

Subordinate Legislation (Legislative Instruments) Regulations

Exposure Draft

TABLE OF PROPOSALS

<i>Proposal</i>	<i>Page</i>
1 Objectives	1
2 Authorising provisions	1
3 Commencement	2
4 Revocation of Regulations	2
5 Definitions	3
6 Instruments prescribed not to be legislative instruments	3
7 Instruments prescribed to be legislative instruments	3
8 Exempt legislative instruments	3
9 Emergency Management Act 2013—exempt instruments	4
10 Emergency Management Act 1986—exempt instruments	4
Schedule 1—Instruments prescribed not to be legislative instruments	5
Schedule 2—Instruments prescribed to be legislative instruments	37
Schedule 3—Exempt legislative instruments	42
<hr/> <hr/>	
Endnotes	76



Victoria

Subordinate Legislation (Legislative Instruments) Regulations

Exposure Draft

1 Objectives

The objectives of these Regulations are—

- (a) to prescribe instruments to be legislative instruments for the purposes of the **Subordinate Legislation Act 1994**;
- (b) to prescribe instruments which are not to be legislative instruments for the purposes of that Act;
- (c) to exempt certain legislative instruments from the operation of certain provisions of that Act.

2 Authorising provisions

These Regulations are made under sections 4A and 28 of the **Subordinate Legislation Act 1994**.

3 Commencement

- (1) These Regulations, except item 118 of Schedule 1 and items 39, 47.12 and 94.3 of Schedule 3, come into operation on 28 June 2021.
- (2) Item 118 of Schedule 1 comes into operation on 1 July 2021.
- (3) Items 39, 47.12 and 94.3 of Schedule 3 come into operation on 1 July 2021.

4 Revocation of Regulations

The following Regulations are **revoked**—

- (a) the Subordinate Legislation (Legislative Instruments) Regulations 2011¹;
the Subordinate Legislation (Legislative Instruments) Amendment Regulations 2012²;
- (b) the Subordinate Legislation (Legislative Instruments) Amendment Regulations 2013³;
- (c) the Subordinate Legislation (Legislative Instruments) Amendment Regulations 2014⁴;
- (d) the Subordinate Legislation (Legislative Instruments) Amendment Regulations 2016⁵;
- (e) the Subordinate Legislation (Legislative Instruments) Amendment Regulations 2018⁶;
- (f) the Subordinate Legislation (Legislative Instruments) Further Amendment Regulations 2018⁷;
- (g) the Subordinate Legislation (Legislative Instruments) Amendment Regulations 2019⁸;
- (h) the Subordinate Legislation (Legislative Instruments) Amendment Regulations 2016⁹.

5 Definitions

In these Regulations—

exempt legislative instrument means a legislative instrument specified in Schedule 3;

the Act means the **Subordinate Legislation Act 1994**.

6 Instruments prescribed not to be legislative instruments

For the purposes of paragraph (h) of the definition of *legislative instrument* in section 3(1) of the Act, an instrument specified in an item in Schedule 1 is a prescribed instrument.

Note

Paragraph (g) of the definition of *legislative instrument* in section 3(1) of the Act provides that an instrument of purely administrative character is not a legislative instrument. Section 3(2) of the Act provides a non-exhaustive list of instruments which are of purely administrative character for the purposes of the Act.

7 Instruments prescribed to be legislative instruments

- (1) For the purposes of section 4A(1)(b) of the Act, an instrument specified in an item in Schedule 2 is prescribed to be a legislative instrument for the purposes of the Act.
- (2) If the authorising Act of an instrument specified in an item in Schedule 2 provides that the instrument is a statutory rule for the purposes of Part 5 of the Act or a specified section of that Part of the Act, that instrument is exempt from complying with Part 5A of the Act.

8 Exempt legislative instruments

For the purposes of section 4A(1)(c) of the Act, a legislative instrument specified in an item in Schedule 3 is exempt from the operation of the following provisions of the Act—

- (a) Part 2A;
- (b) Part 5A;
- (c) section 16B;
- (d) section 16C;
- (e) section 16E;
- (f) section 16F.

9 Emergency Management Act 2013—exempt instruments

For the purposes of section 4A(1)(c) of the Act, an Order made under section 74E(1), 74F or 74H(1) of the **Emergency Management Act 2013** is exempt from the operation of the following provisions of the Act—

- (a) Part 2A;
- (b) Part 3A;
- (c) Part 5A.

10 Emergency Management Act 1986—exempt instruments

For the purposes of section 4A(1)(c) of the Act, the following instruments made under the **Emergency Management Act 1986** are exempt from the operation of Parts 2A, 3A and 5A of the Act—

- (a) a declaration under section 23(1);
 - (b) a revocation or variation of a declaration under section 23(2);
 - (c) a direction under section 24(2)(a);
 - (d) a declaration under section 24(2)(b);
 - (e) a declaration under section 24(4).
-

Schedule 1—Instruments prescribed not to be legislative instruments

Regulation 6

1 Aboriginal Heritage Act 2006

- 1.1 A cultural heritage management plan prepared under Part 4.
- 1.2 An Aboriginal cultural heritage land management agreement under Division 1A of Part 5.
- 1.3 Guidelines developed under section 143(1)(e).
- 1.4 Standards or guidelines published under section 143(1)(f).
- 1.5 Standards published under section 143(1)(g).

2 Accident Towing Services Act 2007

- 2.1 A code of practice approved under section 205(1).
- 2.2 An amendment approved under section 206(1).
- 2.3 A revocation under section 207(1).
- 2.4 A notice under section 212H(4).

3 Administrative Arrangements Act 1983

- 3.1 An Order under section 4(1).

4 Agent-General and Commissioners for Victoria Act 2007

- 4.1 A written direction given under section 11(1)

5 Agricultural and Veterinary Chemicals (Control of Use) Act 1992

- 5.1 A code of practice under section 45(1).
- 5.2 A notice under section 50(1).
- 5.3 A notice under section 52(1).

6 Agricultural Industry Development Act 1990

- 6.1 An Order under section 19A(a) or (b).
-

7 Alpine Resorts (Management) Act 1997

- 7.1 An Alpine Resorts Strategic Plan prepared under section 33A.
- 7.2 A Strategic Management Plan prepared under section 56A.
- 7.3 An instrument setting aside an area in an alpine resort made under a regulation made under section 57.

8 Ambulance Services Act 1986

- 8.1 Directions issued under section 34B(1) to the board of a particular ambulance service.

9 Biological Control Act 1986

- 9.1 A declaration under section 5(1).

10 Building Act 1993

- 10.1 Guidelines issued under section 188(1).
- 10.2 A determination of an appropriate fee under section 188(5).
- 10.3 Guidelines issued under section 188A(1).

11 Building and Construction Industry Security of Payment Act 2002

- 11.1 Guidelines issued under section 44.

12 Bus Safety Act 2009

- 12.1 A declaration under section 26(2)(c).
- 12.2 A determination under section 32.
- 12.3 Guidelines under section 47(5).
- 12.4 Guidelines under section 57(1)(c).
- 12.5 A code of practice approved under section 59(1).

13 Bus Services Act 1995

- 13.1 A notice under section 30N(5).
-

14 Casino Control Act 1991

- 14.1 An order under section 65(1).
- 14.2 A written order under section 72(1).
- 14.3 An order under section 74(1).

15 Catchment and Land Protection Act 1994

- 15.1 A regional catchment strategy under Division 1 of Part 4.
- 15.2 An Order under section 27(6).
- 15.3 A special area plan prepared and approved in accordance with Division 2 of Part 4.

16 Cemeteries and Crematoria Act 2003

- 16.1 A direction given under section 18(1) that applies to a particular cemetery trust.
- 16.2 A direction given under section 45(2) that applies to a particular cemetery trust.

17 Children's Services Act 1996

- 17.1 A notice under section 6(1) or (3).
- 17.2 A notice under section 170(1) or (2).

18 Climate Change Act 2017

- 18.1 A determination under section 10(1).
- 18.2 A climate change strategy prepared under section 29(1) or (2).
- 18.3 An adaptation action plan prepared under section 34(1) or (2).
- 18.4 A statement under section 41(1) or (2).
- 18.5 A statement under section 43(1) or (2).

