



New South Wales

Statute Law Amendment (Administrative Appeals Tribunal) Bill 2025

Explanatory note

This explanatory note relates to this Bill as introduced into Parliament.

Overview of Bill

The object of this Bill is to amend certain Acts and instruments consequent on the abolition of the Administrative Appeals Tribunal (*AAT*) by the *Administrative Review Tribunal Act 2024* of the Commonwealth (the *ART Act*).

Outline of provisions

Clause 1 sets out the name, also called the short title, of the proposed Act.

Clause 2 provides for the commencement of the proposed Act.

Schedule 1 Amendments consequent on abolition of Commonwealth Administrative Appeals Tribunal

1.1 Agricultural and Veterinary Chemicals (New South Wales) Act 1994 No 53

Schedule 1.1[1]–[3] replace references to the *Administrative Appeals Tribunal Act 1975* of the Commonwealth (the *AAT Act*) with references to the ART Act, and make it clear that appeals and references of questions of law to the Federal Court do not apply.

1.2 Australian Mutual Provident Society (Demutualisation and Reconstruction) Act 1997 No 56

Schedule 1.2[1] replaces references to the AAT with references to the Administrative Review Tribunal (*ART*).

Schedule 1.2[2] replaces a reference to the AAT Act with a reference to the ART Act.

1.3 Biological Control Act 1985 No 199

Schedule 1.3 replaces a reference to the AAT Act with a reference to the ART Act.

1.4 Competition Policy Reform (New South Wales) Act 1995 No 8

Schedule 1.4[1] and [2] replace references to the AAT Act with references to the ART Act, and make it clear that appeals and references of questions of law to the Federal Court do not apply.

1.5 Corporations (New South Wales) Act 1990 No 83

Schedule 1.5[1] and [2] replace references to the AAT Act with references to the ART Act, and make it clear that appeals and references of questions of law to the Federal Court do not apply.

1.6 Crimes (Administration of Sentences) Regulation 2014

Schedule 1.6 replaces a reference to the AAT with a reference to the ART.

1.7 Federal Courts (State Jurisdiction) Act 1999 No 22

Schedule 1.7 replaces a reference to the AAT Act with a reference to the ART Act.

1.8 Gene Technology (New South Wales) Act 2003 No 11

Schedule 1.8[1] and [2] replace references to the AAT Act with references to the ART Act, and make it clear that appeals and references of questions of law to the Federal Court do not apply.

1.9 Marine Safety Act 1998 No 121

Schedule 1.9[1] and [2] replace references to the AAT Act with references to the ART Act, and make it clear that appeals and references of questions of law to the Federal Court do not apply.

1.10 Medicines, Poisons and Therapeutic Goods Act 2022 No 73

Schedule 1.10 replaces a reference to the AAT Act with a reference to the ART Act.

1.11 Poisons and Therapeutic Goods Act 1966 No 31

Schedule 1.11 replaces a reference to the AAT Act with a reference to the ART Act.

1.12 Research Involving Human Embryos (New South Wales) Act 2003 No 21

Schedule 1.12[1] and [2] replace references to the AAT Act with references to the ART Act, and make it clear that appeals and references of questions of law to the Federal Court do not apply.

1.13 Sydney Harbour Tunnel (Private Joint Venture) Act 1987 No 49

Schedule 1.13 replaces references to the AAT with references to the ART.

1.14 Water Efficiency Labelling and Standards (New South Wales) Act 2005 No 12

Schedule 1.14[1] and [2] replace references to the AAT Act with references to the ART Act, and make it clear that appeals and references of questions of law to the Federal Court do not apply.



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This PUBLIC BILL, originated in the LEGISLATIVE COUNCIL and, having this day passed, is now ready for presentation to the LEGISLATIVE ASSEMBLY for its concurrence.

Legislative Council

Clerk of the Parliaments



New South Wales

Statute Law Amendment (Administrative Appeals Tribunal) Bill 2025

No. , 2025

A Bill for

An Act to amend certain Acts and instruments consequent on the enactment of the *Administrative Review Tribunal Act 2024* of the Commonwealth; and for related purposes.

The LEGISLATIVE ASSEMBLY has this day agreed to this Bill with/without amendment.

Legislative Assembly

Clerk of the Legislative Assembly

Tabling copy

The Legislature of New South Wales enacts—

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1 Name of Act

2

This Act is the *Statute Law Amendment (Administrative Appeals Tribunal) Act 2025*.

