Services
(The remaining provisions are administered by the Attorney-General)

Crown Proceedings Act 1958
Cul-de-sac Applications Act 1965 - Except:

- In so far as it relates to the management of the Office of the Registrar-General and the Land Titles Office
(This Part of the Act is administered by the Minister for Planning)

Defamation Act 2005
Domestic Building Contracts Act 1995 –

- Part 5
(The remaining provisions are administered by the Minister for Consumer Affairs)

Domicile Act 1978
Electoral Act 2002 – Except:

- Division 1 of Part 5
(This Part of the Act is administered by the Premier)

Electoral Boundaries Commission Act 1982
Electronic Transactions (Victoria) Act 2000
Equal Opportunity Act 1995
Evidence Act 1958
Evidence (Commissions) Act 1982
Federal Courts (State Jurisdiction) Act 1999
Fences Act 1968 - Except:

- Section 19
(This provision is administered by the Minister for Planning)

Foreign Judgments Act 1962
Freedom of Information Act 1982
Futures Industry (Application of Laws) Act 1986

Guardianship and Administration Act 1986

Housing Act 1983 –

- Part VI

(The remaining provisions are administered by the Minister for Housing)

Imperial Acts Application Act 1980

Imprisonment of Fraudulent Debtors Act 1958

Information Privacy Act 2000

Infringements Act 2006

Instruments Act 1958 – Except:

- In so far as it relates to the management of the Office of the Registrar-General and the Land Titles Office

(This Part of the Act is administered by the Minister for Planning)

Interpretation of Legislation Act 1984

Judgment Debt Recovery Act 1984

Judicial College of Victoria Act 2001

Judicial Proceedings Reports Act 1958

Judicial Remuneration Tribunal Act 1995

Judicial Salaries Act 2004

Juries Act 2000

Jurisdiction of Courts (Cross-vesting) Act 1987

Land Acquisition and Compensation Act 1986

Land Act 1958 –

- In so far as it relates to the exercise of powers relating to leases and licences under Subdivisions 1 and 2 of Division 9 of Part I in respect of: land described as Crown allotment 22D of section 30, Parish of Melbourne North being the site of the Victorian County Court
- Sections 22C-22E

(The remaining provisions are administered by the Minister for Planning, the Minister for Corrections, the Minister for Health, the Minister for Roads and Ports and the Minister for Finance, WorkCover and the Transport Accident Commission)

Land Titles Validation Act 1994

Legal Aid Act 1978

Legal Profession Act 2004

Leo Cussen Institute Act 1972

Limitation of Actions Act 1958

Local Government Act 1989 –

- Sections 44-46, 48 and 49
- Section 243 in so far as it relates to municipal electoral tribunals
- Schedule 4 excluding clause 1(b)

(The Act is otherwise administered by the Minister for Local Government and the Minister for Roads and Ports)

Magistrates' Court Act 1989

Maintenance Act 1965

Major Crime (Investigative Powers) Act 2004 –

- Part 3 is administered jointly with the Minister for Police and Emergency Services

(The Act is otherwise administered by the Attorney-General)

Major Crime (Special Investigations Monitor) Act 2004

Marriage Act 1958

Penalty Interest Rates Act 1983

Perpetuities and Accumulations Act 1968

Police Regulation Act 1958 –

- Division 4 of Part IVA
(This Act is otherwise administered by the Minister for Police and Emergency Services and the Minister for Finance, WorkCover and the Transport Accident Commission)

Professional Standards Act 2003

Property Law Act 1958 - Except:

- In so far as it relates to the management of the Office of the Registrar-General and the Land Titles Office
(This Part of the Act is administered by the Minister for Planning)

Public Notaries Act 2001

Public Prosecutions Act 1994

Religious and Successory Trusts Act 1958

Residential Tenancies Act 1997 –

- Sections 446-448 (except for subsection 447(1)), 452, 472, 473, 479 and 485
(The Act is otherwise administered by the Minister for Consumer Affairs, the Minister for Housing and the Minister for Planning)