19 Conservation, Forests and Lands Act 1987

- 19.1 An instrument setting aside areas of land or water in accordance with a regulation made under section 82.
- 19.2 A determination under section 82B(1).
- 19.3 A determination under section 82F(1)(a), (b) or (c).
- 19.4 A determination under section 82G(1).
- 19.5 A joint management plan prepared in accordance with Division 5A of Part 8A.
- 19.6 A variation of a joint management plan under section 82PJ(1).
- 19.7 An instrument setting aside areas in any recorded land in accordance with a regulation made under section 102.

20 Constitution Act 1975

- 20.1 A proclamation under section 20.
- 20.2 Rules made under section 87D.
- 20.3 An Order under section 88A.

21 Construction Industry Long Service Leave Act 1997

- 21.1 A direction under section 24(1).
- 21.2 A direction under section 27(1).

22 Crown Land (Reserves) Act 1978

- 22.1 An Order under section 4(1).
 - 22.2 An Order under section 10.
 - 22.3 An Order under section 11(1).
 - 22.4 An Order under section 11(2).
 - 22.5 An instrument setting aside an area of land or water in accordance with a regulation made under section 13.
-

- 22.6 A notification under section 14A(1).
 - 22.7 An Order under section 16(1).
 - 22.8 A certification under section 17(1).
 - 22.9 An Order under section 17DA(1).
 - 22.10 An Order under section 18(1).
 - 22.11 A determination under section 21O(1).
 - 22.12 A determination under section 21P(1).
 - 23 Disability Service Safeguards Act 2018**
 - 23.1 Registration standards made under section 138.
 - 23.2 Guidelines made under section 139.
 - 23.3 Accreditation standards made under section 145.
 - 23.4 An approval under section 149.
 - 23.5 An approval under section 175.
 - 24 Domestic Animals Act 1994**
 - 24.1 An approval made under section 5A(1).
 - 24.2 A declaration made under section 5A(1A).
 - 24.3 An approval made under section 5B(1).
 - 24.4 A declaration made under section 58T(1).
 - 25 EastLink Project Act 2004**
 - 25.1 An Order under section 99.
 - 25.2 An Order under section 112(4).
 - 25.3 A determination under section 121(1).
 - 25.4 An Order under section 133(3).
 - 25.5 A declaration under section 143.
 - 25.6 A declaration under section 144.
 - 25.7 An Order under section 226.
-

26 Eastlink Project Regulations 2016

26.1 A declaration under regulation 5(a)(ii).

27 Education and Training Reform Act 2006

27.1 An Order under section 2.1.5 exempting a specific child.

27.2 An instrument made under section 2.2.16.

27.3 An Order under section 2.2.17(3) specifying the means by which a specified student is to be given an opportunity to continue their education.

27.4 An Order under section 2.3.2.

27.5 An Order under section 2.5.21A(8).

27.6 An Order under section 2.5.22(8).

27.7 An Order by the Governor in Council under section 3.1.11(1) in respect of a TAFE institute or board.

27.8 An Order under section 3.1.11(2)(c) for the purposes of section 3.1.26AA.

27.9 An Order made by the Minister under section 3.1.11(3).

27.10 An order under section 3.2.10(1).

27.11 An Order under section 3.2.11(1).

27.12 An Order under section 3.2.12(1) or (2).

27.13 An Order under section 3.3.28(1) or (2).

27.14 An Order under section 5.2.10(1).

27.15 An Order under section 5.3.5(3) that does not apply to more than one effectiveness and efficiency review.

27.16 A determination made under section 5.4.15(1).

27.17 An Order in Council under section 5.10.3 in respect of the functions of a TAFE institute under section 3.1.12B(1)(l).

Subordinate Legislation (Legislative Instruments) Regulations
Exposure Draft

Schedule 1—Instruments prescribed not to be legislative instruments

- 27.18 An Order in Council made under section 5.10.3 for the purposes of section 5.4.3(3)(a).
- 27.19 An Order in Council made under section 5.10.3 for the purposes of section 5.4.5(3)(a).
- 27.20 A Ministerial Order under section 5.10.4 that determines that instruction is equivalent to year 12 education for the purposes of section 2.2.4(3).
- 27.21 A Ministerial Order under section 5.10.4 in relation to the objectives of a school council for the purposes of section 2.3.4(d).
- 27.22 A Ministerial Order under section 5.10.4 that confers or imposes a function, duty or power for the purposes of section 2.3.5(k)(ii).
- 27.23 A Ministerial Order under section 5.10.4 in relation to the performance of a school council for the purposes of section 2.3.7(1).
- 27.24 A Ministerial Order under section 5.10.4 in relation to the preparation of a school plan for the purposes of section 2.3.24(1).
- 27.25 A Ministerial Order under section 5.10.4 in relation to matters required in an annual report for the purposes of section 2.3.27(1).
- 28 Education and Training Reform Regulations 2017**
- 28.1 Criteria specified by the Minister under regulation 104(1).
- 29 Electoral Act 2002**
- 29.1 An Order in Council under section 30(1).
- 29.2 A writ issued under section 61(1), (2) or (3).
- 29.3 A direction issued under section 115(2).
- 29.4 A declaration made under section 117(4).
- 29.5 A writ issued under section 177D(1).
-

30 Electricity Industry Act 2000

- 30.1 An Order under section 40D(1).
- 30.2 An Order under section 40E(1).
- 30.3 A Variation Order under section 40E.

31 Electricity Safety Act 1998

- 31.1 A direction under section 141(1) or (2).

32 Emergency Management Act 1986

- 32.1 An order made under section 4(2).
- 32.2 A declaration made under section 36A(1).
- 32.3 A variation or revocation of a declaration under section 36A(2).
- 32.4 An extension of a declaration under section 36A(6).

33 Emergency Management Act 2013

- 33.1 An emergency management plan made under Part 6A.

34 Emergency Services Superannuation Act 1986

- 34.1 An Order in Council under section 6B(1).

35 Film Act 2001

- 35.1 A direction given under section 9(1)(b).

36 Financial Management Act 1994

- 36.1 A direction under section 8.

37 Fisheries Act 1995

- 37.1 An Order under section 38(4A).
- 37.2 An order under section 43(1A).

38 Fisheries Regulations 2019

- 38.1 A notice under regulation 446(4).

39 Flora and Fauna Guarantee Act 1988

- 39.1 A Biodiversity Strategy made under section 17(1).
- 39.2 An action statement prepared under section 19(1).
- 39.3 A management plan made under section 21(1).

40 Food Act 1984

- 40.1 A declaration made under section 5(3)(a).
 - 40.2 An exemption given under section 5(3A)(a) in respect of a particular premises.
 - 40.3 A direction under section 7E(1).
 - 40.4 An order under section 19(2) or (3).
 - 40.5 An order under section 19A(2) or (3).
 - 40.6 An authorisation under section 19BB(5).
 - 40.7 An authorisation under section 19BB(6).
 - 40.8 A declaration made under section 19C for the purposes of section 19H(4)(b) and (5).
 - 40.9 Guidelines issued under section 19H(5)(b).
 - 40.10 An instrument setting out the criteria fixed by a council for the purposes of section 19U(3).
 - 40.11 A guideline issued for the purposes of section 19UA(3)(a)(ii).
 - 40.12 An exemption granted, or the variation or revocation of an exemption under section 19V(1) or (3) in respect of a particular food premises.
 - 40.13 A direction given under section 19W(1) or (3).
 - 40.14 An exemption granted under section 32(5).
 - 40.15 An exemption granted, or the amendment, variation or revocation of an exemption under section 38(1), (2) or (4) in respect of a particular food premises.
-

40.16 An instrument fixing a fee for the purposes of section 38AB(4).

40.17 A direction given under section 39A(4) in respect of a particular food premises.

40.18 An instrument fixing a fee for the purposes of section 41A(1)(a).

41 Forests Act 1958

41.1 A declaration under section 3(2) or (4)(a).

41.2 A working plan prepared or revised by the Secretary under section 22.

41.3 An Order under section 45(1), 47, 48(1), 49(1) or 50(1).

41.4 An instrument setting aside areas of land or water in accordance with a regulation made under section 50(5), 99 or 99A.