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2 Commencement

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This Act commences on the date of assent to this Act.

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Schedule 1	Amendments consequent on abolition of Commonwealth Administrative Appeals Tribunal	1 2
1.1	Agricultural and Veterinary Chemicals (New South Wales) Act 1994 No 53	3 4
[1]	Section 3 Definitions	5
	Omit section 3(1), definition of <i>Commonwealth administrative laws</i> , paragraph (a)(i).	6
	Insert instead—	7
	(i) the <i>Administrative Review Tribunal Act 2024</i> of the Commonwealth, excluding Part 7,	8 9
[2]	Section 16 Application of Commonwealth administrative laws in relation to applicable provisions	10 11
	Omit “section 28 of the <i>Administrative Appeals Tribunal Act 1975</i> of the Commonwealth as that section” from section 16(2).	12 13
	Insert instead “the <i>Administrative Review Tribunal Act 2024</i> of the Commonwealth, Part 10, Division 3 as that division”.	14 15
[3]	Section 18A	16
	Omit the section. Insert instead—	17
18A	Construction of references to Commonwealth ART Act, Part 7	18
	For section 16, a reference in a provision of the <i>Administrative Review Tribunal Act 2024</i> of the Commonwealth, as the provision applies as a law of this jurisdiction, to the whole or a part of that Act, Part 7 is taken to be a reference to the whole or a part of that Act, Part 7 as it has effect as a law of the Commonwealth.	19 20 21 22 23
1.2	Australian Mutual Provident Society (Demutualisation and Reconstruction) Act 1997 No 56	24 25
[1]	Sections 28(1) and 29(3)	26
	Omit “Administrative Appeals Tribunal” wherever occurring.	27
	Insert instead “Administrative Review Tribunal”.	28
[2]	Section 29 Application of Commonwealth laws	29
	Omit “Part, the provisions of the <i>Administrative Appeals Tribunal Act 1975</i> ” from section 29(1).	30 31
	Insert instead “part, the provisions of the <i>Administrative Review Tribunal Act 2024</i> ”.	32
1.3	Biological Control Act 1985 No 199	33
	Section 54 Appeals to Land and Environment Court	34
	Omit “ <i>Administrative Appeals Tribunal Act 1975</i> ” from section 54(2).	35
	Insert instead “ <i>Administrative Review Tribunal Act 2024</i> ”.	36

1.4 Competition Policy Reform (New South Wales) Act 1995 No 8	1
[1] Section 29 Definition	2
Omit the definition of <i>Commonwealth administrative laws</i> , paragraph (a)(i).	3
Insert instead—	4
(i) the <i>Administrative Review Tribunal Act 2024</i> of the Commonwealth, excluding Part 7,	5 6
[2] Section 33A	7
Omit the section. Insert instead—	8
33A Construction of references to Commonwealth ART Act, Part 7	9
For sections 30 and 31, a reference in a provision of the <i>Administrative Review Tribunal Act 2024</i> of the Commonwealth, as the provision applies as a law of this jurisdiction, to the whole or a part of that Act, Part 7 is taken to be a reference to the whole or a part of that Act, Part 7 as it has effect as a law of the Commonwealth.	10 11 12 13 14
1.5 Corporations (New South Wales) Act 1990 No 83	15
[1] Section 3 Definitions	16
Omit section 3(1), definition of <i>Commonwealth administrative laws</i> , paragraph (a).	17
Insert instead—	18
(a) the <i>Administrative Review Tribunal Act 2024</i> of the Commonwealth, excluding Part 7,	19 20
[2] Section 36A	21
Omit the section. Insert instead—	22
36A Construction of references to Commonwealth ART Act, Part 7	23
For sections 35 and 36, a reference in a provision of the <i>Administrative Review Tribunal Act 2024</i> of the Commonwealth, as the provision applies as a law of this jurisdiction, to the whole or a part of that Act, Part 7 is taken to be a reference to the whole or a part of that Act, Part 7 as it has effect as a law of the Commonwealth.	24 25 26 27 28
1.6 Crimes (Administration of Sentences) Regulation 2014	29
Clause 317 Attendance of inmates before courts and court officers	30
Omit “Administrative Appeals Tribunal” from clause 317(2)(c).	31
Insert instead “Administrative Review Tribunal”.	32
1.7 Federal Courts (State Jurisdiction) Act 1999 No 22	33
Section 3 Definitions	34
Omit the definition of <i>Commonwealth administrative law</i> , paragraph (a)(i).	35
Insert instead—	36
(i) <i>Administrative Review Tribunal Act 2024</i>	37