Royal Victorian Institute for the Blind and other Agencies (Merger) Act 2005

Securities Industry Act 1975

Securities Industry (Application of Laws) Act 1981

Senate Elections Act 1958

Sentencing Act 1991 –

- Subdivision 4 of Division 2 and Division 6 of Part 3 of the Act are jointly administered by the Attorney-General and the Minister for Community Services
- Division 3 of Part 3 of the Act is jointly administered by the Attorney-General and the Minister for Corrections
(The Act is otherwise administered by the Attorney-General)

Settled Land Act 1958

St Andrew's Foundation Act 1997

Status of Children Act 1974

Summary Offences Act 1966

Supreme Court Act 1986

Surveillance Devices Act 1999

Telecommunications (Interception) (State Provisions) Act 1988

Terrorism (Commonwealth Powers) Act 2003

Terrorism (Community Protection) Act 2003 - Except:

- Part 4
(This Part is administered by the Minister for Police and Emergency Services)
- Part 6
(This Part is administered by the Premier)

Transfer of Land Act 1958 – Except:

- In so far as it relates to the management of the Office of the Registrar-General and the Land Titles Office
(This Part of the Act is administered by the Minister for Planning)

Unauthorized Documents Act 1958

Valuation of Land Act 1960 –

- Divisions 1 and 2 of Part III, Divisions 4 and 5 of Part III where they relate to the determination of appeals by the Victorian Civil and Administrative Tribunal and Part IV in so far as it relates to the administration of the above provisions
(The remaining provisions are administered by the Minister for Planning)

Victims' Charter Act 2006

Victims of Crime Assistance Act 1996

Victoria Law Foundation Act 1978

Victoria Park Land Act 1992

Victorian Civil and Administrative Tribunal Act 1998

Victorian Law Reform Commission Act 2000

Vital State Projects Act 1976 –

- Sections 5-16
(The remaining provisions are administered by the Premier)

Warehousemen's Liens Act 1958

Western Metropolitan Market Act 1938

Whistleblowers Protection Act 2001

Wills Act 1997

Working with Children Act 2005

Wrongs Act 1958

Minister for Children

Children's Services Act 1996

Child Wellbeing and Safety Act 2005 – Except:

- Part 5
(This Part is jointly and severally administered with the Minister for Community Services)
- Part 6
(This Part is administered by the Minister for Community Services)

Minister for Community Services

Adoption Act 1984 –

- The Act is jointly and severally administered with the Attorney-General

Children and Young Persons Act 1989 –

- The Act is jointly and severally administered with the Attorney-General

Children, Youth and Families Act 2005

- The Act is jointly and severally administered with the Attorney-General

Child Wellbeing and Safety Act 2005

- Part 5
(This Part is jointly and severally administered with the Minister for Children)
- Part 6
(The Act is otherwise administered by the Minister for Children)

Community Services Act 1970 - Except:

- Division 9 of Part III and section 203 where it relates to the administration of that Division
- Sections 201 and 202 in so far as they relate to the administration of Division 9 of Part III and of section 203 where it relates to the administration of that Division
(These provisions are administered by the Minister for Industrial Relations)
- Division 8A of Part III and section 203 where it relates to the administration of these provisions
(These provisions are administered by the Minister for Education)

Crimes (Mental Impairment and Unfitness to be Tried) Act 1997 –

- Sections 48-55, 57A, 58, 60-63(1), Division 3 of Part 7 and Part 7A are jointly administered with the Attorney-General and the Minister for Mental Health
(The Act is otherwise administered by the Attorney-General)

Disability Act 2006

Disability Services Act 1991 –

- The Act is jointly administered with the Minister for Health

Health Act 1958 –

- Part IX
- Parts XIX and XX where they relate to pre-school centres or services for the care of pre-school children (but not intellectually disabled pre-school children)
(The Act is otherwise administered by the Minister for Health and the Minister for Planning)

Health Services Act 1988 –

- Sections 99, 100, 101 and 103
- Sections 11, 102, 110 and 119 in so far as they relate to supported residential services
(These sections are otherwise administered by the Minister for Health)

- Part 5 is jointly and severally administered with the Minister for Health except for section 119
(The Act is otherwise administered by the Minister for Health)

Intellectually Disabled Persons' Services Act 1986

MacKillop Family Services Act 1998

Pre-school Teachers and Assistants (Leave) Act 1984

Sentencing Act 1991 –

- Subdivision 4 of Division 2 and Division 6 of Part 3 of the Act are jointly administered by the Attorney-General and the Minister for Community Services
(The Act is otherwise jointly administered by the Attorney-General and the Minister for Corrections)