41.5 A determination under section 57T(1).

41.6 A determination under section 57U(1).

41.7 A determination under section 57ZA(1).

41.8 A proclamation under section 58(1).

41.9 An Order made under section 62(1).

41.10 A notice under section 64(1).

42 Forests (Recreation) Regulations 2010

42.1 A determination under regulation 14(1).

43 Gambling Regulation Act 2003

43.1 A direction given under section 3.4.28E(1).

43.2 A direction given under section 3.4.48A(1).

43.3 A direction given under section 3.4.59LA(1).

43.4 A direction given under section 3.4.59LF(2).

43.5 A direction given under section 3.4.59LG(2).

Subordinate Legislation (Legislative Instruments) Regulations
Exposure Draft

Schedule 1—Instruments prescribed not to be legislative instruments

- 43.6 A notice given under section 3.4.59M.
 - 43.7 A direction given under section 3.4A.6A(1).
 - 43.8 A direction given under section 3.4A.17AAC(1).
 - 43.9 An Order made under section 3.4A.20AAE.
 - 43.10 A direction given under section 3.4A.20F(3).
 - 43.11 A notice under section 3.4A.20G(1).
 - 43.12 A determination under section 3.6.5A.
 - 43.13 A direction given under section 3.7.6B(1).
 - 43.14 A direction given under section 3.7.6D(1).
 - 43.15 An instrument given under section 3.8A.2(1).
 - 43.16 A direction given under section 3.8A.15(1).
 - 43.17 A direction given under section 3.8A.16(1).
 - 43.18 A determination of standard conditions under section 3.8A.19A.
 - 43.19 A direction given under section 4.2.7(1).
 - 43.20 A notice given under section 4.2.11(2).
 - 43.21 A direction given under section 4.3.34(1).
 - 43.22 A direction given under section 4.3A.10AA(1).
 - 43.23 A direction given under section 4.3A.34AA(1).
 - 43.24 A notice under section 4.3A.34E(1).
 - 43.25 A notice for the purposes of section 4.3A.34M(3)(c).
 - 43.26 A direction given under section 4.3A.39A(1).
 - 43.27 A direction given under section 4.3A.39B(1).
 - 43.28 A determination under section 4.6.7A.
 - 43.29 A determination under section 5.4.2.
 - 43.30 A direction given under section 5.5.6A(1).
 - 43.31 A direction given under section 5.5.7(1).
-

Subordinate Legislation (Legislative Instruments) Regulations
Exposure Draft

Schedule 1—Instruments prescribed not to be legislative instruments

- 43.32 A determination under section 5.7.18B.
- 43.33 A direction given under section 6A.2.4A(2).
- 43.34 An instrument under section 6A.2A.1(1).
- 43.35 A direction given under section 6A.3.10A(1).
- 43.36 A direction given under section 6A.3.34A(1).
- 43.37 A direction given under section 6A.3.39A(1).
- 43.38 A determination under section 6A.4.3.
- 43.39 A direction under section 10.1A.2(1).
- 43.40 An Order under section 10.2A.3(2).
- 43.41 A notice under section 10.4.7T(1).
- 43.42 A notice under section 10.4.7V(1).
- 43.43 A notice under section 10.4.7ZC(1).
- 43.44 A notice under section 10.4.7ZE(1).

44 Gas Industry Act 2001

- 44.1 Terms and conditions decided by the Commission under section 43(1).
- 44.2 An Order under section 48C(1).
- 44.3 An Order under section 48D(1).

45 Gas Safety Act 1997

- 45.1 A direction given under section 106(1) or (2).
- 45.2 A direction given under section 107(1) or (1A).

46 Health Services Act 1988

- 46.1 An Order under section 11(1) or (1A) in respect of a particular person, agency or establishment.
- 46.2 A notice under section 134A in respect of a particular public hospital.
- 46.3 An instrument made under section 134ZB(1).

47 Improving Cancer Outcomes Act 2014

47.1 An Order under section 19(1).

**48 Independent Broad-based Anti-corruption
Commission Act 2011**

48.1 A Direction under section 57A.

49 Labour Hire Licensing Act 2018

49.1 A direction under section 54(1)

49.2 Guidelines under section 108.

49.3 A Code of Practice under section 109.

50 Land Acquisition and Compensation Act 1986

50.1 A certification under section 5(3).

50.2 A notice under section 6.

50.3 A notice under section 7(3).

50.4 A certification under section 26(4).

50.5 A certification under section 31(2)(b)(ii).

50.6 A certification under section 32(1).

50.7 An instrument made by the Governor in Council
abridging time under section 106(1)(a).

50.8 An instrument made by the Minister extending
time under section 106(1)(b).

51 Land Act 1958

51.1 A proclamation under section 25.

51.2 A notice under section 90.

51.3 A declaration under section 98(1).

51.4 An Order under section 99A(1).

51.5 A notice under section 136.

51.6 An Order under section 137A(18).

51.7 A declaration under section 137G(1).

52 Land Conservation (Vehicle Control) Act 1972

52.1 A proclamation under section 5(1).

53 Legal Profession Uniform Law Application Act 2014

53.1 An order under section 94(1).

53.2 An instrument determining a levy made by the Legal Practitioners' Liability Committee under section 118(1).

53.3 An Order under section 125(1).

53.4 A written determination by the Attorney-General made for the purposes of section 139.

53.5 A written determination made for the purposes of section 143(1).

53.6 A written direction by the Attorney-General given under section 143(3).

53.7 A written determination made for the purposes of section 144(1).

53.8 A written direction by the Attorney-General given under section 144(3).

53.9 An instrument made by the Victorian Legal Services Board under section 225(2) or (3) of the Legal Profession Uniform Law (Victoria).

53.10 An instrument under section 226(2) or (3) of the Legal Profession Uniform Law (Victoria).

54 Liquor Control Reform Act 1998

54.1 A late hour entry declaration under section 58CA(1).

55 Livestock Disease Control Act 1994

55.1 An order made under section 6(3A) in relation to any person or class of person.

55.2 An order under section 21.

55.3 An order under section 22 that applies to a particular vehicle.

55.4 An order under section 36.

56 Local Government Act 1989

56.1 A notice under section 73B(4).

56.2 An Order under section 74B.

56.3 A notice under section 97B(2).

56.4 A designation under clause 4 of Schedule 11.

57 Local Jobs First Act 2003

57.1 Guidelines under section 4(3).

58 Long Service Benefits Portability Act 2018

58.1 A determination under item 10(2)(a) of Schedule 1.

58.2 A determination under item 11(5) of Schedule 2.

58.3 A determination under item 11(5) of Schedule 3.

59 Major Events Act 2009

59.1 A declaration made under section 152(1)(a).

59.2 A declaration made under section 182C(1).

60 Major Transport Projects Facilitation Act 2009

60.1 An Order under section 95(2).

60.2 An Order under section 96(3).

61 Marine and Coastal Act 2018

61.1 An Order under section 4(3).

61.2 An Order under section 4(5).

61.3 An Order under section 5(2).

61.4 An Order under section 5(4).

61.5 A Marine and Coastal Policy made under section 24(1).

61.6 A Marine and Coastal Strategy made under section 30(1).

61.7 A product prepared by a regional and strategic partnership under section 42(2)(b) and in accordance with section 46.

61.8 An environmental management plan made under Division 2 of Part 6.

61.9 A coastal and marine management plan made under section 57(1).

62 Marine (Drug, Alcohol and Pollution Control) Act 1988

62.1 A notice under section 31AA(5).

62.2 A notice under section 45(1) .

62.3 An instrument that is a determination of tonnage for the purposes of item 15A of Schedule 4 to the **Marine (Drug, Alcohol and Pollution Control) Act 1988**.

63 Marine Safety Act 2010

63.1 A declaration made under section 203(3) in respect of a particular person or class of persons.

63.2 A notice made under section 208(1) or (2) in respect of a particular person or class of persons or a particular vessel or class of vessels.

63.3 A written determination of the Safety Director for the purposes of section 220(4) or (5).

63.4 A written direction given under section 232(1) in respect of a particular vessel, whether or not section 44G of the **Port Management Act 1995** applies.