1.8 Gene Technology (New South Wales) Act 2003 No 11	1
[1] Section 4 Definitions	2
Omit section 4(1), definition of <i>Commonwealth administrative laws</i> , paragraph (a).	3
Insert instead—	4
(a) the <i>Administrative Review Tribunal Act 2024</i> , excluding Part 7,	5
[2] Section 14 Application of Commonwealth administrative laws to applied provisions	6
Omit section 14(5). Insert instead—	7
(5) For this section, a reference in a provision of the <i>Administrative Review Tribunal Act 2024</i> of the Commonwealth, as the provision applies as a law of this jurisdiction, to the whole or a part of that Act, Part 7 is taken to be a reference to the whole or a part of that Act, Part 7 as it has effect as a law of the Commonwealth.	8 9 10 11 12
1.9 Marine Safety Act 1998 No 121	13
[1] Section 9B Definitions	14
Omit section 9B(1), definition of <i>Commonwealth administrative laws</i> , paragraph (a).	15
Insert instead—	16
(a) the <i>Administrative Review Tribunal Act 2024</i> , excluding Part 7,	17
[2] Section 9K Application of Commonwealth administrative laws to applied provisions	18
Omit section 9K(5). Insert instead—	19
(5) For this section, a reference in a provision of the <i>Administrative Review Tribunal Act 2024</i> of the Commonwealth, as the provision applies as a law of this jurisdiction, to the whole or a part of that Act, Part 7 is taken to be a reference to the whole or a part of that Act, Part 7 as it has effect as a law of the Commonwealth.	20 21 22 23 24
1.10 Medicines, Poisons and Therapeutic Goods Act 2022 No 73	25
Section 88 Application of Commonwealth administrative laws	26
Omit section 88(8), definition of <i>Commonwealth administrative laws</i> , paragraph (a).	27
Insert instead—	28
(a) the <i>Administrative Review Tribunal Act 2024</i> ,	29
1.11 Poisons and Therapeutic Goods Act 1966 No 31	30
Section 4 Interpretation	31
Omit section 4(1), definition of <i>Commonwealth administrative laws</i> , paragraph (a).	32
Insert instead—	33
(a) the <i>Administrative Review Tribunal Act 2024</i> ,	34

1.12 Research Involving Human Embryos (New South Wales) Act 2003 No 21	1
	2
[1] Section 4 Definitions	3
Omit section 4(1), definition of <i>Commonwealth administrative laws</i> , paragraph (a).	4
Insert instead—	5
(a) the <i>Administrative Review Tribunal Act 2024</i> , excluding Part 7,	6
[2] Section 14 Application of Commonwealth administrative laws to applied provisions	7
Omit section 14(5). Insert instead—	8
(5) For this section, a reference in a provision of the <i>Administrative Review Tribunal Act 2024</i> of the Commonwealth, as the provision applies as a law of this jurisdiction, to the whole or a part of that Act, Part 7 is taken to be a reference to the whole or a part of that Act, Part 7 as it has effect as a law of the Commonwealth.	9
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1.13 Sydney Harbour Tunnel (Private Joint Venture) Act 1987 No 49	14
Schedule 5 The Ensured Revenue Stream Agreement	15
Omit “Administrative Appeals Tribunal” wherever occurring in clause 4.2(c)(ii)–(iv).	16
Insert instead “Administrative Review Tribunal”.	17
1.14 Water Efficiency Labelling and Standards (New South Wales) Act 2005 No 12	18
	19
[1] Section 4 Definitions	20
Omit section 4(1), definition of <i>Commonwealth administrative laws</i> , paragraph (a).	21
Insert instead—	22
(a) the <i>Administrative Review Tribunal Act 2024</i> , excluding Part 7,	23
[2] Section 14 Application of Commonwealth administrative laws to applied provisions	24
Omit section 14(5). Insert instead—	25
(5) For this section, a reference in a provision of the <i>Administrative Review Tribunal Act 2024</i> of the Commonwealth, as the provision applies as a law of this jurisdiction, to the whole or a part of that Act, Part 7 is taken to be a reference to the whole or a part of that Act, Part 7 as it has effect as a law of the Commonwealth.	26
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