State Concessions Act 2004

State Trustees (State Owned Company) Act 1994 –

- Part 4
(The Act is otherwise administered by the Treasurer)

Victorian Relief Committee Act 1958

Minister for Consumer Affairs

Associations Incorporation Act 1981
Business Licensing Authority Act 1998
Business Names Act 1962
Carriers and Innkeepers Act 1958
Chattel Securities Act 1987 - Except:

- Part 3
(This Part is administered by the Minister for Roads and Ports)

Collusive Practices Act 1965
Companies (Administration) Act 1981
Consumer Credit (Victoria) Act 1995
Conveyancers Act 2006
Co-operatives Act 1996
Credit Act 1984
Credit (Administration) Act 1984
Credit Reporting Act 1978
Disposal of Uncollected Goods Act 1961
Domestic Building Contracts Act 1995 – Except:

- Part 5
(This Part is administered by the Attorney-General)

Estate Agents Act 1980
Fair Trading Act 1999
Frustrated Contracts Act 1959
Fuel Prices Regulation Act 1981
Fundraising Appeals Act 1998
Funerals Act 2006
Funerals (Pre-Paid Money) Act 1993
Goods Act 1958
Hire-Purchase Act 1959
House Contracts Guarantee Act 1987
Introduction Agents Act 1997
Landlord and Tenant Act 1958
Liquor Control Reform Act 1998
Marketable Securities Act 1970
Motor Car Traders Act 1986
Owners Corporations Act 2006
Partnership Act 1958
Petroleum Products (Terminal Gate Pricing) Act 2000
Petroleum Retail Selling Sites Act 1981
Private Agents Act 1966
Prostitution Control Act 1994
Residential Tenancies Act 1997 –

- Sections 24, 25, 27, 32, 33, 45-48, 74-77, 82, 90, 91, 102, 103, 104(1), 104(4), 104(5), 105(2), 105(3), 124, 128, 130-134, 141-212, 214, 215, 230, 232-234, 241, 277, 291-333, 335-341, 343-366, 373-376, 385, 388, 390, 395-398, 400-439, 486-504, 506-511
- Section 66(1) is jointly administered with the Minister for Housing

(The Act is otherwise administered by the Attorney-General, the Minister for
Housing and the Minister for Planning)

Retirement Villages Act 1986

Sale of Goods (Vienna Convention) Act 1987

Sale of Land Act 1962

Sea-Carriage Documents Act 1998

Second-Hand Dealers and Pawnbrokers Act 1989

Subdivision Act 1988 -

- Part 5
- Section 38
- Section 43 (in so far as it relates to Part 5 and section 38)

(The Act is otherwise administered by the Minister for Planning)

Trade Measurement Act 1995

Trade Measurement (Administration) Act 1995

Travel Agents Act 1986

Trustee Act 1958

Trustee Companies Act 1984 –

- The Act is jointly administered with the Treasurer

Utility Meters (Metrological Controls) Act 2002

Veterans Act 2005

- Part 4

(The Act is otherwise administered by the Minister for Veterans' Affairs)

Minister for Education

Community Services Act 1970 –

- Division 8A of Part III and section 203 where it relates to the administration of these provisions
(The Act is otherwise administered by the Minister for Community Services and the Minister for Industrial Relations)

Education (Special Developmental Schools) Act 1976

Education Act 1958 –

- Except sections 13(1)–(8), (10) and (11), 14B, 15B(3), 15C, 15CA, 15D, 15E, 15G, 15H, 15N, 15Q(2), 15ZL, 20A, 30, sections 82 (g), (h), (i), (ia), (p), (q) and (r) and 83 (to the extent that those provisions relate to the making of regulations relating to the matters referred to in sections 15H, 30 and 82(g), (h), (i) and (ia))
(These provisions are administered by the Minister for Skills, Education Services and Employment)
- Section 8(1) is jointly and severally administered with the Minister for Skills, Education Services and Employment

Education and Training Reform Act 2006

Educational Grants Act 1973

Mildura College Lands Act 1916

Royal Melbourne Hospital (Redevelopment) Act 1992 –

- Section 7
(The Act is otherwise administered by the Minister for Health)