63.5 An instrument of amendment or revocation made under section 235(1) in respect of a particular vessel.

- 63.6 An instrument that is a direction of the Safety Director to remove impediments or obstructions for the purposes of section 258(1)(p).
- 63.7 A direction given under section 267(2).
- 63.8 An instrument that is a determination of the Safety Director for the tonnage of vessels for the purposes of item 20 of Schedule 1 to the **Marine Safety Act 2010**.
- 63.9 An instrument that is a direction or notice of the Safety Director for the purposes of item 25 of Schedule 1 to the **Marine Safety Act 2010**.
- 63.10 An instrument that is a direction of the Safety Director to persons who manage and control channels for the purposes of item 26 of Schedule 1 to the **Marine Safety Act 2010**, if the instrument relates to a particular vessel.
- 63.11 An instrument that is a direction of the Safety Director for the purposes of item 29 of Schedule 1 to the **Marine Safety Act 2010**, if the instrument relates to a particular person.
- 64 Marine Safety Regulations 2012**
- 64.1 A notice of exemption under regulation 9 in relation to a person or class of persons, or vessel or class of vessels.
- 65 Meat Industry Act 1993**
- 65.1 A notice under section 5(5).
- 66 Melbourne City Link Act 1995**
- 66.1 An Order under section 10(2), (3) or (4).
- 66.2 An Order under section 11(2), (3) or (4).
- 66.3 An Order under section 12A(2), (3) or (4).
- 66.4 An Order under section 12B(2), (3) or (4).
- 66.5 An Order under section 43(1).
-

- 66.6 A notice under section 55(1).
 - 66.7 An Order under section 56ZJ(1).
 - 66.8 An Order under section 56ZK(2).
 - 66.9 An Order under section 56ZL(2).
 - 66.10 A declaration under section 56ZP(2).
 - 66.11 A declaration under section 61(1).
 - 66.12 A notice under section 69A(1) or (2).
 - 66.13 A declaration under section 93H(1).
 - 67 Melbourne Convention and Exhibition Trust Act 1996**
 - 67.1 A direction under section 7(1).
 - 68 Melbourne Cricket Ground Act 2009**
 - 68.1 A determination under section 30(1).
 - 69 Melbourne Market Authority Act 1977**
 - 69.1 A direction given for the purposes of section 8(1).
 - 70 Mental Health Act 2014**
 - 70.1 Guidelines under section 118(a).
 - 70.2 Standards, guidelines and practice directions under section 121(1)(a).
 - 70.3 A declaration under section 149.
 - 70.4 A Code of Practice under section 367(1).
 - 71 Multicultural Victoria Act 2011**
 - 71.1 A direction under section 27.
 - 72 National Parks Act 1975**
 - 72.1 A management plan prepared under section 17(2)(d).
 - 72.2 A management plan prepared under section 17B(1).
-

Subordinate Legislation (Legislative Instruments) Regulations
Exposure Draft

Schedule 1—Instruments prescribed not to be legislative instruments

72.3 A management plan prepared under section 17D(3)(c).

72.4 A management plan prepared under section 18(2)(d).

72.5 A management agreement entered into under section 19A(1), 19C(1) or 32I(1).

72.6 A proclamation under section 22(2).

72.7 An authorisation given under section 37(2) or (3).

72.8 An instrument setting aside areas of land or water in accordance with a regulation made under section 48.

73 National Parks Regulations 2013

73.1 A determination under regulation 15(1).

74 North East Link Act 2020

74.1 A designation under section 5(1).

74.2 A direction under section 40(1)(b).

74.3 An Order under section 106(1).

75 Owner Drivers and Forestry Contractors Act 2005

75.1 A schedule developed or revised under section 14(1).

76 Parks Victoria Act 2018

76.1 A land management strategy prepared under section 38(1).

76.2 A land management plan made under section 46(1).

77 Parliamentary Precincts Act 2001

77.1 A memorandum of understanding entered into under section 11.

78 Parliamentary Salaries, Allowances and Superannuation Act 1968

78.1 Guidelines made under section 9L(1).

79 Plant Biosecurity Act 2010

79.1 A notice under section 32(6).

79.2 A notice under section 40(2).

80 Pollution of Waters by Oil and Noxious Substances Act 1986

80.1 A ship construction certificate issued under section 37.

81 Port Management Act 1995

81.1 An instrument under section 56(3).

81.2 A determination under section 73J.

81.3 An instrument under section 91C.

81.4 A guideline issued under section 91G.

81.5 A notice under section 91H.

81.6 A Port Development Strategy prepared under section 91K(1).

81.7 A guideline issued under section 91M.

81.8 A notice under section 91N(1) or (3).

81.9 A guarantee executed under section 96(1).

81.10 A notice under section 99(2).

81.11 An instrument under section 101(1), (2), (5) or (6).

81.12 A determination under section 116(2).

81.13 An Order under section 153(2).

81.14 An instrument under section 166(1), (2), (3A) or (3B).

**82 Pre-school Teachers and Assistants (Leave)
Act 1984**

82.1 An Order under section 3(2) or (3).

83 Prevention of Cruelty to Animals Act 1986

83.1 An Order under section 12B(1).

84 Privacy and Data Protection Act 2014

84.1 A code of practice under Division 3 of Part 3.

84.2 A public interest determination under
section 31(1).

84.3 An amendment to a public interest determination
under section 31(1).

84.4 A revocation of a public interest determination
under section 35(1).

84.5 A temporary public interest determination under
section 39(1).

84.6 A revocation of a temporary public interest
determination under section 41(1).

84.7 An information usage arrangement approved
under section 50(2).

84.8 An amendment of an approved information usage
arrangement under section 50(2).

84.9 A revocation of approval of an information usage
arrangement under section 53(1) or (2).

84.10 The Victorian protective data security framework
under section 85.

84.11 A customised protective data security standard
under section 86(2)(b).

84.12 An amendment, revocation or reissue of a
customised protective data security standard under
section 87.

**85 Project Development and Construction
Management Act 1994**

- 85.1 An Order under section 6.
- 85.2 An Order under section 8 or 8A.
- 85.3 A direction under section 12(1).
- 85.4 A direction under section 13(1).
- 85.5 A grant of land under section 17(1).
- 85.6 An Order under section 18(1).
- 85.7 An Order under section 18A(4).
- 85.8 An instrument granting an easement or privilege under section 22(3).
- 85.9 An instrument for the sale or disposition of land under section 22(6).
- 85.10 A certificate under section 23(4).
- 85.11 An instrument under section 26(1).
- 85.12 An instrument under section 27.

86 Public Administration Act 2004

- 86.1 A declaration under section 30(1A).

87 Public Health and Wellbeing Act 2008

- 87.1 A notice under section 29(3).
- 87.2 An Order under section 33(1) .
- 87.3 A direction under section 190(1) in relation to the exercise of any public health risk powers pursuant to an authorisation under the Act.
- 87.4 A direction under section 200(1) in relation to the exercise of any emergency powers pursuant to an authorisation under the Act.

Subordinate Legislation (Legislative Instruments) Regulations
Exposure Draft

Schedule 1—Instruments prescribed not to be legislative instruments

- 87.5 An instrument made by the Secretary which approves the form of statement referred to in item 1, column 2, paragraph (a) of Table 1 in the Schedule.
- 87.6 An instrument made by the Secretary which approves the manner of testing referred to in item 1, column 2, paragraph (b) of Table 1 in the Schedule.
- 87.7 An instrument made by the Secretary which approves the manner of testing referred to in item 2, column 2, paragraph (a) of Table 1 in the Schedule.
- 87.8 An instrument made by the Secretary which approves the form of statement referred to in item 2, column 2, paragraph (b)(i) of Table 1 in the Schedule.
- 87.9 An instrument made by the Secretary which approves the manner of testing referred to in item 2, column 2, paragraph (b)(ii) of Table 1 in the Schedule.
- 87.10 An instrument made by the Secretary which approves the form of statement referred to in item 2, column 2, paragraph (c)(i) of Table 1 in the Schedule.
- 87.11 An instrument made by the Secretary which approves the manner of testing referred to in item 2, column 2, paragraph (c)(iii) of Table 1 in the Schedule.
- 87.12 An instrument made by the Secretary which approves the form of statement referred to in item 1, column 2, paragraph (a)(i) of Table 2 in the Schedule.
- 87.13 An instrument made by the Secretary which approves the manner of testing referred to in item 1, column 2, paragraph (a)(ii) of Table 2 in the Schedule.
-

87.14 An instrument made by the Secretary which approves the manner of testing referred to in item 1, column 2, paragraph (b)(i) of Table 2 in the Schedule.

87.15 An instrument made by the Secretary which approves the form of statement referred to in item 1, column 2, paragraph (c)(i) of Table 2 in the Schedule.

87.16 An instrument made by the Secretary which approves the manner of testing referred to in item 1, column 2, paragraph (c)(ii) of Table 2 in the Schedule.

88 Public Records Act 1973

88.1 A declaration under section 9(1).

88.2 A revocation or variation under section 9(2)(a).

88.3 A permission under section 9(2)(b).

88.4 A notice under section 17(5).

89 Racing Act 1958

89.1 An Order under section 94A(2B).

89.2 An Order by the Minister under section 91E(g).

90 Radiation Act 2005

90.1 A notice under section 16.

90.2 A notice under section 16A.

91 Rail Management Act 1996

91.1 An Order under section 3(2).

91.2 An Order under section 3(3).

91.3 An Order under section 38E(1).

91.4 Guidelines prepared under section 38H.

91.5 A direction given under section 41.

91.6 A direction made under section 56.

Subordinate Legislation (Legislative Instruments) Regulations
Exposure Draft

Schedule 1—Instruments prescribed not to be legislative instruments

- 91.7 An Order under section 60(7).
 - 91.8 An Order under section 61(4).
 - 91.9 An Order under section 62(5).
 - 91.10 An Order under section 63(5).
 - 91.11 An order under section 64(3).
 - 91.12 An order under section 65(3).
 - 91.13 An order under section 66(5).
 - 91.14 An Order under section 67(4).
 - 91.15 An Order under section 68(4) or (5).
 - 91.16 An order under section 69(4).
 - 91.17 An order under section 70(3).
- 92 Regional Development Victoria Act 2002**
- 92.1 A Ministerial direction under section 10.
- 93 Residential Tenancies Act 1997**
- 93.1 Guidelines issued under section 486(fa).
- 94 Road Management Act 2004**
- 94.1 A notice made by the road authority under section 11(1) or (8).
 - 94.2 A notice under section 12(2), (4) or (11).
 - 94.3 A notice made under section 13.
 - 94.4 A notice made under section 14.
 - 94.5 An arrangement under section 15.
 - 94.6 A determination made under section 16.
 - 94.7 A designation under section 18.
 - 94.8 A register under section 19.
 - 94.9 A direction under section 22.
 - 94.10 A code of practice made under section 28.
 - 94.11 A notice published under section 37(1)(b)(viii).
-

94.12 A notice published under section 37(1)(d)(i).

94.13 A policy or policy decision made under section 39.

94.14 A determination made under section 41.

94.15 A road management plan published under section 49.

94.16 A notice given under section 56.

94.17 A policy under clause 3 of Schedule 2.

94.18 A notice under clause 3A(2) of Schedule 2.

94.19 A designation under clause 5(1)(b) of Schedule 4.

95 Road Management (Works and Infrastructure) Regulations 2015

95.1 A declaration under regulation 9(1).

96 Road Safety Act 1986

96.1 A notice made under section 3(1) for the purposes of the definition of *breath analysing instrument*.

96.2 An order that applies to a specific place or motor vehicle or vehicle or implement or machine or other structure under section 3(2).

96.3 An approval or notice of refusal under section 50AAE.

96.4 Guidelines under section 50AAG(1).

96.5 A notice under section 50AAH(2), (4)(a) or (5)(a).

96.6 A notice under section 50AAI.

96.7 An order under section 57(1).

96.8 An order under section 57A(1).

96.9 A notice under section 65BE(1) or (3).

96.10 A notice under section 68(3) or (4).

96.11 A determination under section 84BV(1).

96.12 A notice under section 90L(2).

96.13 Guidelines under section 96B(1).

96.14 A code of practice under section 99A(5).

96.15 A notice under section 99B(4).

97 Royal Botanic Gardens Act 1991

97.1 An order under section 3(2).

97.2 An order under section 17.

97.3 An agreement under section 18.

97.4 A notice under section 19.

97.5 A notice under section 22.

97.6 A notice under section 27.

98 Safe Drinking Water Act 2003

98.1 A direction under section 34.

99 Shrine of Remembrance Act 1978

99.1 A Ministerial direction given under section 4A.

99.2 A business plan under section 4K.

100 Small Business Commission Act 2017

100.1 A Ministerial direction under section 17.

101 State Owned Enterprises Act 1992

101.1 An order under section 16.

101.2 A direction under section 16A.

101.3 A determination under section 16B.

101.4 A direction under section 16C.

101.5 An order under section 19(2).

101.6 A notice under section 41(9).

101.7 A statement of corporate intent under section 42.

101.8 A Ministerial direction under section 45.

102 Stock (Seller Liability and Declarations) Act 1993

102.1 A notice under section 18A(1)(c).

103 Subordinate Legislation Act 1994

103.1 A certificate of consultation under section 6(c).

103.2 A certificate under section 6A.

103.3 A certificate under section 8.

103.4 A certificate under section 9.

103.5 A certificate under section 10(4).

103.6 A notice under section 12.

103.7 A certificate under section 12A.

103.8 A certificate under section 12D.

103.9 An exemption certificate under section 12F.

103.10 An exemption certificate under section 12G.

103.11 A notice under section 12J.

103.12 A certificate under section 13.

103.13 Guidelines under section 26.

104 Sustainable Forests (Timber) Act 2004

104.1 A determination under section 6.

104.2 An order under section 13.

104.3 An order under section 17.

104.4 A review under section 18.

105 Taxation Administration Act 1997

105.1 A direction under section 95B(1).

106 Terrorism (Community Protection) Act 2003

106.1 An interim authorisation under section 21D(1).

106.2 An interim authorisation under section 21D(1A).

106.3 An interim authorisation under section 21E(1).

106.4 An interim authorisation under section 21E(1A).

106.5 A variation of an interim authorisation under section 21IA(1).

106.6 A direction under section 21L.

107 Transport (Compliance and Miscellaneous) Act 1983

107.1 An order under section 2(2A).

107.2 An order under section 2(2B).

107.3 An order under section 2(2C).

107.4 An order under section 2(2D).

108 Transfer of Land Act 1958

108.1 A proclamation under section 42(2)(f).

109 Transport Integration Act 2010

109.1 A Transport Restructuring Order made under section 65A(1).

109.2 An order under section 120(1)(g).

109.3 A direction under section 123(6).

109.4 An approval or direction under section 132(3).

109.5 A direction given under section 141H(1).

109.6 A determination under section 158(1).

109.7 A direction under section 159(1)(d).

109.8 A direction under section 160(1).

109.9 A determination under section 161.

109.10 A report under section 162.

109.11 An instrument made under section 165(2).

109.12 A notice to a board of directors of a Transport Corporation under section 165(8) or (9).

109.13 A direction under section 174A(1)(b).

109.14 A Ministerial direction under section 191.

109.15 A memorandum of understanding under section 196.

110 Veterans Act 2005

110.1 Guidelines made under section 21.

111 Victoria Park Land Act 1992

111.1 An Order under section 14.

111.2 An Order under section 15(1).

112 Victoria Police Act 2013

112.1 Instructions of the Chief Commissioner of Police under section 60.

112.2 Determinations of the Chief Commissioner of Police under section 62.

113 Victorian Energy Efficiency Target Act 2007

113.1 A guideline issued by the Essential Services Commission under section 74(1).

114 Victorian Energy Efficiency Target Regulations 2018

114.1 Specifications published under regulation 35(1).

115 Victorian Energy Efficiency Target (Project-Based Activities) Regulations 2017

115.1 A specification made under regulation 18(1).

116 Vital State Projects Act 1976

116.1 An order made by the Governor in Council under section 10.

117 Wage Theft Act 2020

117.1 Guidelines under section 20(1)(f).

117.2 General directions under section 24(1).

117.3 Directions under section 24(2).

118 Water Act 1989

- 118.1 An endorsed sustainable water strategy under section 22G.
- 118.2 Guidelines under section 30.
- 118.3 Issue of water shares under section 33F.
- 118.4 An Order under section 34A.
- 118.5 An Order under section 44.
- 118.6 A notice under section 45.
- 118.7 An instrument made under section 48B.
- 118.8 A notice under section 78.
- 118.9 A notice under section 79.
- 118.10 A notice under section 80(1).
- 118.11 A direction under section 80(2).
- 118.12 An instrument under section 259.
- 118.13 A notice under section 260(2).
- 118.14 A notice under section 264A.
- 118.15 A notice under section 268.
- 118.16 A notice under section 269.
- 118.17 A notice under section 270.
- 118.18 A notice under section 272.
- 118.19 A notice under section 286.
- 118.20 A notice under section 287A.