Serpell Joint Schools Act 1981

Teaching Service Act 1981- Except:

- Division 3 of Part IV
- Division 2 of Part V
- Section 76
(which is jointly and severally administered with the Minister for Skills, Education Services and Employment)
- Section 78(1) in so far as it relates to the making of regulations for or in respect of Division 3 of Part IV and section 78(2)(e)
(which is jointly administered with the Minister for Skills, Education Services and Employment)
- Section 11 (to the extent that it relates to the exercise of powers and functions for the purpose of section 15B(3) of the Education Act 1958)
(This provision is administered by the Minister for Skills, Education Services and Employment)

Victorian Curriculum and Assessment Authority Act 2000

Victorian Institute of Teaching Act 2001 – Except:

- Part 2
(which is jointly and severally administered with the Minister for Skills, Education Services and Employment)

Victorian Qualifications Authority Act 2000

Vocational Education and Training (Amendment) Act 1994

- The Act is jointly and severally administered with the Minister for Skills, Education Services and Employment

Vocational Education and Training Act 1990

- The Act is jointly and severally administered with the Minister for Skills, Education Services and Employment

Minister for Skills, Education Services and Employment *

Education Act 1958 –

- Section 8(1) – which is jointly and severally administered with the Minister for Education
- Sections 13(1)–(8), 13(10), 13(11), 14B, 15B(3), 15C, 15CA, 15D, 15E, 15G, 15H, 15N, 15Q(2), 15ZL, 20A, 30, 82 (g), (h), (i) and (ia)
- Sections 82(p), (q) and (r) and 83 (to the extent that those provisions relate to the making of regulations relating to the matters referred to in sections 15H, 30 and 82(g), (h), (i) and (ia))
(The remaining provisions of the Act are administered by the Minister for Education)

Teaching Service Act 1981 –

- Division 3 Part IV
- Division 2 Part V
- Section 76 (which is jointly and severally administered with the Minister for Education)
- Section 78(1) in so far as it relates to the making of regulations for or in respect of Division 3 of Part IV and section 78(2)(e) (which is jointly administered with the Minister for Education)
- Section 11 (to the extent that it relates to the exercise of powers and functions for the purpose of section 15B(3) of the Education Act 1958)
(The remaining provisions of the Act are administered by the Minister for Education)

Minister for Skills, Education Services and Employment *

- Australian Catholic University (Victoria) Act 1991
- Baxter Technical School Land Act 1982
- Deakin University (Victoria College) Act 1991
- Deakin University (Warrnambool) Act 1990
- Deakin University Act 1974
- La Trobe University (Bendigo And Wodonga) Act 1990
- La Trobe University Act 1964
- Marcus Oldham College Act 1995
- Melbourne College of Advanced Education (Amalgamation) Act 1988
- Melbourne College of Divinity Act 1910
- Melbourne University (Hawthorn) Act 1991
- Melbourne University (VCAH) Act 1992
- Melbourne University (VCAH) Act 1997
- Melbourne University Act 1958
- Melbourne University (Victorian College of the Arts) Act 2006
- Monash University Act 1958
- Monash University (Chisholm and Gippsland) Act 1990
- Monash University (Pharmacy College) Act 1992
- Royal Melbourne Institute of Technology Act 1992
- Swinburne University of Technology Act 1992
- Tertiary Education Act 1993
- University of Ballarat Act 1993
- Victoria University of Technology Act 1990
- Victorian College of Agriculture and Horticulture Act 1982
- Victorian Institute of Teaching Act 2001
 - Part II (which is jointly and severally administered with the Minister for Education)

- Vocational Education and Training (Amendment) Act 1994
 - The Act is jointly and severally administered with the Minister for Education

- Vocational Education and Training Act 1990
 - The Act is jointly and severally administered with the Minister for Education

* These Acts or provisions in Acts are supported by the Department of Innovation, Industry and Regional Development.

Minister for Skills, Education Services and Employment *

Adult, Community and Further Education Act 1991

* These Acts or provisions in Acts are supported by the Department for Victorian Communities.

This Order takes effect on the 2nd day of February 2007.

S P Bracks
Premier