119 Water Industry Act 1994

- 119.1 A statement of obligations under section 4I.
 - 119.2 An instrument setting aside areas of land or water in accordance with a regulation made under section 149 or 184.
 - 119.3 A Ministerial direction under section 155.
-

120 West Gate Tunnel (Truck Bans and Traffic Management) Act 2019

120.1 An Order under section 67(1).

121 Wildlife Act 1975

121.1 An Order under section 15(2).

121.2 A plan of management made under section 18.

121.3 An instrument setting aside areas of land or water in accordance with a regulation made under section 87.

122 Workplace Injury Rehabilitation and Compensation Act 2013

122.1 Guidelines made under section 612 for the purposes of section 72(6).

122.2 Guidelines made under section 608(6) in accordance with section 612.

123 Zoological Parks and Gardens Act 1995

123.1 An order under section 25.

123.2 An agreement under section 26.

123.3 A notice under section 29.

123.4 A notice under section 30.

Schedule 2—Instruments prescribed to be legislative instruments

Regulation 7

1 Accident Towing Services Act 2007

- 1.1 A notice under section 46(1).
- 1.2 A declaration under section 52(1) or (3).

2 ANZAC Day Act 1958

- 2.1 An Order under section 5D(1).

3 Catchment and Land Protection Act 1994

- 3.1 An Order under section 58(1) of more than 12 months duration or of indefinite duration.
- 3.2 An Order under section 69A(4) that amends an Order under section 58(1) that has a duration of more than 12 months or has an indefinite duration.

4 Cemeteries and Crematoria Act 2003

- 4.1 A notice under section 18Q(2)(b).
- 4.2 A direction given under section 45(2) that applies to a class of cemetery trust or all cemetery trusts.

5 Child Employment Act 2003

- 5.1 An order under section 12(2).
- 5.2 A code of practice made under section 29(1).
- 5.3 An order under section 33(1).

6 Conservation, Forests and Lands Act 1987

- 6.1 A Code of Practice made under section 31(1).

7 Education and Training Reform Act 2006

- 7.1 An Order under section 2.6.77.
- 7.2 An instrument under section 2.7.2(2)(b) specifying funding to be Government school recurrent funding.

- 7.3 An instrument under section 2.7.2(3)(i) specifying funding not to be Government school recurrent funding.
- 7.4 An Order under section 5.2.13(1).
- 7.5 An Order under section 5.4.4(1).
- 7.6 An Order under section 5.4.6(1).
- 7.7 An Order under section 5.4.16.
- 7.8 An Order in Council made under section 5.10.3 unless it—
- (a) is included in Schedule 1; or
 - (b) is an exempt legislative instrument.
- 7.9 A Ministerial Order under section 5.10.4 for the purposes of section 2.2.19.
- 7.10 An Order under section 5.10.4(1), unless it—
- (a) is included in Schedule 1; or
 - (b) is an exempt legislative instrument.
- 7.11 An Order under section 5.10.4(2) for or with respect to a matter set out in clause 1 and clause 2 of Schedule 6.
- 8 Emerald Tourist Railway Act 1977**
- 8.1 A by-law made under section 49.
- 9 Fair Work (Commonwealth Powers) Act 2009**
- 9.1 A proclamation published under section 6(1).
- 10 Film Act 2001**
- 10.1 A by-law made under section 29.
- 11 Food Act 1984**
- 11.1 A declaration under section 19CB(1).
- 11.2 A declaration under section 38AB.
- 11.3 An Order under section 41A(2)(b).
-

12 Foreign Judgments Act 1962

12.1 An Order under section 4(2) or (5).

13 Forests Act 1958

13.1 A notice published under section 8(1).

14 Gambling Regulation Act 2003

14.1 A notice under section 3.4A.5(3).

14.2 Rules made under section 3.5.23(1) or (4) in respect of gaming machine areas unless the rules apply to no more than one gaming machine area.

14.3 Rules made under section 8.4.2D(1) or (2) unless the rules apply specifically to the conduct of bingo at one venue.

15 Health Services Act 1988

15.1 A direction given under section 40B(1).

15.2 A direction given under section 66A(1).

16 Libraries Act 1988

16.1 A by-law made under section 52(1).

17 Liquor Control Reform Act 1998

17.1 A late hour entry declaration under section 58B(1).

18 Melbourne Market Authority Act 1977

18.1 A by-law made under section 38(1).

19 Museums Act 1983

19.1 A by-law made under section 31A(1).

20 National Gallery of Victoria Act 1966

20.1 A by-law made under section 18A.

21 Outworkers (Improved Protection) Act 2003

21.1 A mandatory code made under section 22(1).

21.2 An Order under section 26(1).

22 Port Management Act 1995

22.1 An Order under section 6.

22.2 An Order under section 64(3).

23 Public Holidays Act 1993

23.1 An order under section 3(2).

23.2 A notice under section 7.

24 Public Sector Employment (Award Entitlements) Act 2006

24.1 A notice under section 7.

25 Retail Leases Act 2003

25.1 A notice under section 5.

26 Safety on Public Land Act 2004

26.1 A declaration made under section 4(1) of a continuous period of more than 12 months duration.

27 Summer Time Act 1972

27.1 A proclamation under section 3.

28 Victorian Arts Centre Act 1979

28.1 A by-law under section 18A.

29 Water Act 1989

29.1 A by-law under section 64I(1).

29.2 A by-law under section 160(1).

29.3 A permanent water saving plan under section 170A(1).

29.4 An approval under section 170B.

29.5 A by-law under section 184.

**30 Workplace Injury Rehabilitation and Compensation
Act 2013**

30.1 A notice under section 380(3).

Schedule 3—Exempt legislative instruments

Regulation 8

1 Aboriginal Heritage Act 2006

- 1.1 An interim protection declaration made under section 96.
- 1.2 An ongoing protection declaration made under section 103.
- 1.3 Guidelines made under section 189(2).
- 1.4 An order under section 191(2).

2 Aboriginal Lands Act 1970

- 2.1 A declaration made under section 24A(1).
- 2.2 An Order made by the Governor in Council under section 24B(3).

3 Accident Compensation Act 1985

- 3.1 An Order under section 82C(1A).
 - 3.2 A proclamation under section 87(1).
 - 3.3 Operational guidelines issued by the Minister for the purposes of section 91(1).
 - 3.4 Guidelines made under section 98C(6C).
 - 3.5 An Order under section 99(16).
 - 3.6 A direction issued under section 104A(1).
 - 3.7 A direction issued under section 104A(1A).
 - 3.8 A direction issued under section 104B(13).
 - 3.9 An Order under section 115B(2).
 - 3.10 An Order under section 116C(1).
 - 3.11 An Order under section 117B(2).
 - 3.12 An Order under section 118C(1).
 - 3.13 A notice published under section 119(3).
-

- 3.14 A direction under section 119L.
 - 3.15 An Order under section 127(3).
 - 3.16 A proclamation under section 129B(9).
 - 3.17 A declaration that a law of a State is that State's legislation about damages for a work related injury for the purposes of section 129ME.
 - 3.18 A direction issued under section 134AF(1).
 - 3.19 A direction issued under section 134AF(1A).
 - 3.20 A legal costs order under section 134AG(1).
 - 3.21 A litigated claims legal costs order under section 134AGA(1).
 - 3.22 A litigated claims legal costs order under section 134AGB(1).
 - 3.23 A direction issued under section 135AB(1).
- 4 Accident Towing Services Act 2007**
- 4.1 A notice under section 17.
 - 4.2 A notice under section 75(1).
 - 4.3 An instrument fixing charges under section 211.
- 5 Accident Towing Services Regulations 2019**
- 5.1 A determination under regulation 6(1).
- 6 Administration and Probate Act 1958**
- 6.1 An order under section 31B(4).
 - 6.2 A notice under section 70N.
 - 6.3 An order under section 71(1E).
- 7 Administrative Arrangements Act 1983**
- 7.1 An Order under section 3(1).
-

8 Agricultural and Veterinary Chemicals (Control of Use) Act 1992

- 8.1 An Order under section 4(4).
- 8.2 An Order under section 5.
- 8.3 An Order under section 6(2).
- 8.4 An Order under section 25(2).
- 8.5 An Order under section 25A(2).
- 8.6 An Order under section 26(1).
- 8.7 An Order under section 38(1).
- 8.8 An Order under section 48(1).

9 Agricultural Industry Development Act 1990

- 9.1 An Order under section 8(1).
- 9.2 A notice under section 9(7).
- 9.3 A notice under section 10(1).
- 9.4 An Order under section 10(3).
- 9.5 A notice under section 11(1).
- 9.6 An Order in Council under section 19C(1).

10 Architects Act 1991

- 10.1 An order under section 17A(1) or (4).

11 Australian Catholic University (Victoria) Act 1991

- 11.1 A statute made under section 5(1).
- 11.2 A regulation made under section 5(3).

12 Australian Grands Prix Act 1994

- 12.1 A notice published under section 3(1) for the purposes of the definition of *logo*.
 - 12.2 A notice published under section 26.
 - 12.3 A notice under section 27.
 - 12.4 A notice under section 32A(1).
-

12.5 A notice under section 33(3).

12.6 A notice under section 42A.

13 Biological Control Act 1986

13.1 A notice under section 18(1).

13.2 A notice under section 27(1).

13.3 A notice under section 28(1).

13.4 A notice under section 29(1).

13.5 A notice under section 32(1) or (2).

13.6 A revocation of a declaration under section 51(1)
if that declaration was made under section 18(1),
27(1), 28(1), 29(1) or 32(1) or (2).

14 Building Act 1993

14.1 An Order under section 135(1) or (4).

14.2 A determination under section 192A.

14.3 A notice under section 192B.

14.4 An Order under section 221ZQ(1) or (4).

15 Bus Safety Act 2009

15.1 A declaration under section 7(1).

15.2 A declaration under section 8.

16 Bus Services Act 1995

16.1 An Order made by Governor in Council under
section 3(4).

17 Casino Control Act 1991

17.1 An Order under section 3(3).

18 Catchment and Land Protection Act 1994

18.1 A notice under section 47A(1).

18.2 An Order under section 58(1) of not more than
12 months duration.

18.3 A notice under section 58A(1).

18.4 An Order under section 68(2).

18.5 An order under section 69A(4) that amends an Order under section 58(1) that has a duration of not more than 12 months.

19 Cemeteries and Crematoria Act 2003

19.1 A direction given under section 18(1) that applies to a class of cemetery trust.

19.2 Guidelines made under section 18G(1).

19.3 Guidelines made under section 18P(1).

19.4 A cemetery trust rule made under section 26(1) by a Class B cemetery trust that has been approved under section 27(1).

19.5 An order under section 28(1) revoking a cemetery trust rule made by a Class B cemetery trust.

19.6 An instrument fixing fees and charges or a scale of fees and charges for the purposes of section 39.

19.7 An exemption under section 40A(1).

19.8 A declaration under section 43(2).

20 Charities Act 1978

20.1 An Order under section 4A.

21 Children, Youth and Families Act 2005

21.1 Directions issued under section 204(1).

21.2 An Order under clause 2(2) of Schedule 1.

21.3 An Order under clause 2(3) of Schedule 1.

21.4 An Order under clause 2(4) of Schedule 1.

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

22.1 An Order under section 73B.

23 Crown Land (Reserves) Act 1978

- 23.1 Regulations made under section 13(1).
- 23.2 An Order under section 29J(1).

24 Dangerous Goods Act 1985

- 24.1 An Order under section 9A(1).
- 24.2 An Order under section 9B(1), (1A) or (1B).
- 24.3 An Order under section 9C(1).
- 24.4 An Order under section 55(1).
- 24.5 An Order under section 55B(1).

25 Deakin University Act 2009

- 25.1 A university statute or university regulation made under section 28.

26 Defamation Act 2005

- 26.1 An order under section 35(3).

27 Domestic Animals Act 1994

- 27.1 An exemption under section 5(1).

28 Domestic Building Contracts Act 1995

- 28.1 Rules approved under section 46B(3).

29 Drugs, Poisons and Controlled Substances Act 1981

- 29.1 The Poisons Code prepared under section 12.
 - 29.2 An amending instrument made under section 12E.
 - 29.3 A notice under section 14A.
 - 29.4 A public health emergency order under section 22D.
 - 29.5 An order under section 22G(1).
 - 29.6 An Order under section 55(2) or (3).
 - 29.7 An Order under section 80(5)(b).
-

30 EastLink Project Act 2004

- 30.1 An Order under section 7(1) or (2).
- 30.2 An Order under section 55(1).
- 30.3 An Order under section 56(3).
- 30.4 An Order under section 61(2).
- 30.5 An Order under section 62(2).
- 30.6 An Order under section 66(3).
- 30.7 An Order under section 125(2).
- 30.8 A notice under section 195(1).
- 30.9 An Order under section 202.
- 30.10 An Order under section 230(4).

31 Education and Training Reform Act 2006

- 31.1 An Order under section 2.1.5 that—
 - (a) is of not more than 12 months duration; and
 - (b) does not exempt a specific child.
 - 31.2 Guidelines issued under section 2.1.24.
 - 31.3 An Order under section 2.2.9.
 - 31.4 An Order under section 2.4.3A(1).
 - 31.5 An instrument under section 2.7.2(2)(b) specifying funding to be Government school recurrent funding.
 - 31.6 An instrument under section 2.7.2(3)(i) specifying funding not to be Government school recurrent funding.
 - 31.7 An Order under section 5.4.11(5).
 - 31.8 An Order under section 5.4.11(6).
 - 31.9 An Order in Council under section 5.10.3(1) fixing the maximum amount that may be charged by the Authority under section 2.5.5(1)(b).
-

Subordinate Legislation (Legislative Instruments) Regulations
Exposure Draft

Schedule 3—Exempt legislative instruments

- 31.10 An Ministerial Order under section 5.10.4 for the purposes of section 2.3.6(1)(ca), (cb) or (2).
 - 31.11 An Order under section 5.10.4 relating to the employment of persons by a school council under section 2.3.8(1).
 - 31.12 A Ministerial Order under section 5.10.4 declaring a category of staff to be staff in schools who may be employed for the purposes of section 2.4.3(1)(d).
 - 31.13 An Order under section 5.10.4 for the purposes of section 2.4.6(1) or (2).
 - 31.14 A Ministerial Order under section 5.10.4 setting out eligibility criteria for the purposes of section 2.4.7(1).
 - 31.15 A Ministerial Order under section 5.10.4 for the purposes of section 2.4.8 relating to employment on probation in the teaching service.
 - 31.16 A Ministerial Order under section 5.10.4 that makes provision for the progression of salary or wages for an employee for the purposes of section 2.4.11.
 - 31.17 A Ministerial Order under section 5.10.4 for the purposes of section 2.4.13 that declares a position to be a position in the Principal Class.
 - 31.18 A Ministerial Order under section 5.10.4 specifying the amount, or a range of amounts, of monetary remuneration to be paid to members of the Principal Class for the purposes of section 2.4.15(1)(c).
 - 31.19 A Ministerial Order under section 5.10.4 for the purposes of section 2.4.17, specifying allowances to which members of the Principal Class are entitled to be paid.
-

- 31.20 A Ministerial Order under section 5.10.4 declaring specified positions to be positions in the Executive Class for the purposes of section 2.4.23B.
 - 31.21 A Ministerial Order under section 5.10.4 for the purposes of section 2.4.24(1) or (2).
 - 31.22 A Ministerial Order under section 5.10.4 entitling employees to long service leave for the purposes of section 2.4.25.
 - 31.23 A Ministerial Order under section 5.10.4 specifying how a payment to be made to an employee in lieu of long service leave is calculated for the purposes of section 2.4.26.
 - 31.24 A Ministerial Order under section 5.10.4 specifying how an allowance granted under section 2.4.27(2) to employees is to be determined.
 - 31.25 A Ministerial Order under section 5.10.4 entitling employees to a gratuity under section 2.4.28 in respect of definite special work.
 - 31.26 A Ministerial Order under section 5.10.4 fixing a rent for the purposes of section 2.4.29.
 - 31.27 A Ministerial Order under section 5.10.4 specifying a type of office for the purposes of section 2.4.31(1).
 - 31.28 A Ministerial Order under section 5.10.4 for the purposes of section 2.4.36.
 - 31.29 A Ministerial Order under section 5.10.4 for the purposes of section 2.4.44(2)(d), prescribing a decision to be a decision in respect of which there is a right of review or appeal.
 - 31.30 A Ministerial Order under section 5.10.4 for the purposes of section 2.4.51(1), relating to the transfer or promotion of employees to vacant positions in the teaching service (other than positions of principal or executive).
-

- 31.31 A Ministerial Order under section 5.10.4 setting out grounds for review for the purposes of section 2.4.51(2).
- 31.32 A Ministerial Order under section 5.10.4, for the purposes of section 2.4.54(1), relating to the transfer or promotion of employees to vacant positions of principal (other than executive positions).
- 31.33 A Ministerial Order under section 5.10.4 setting out grounds for review for the purposes of section 2.4.54(2).
- 31.34 A Ministerial Order under section 5.10.4 for the purposes of under section 2.5.5(1A).
- 31.35 A Ministerial Order under section 5.10.4 for the purposes of section 4.3.1(6)(c) or (d).
- 31.36 A Ministerial Order under section 5.10.4 for the purposes of section 4.3.8C(1)(c) or (d).
- 31.37 A Ministerial Order under section 5.10.4 authorising the suspension of a condition set out in section 5.4.7(1).
- 32 Electoral Act 2002**
- 32.1 A direction or determination made or issued under section 9(2) or (3).
- 32.2 An Order under section 72(4)(b).
- 33 Electoral Boundaries Commission Act 1982**
- 33.1 An Order under section 17(3)(a).
- 34 Electricity Industry Act 2000**
- 34.1 An Order under section 7AA(1)(a) or (c).
- 34.2 An Order under section 13(1) or (5).
- 34.3 An Order under section 15A(1) or (2).
- 34.4 An Order under section 15C(1).
- 34.5 An Order under section 15D(1).
-

- 34.6 An Order under section 15E(1).
 - 34.7 An Order under section 35(5).
 - 34.8 Terms and conditions decided by the Commission under section 36(1)(a).
 - 34.9 An Order under section 36(3).
 - 34.10 Guidelines issued under section 40S(1).
 - 34.11 An instrument made under section 40S(2) amending guidelines.
 - 34.12 An Order under section 46D.
 - 34.13 An Order under section 49C(1).
 - 34.14 A proclamation under section 95(1) of not more than 12 months duration.
 - 34.15 A direction given under section 96(1) of not more than 12 months duration.
 - 34.16 A direction or requisition given under section 96(2).
 - 34.17 A direction given under section 96(6) amending a direction given under section 96(1) of not more than 12 months duration.
- 35 Electricity Safety Act 1998**
- 35.1 A notice under section 63(1) of not more than 12 months duration.
 - 35.2 A direction given under section 141A(1) of not more than 12 months duration.
- 36 Electronic Conveyancing (Adoption of National Law) Act 2013**
- 36.1 Operating requirements determined under section 22(1) of the Electronic Conveyancing National Law (Victoria).
 - 36.2 Participation rules determined under section 23(1) of the Electronic Conveyancing National Law (Victoria).
-

37 Emergency Services Superannuation Act 1986

37.1 An Order in Council made under section 29A(1).

38 Environment Protection Act 1970

38.1 A declaration made under section 16(1), (1B) or (1C).

38.2 A declaration made under section 16A(1).

38.3 A State-Wide Waste and Resource Recovery Infrastructure Plan prepared in accordance with Division 2AC of Part IX.

38.4 An amendment to a State-Wide Waste and Resource Recovery Infrastructure Plan prepared in accordance with Division 2AC of Part IX.

38.5 A Regional Waste and Resource Recovery Implementation Plan prepared in accordance with Division 2AD of Part IX.

38.6 An amendment to a Regional Waste and Resource Recovery Implementation Plan prepared in accordance with Division 2AD of Part IX.

39 Environment Protection Act 2017

39.1 A State-Wide Waste and Resource Recovery Infrastructure Plan approved under section 410.

39.2 An amendment or variation to a State-Wide Waste and Resource Recovery Infrastructure Plan approved under section 410.

39.3 A Regional Waste and Resource Recovery Implementation Plan approved under section 420.

39.4 An amendment or variation to a Regional Waste and Resource Recovery Implementation Plan approved under section 420.

40 Essential Services Act 1958

- 40.1 A proclamation of emergency under section 4(1).
- 40.2 A written direction, prohibition or requisition under section 5.
- 40.3 An Order under section 10.

41 Essential Services Commission Act 2001

- 41.1 A price determination made by the Commission under section 33(5).
- 41.2 A determination made by the Commission under section 34(1).
- 41.3 A Code of Practice made by the Commission under section 47(1).

42 Estate Agents Act 1980

- 42.1 A guideline issued by the Director under section 47AD(1).
- 42.2 A determination by the Director under section 47AD(2).

43 Federation University Australia Act 2010

- 43.1 A university statute or a university regulation made under section 28.

44 Fire Services Property Levy Act 2012

- 44.1 A determination made under section 12(1).

45 Fisheries Act 1995

- 45.1 An Order in Council under section 5(2).
- 45.2 An Order in Council under section 6.
- 45.3 A management plan made under section 28(1).
- 45.4 A notice under section 33(1).
- 45.5 A direction given under section 61(1) of not more than 12 months' duration.

- 45.6 An amendment or revocation under section 61(3) of a direction of not more than 12 months' duration.
- 45.7 An order under section 64(1).
- 45.8 An order under section 64(2).
- 45.9 An order under section 64A(1).
- 45.10 An order under section 64A(2).
- 45.11 An order under section 66C(1).
- 45.12 An order under section 66C(2).
- 45.13 An order under section 66D(1).
- 45.14 An order under section 66D(2).
- 45.15 An Order in Council under section 69(1).
- 45.16 An authorisation under section 73(1).
- 45.17 A declaration made under section 75(1).
- 45.18 An authorisation under section 83(1).
- 45.19 An Order in Council made under section 89(3) of not more than 12 months' duration.
- 45.20 A fisheries notice issued under section 152(1) of not more than 12 months' duration.

46 Flora and Fauna Guarantee Act 1988

- 46.1 An Order under section 5(1).
 - 46.2 An Order under section 10.
 - 46.3 An Order under section 11.
 - 46.4 A determination under section 20(1).
 - 46.5 An amendment under section 20D(1).
 - 46.6 A habitat conservation order under section 26(1).
 - 46.7 An amendment under section 31(1).
 - 46.8 An Order under section 46(1).
 - 46.9 An Order under section 46A(1).
-

46.10 An Order under section 48A(1).

46.11 An Order under section 53A(1).

47 Food Act 1984

47.1 An order under section 5(1)(a) or (2).

47.2 An order under section 5(3A)(a) or (4) in respect of a class or classes of food premises.

47.3 A proclamation made under section 7(1) or (2).

47.4 A declaration made under section 7D(1).

47.5 A direction given under section 7E(2).

47.6 A notice published under section 19DB(1).

47.7 A declaration under section 19DD(1).

47.8 An exemption under section 19V(1) or (3) in respect of the proprietors of a class or classes of food premises.

47.9 A declaration made under section 32A.

47.10 A notice published under section 35A(4).

47.11 A declaration made under section 36(1).

47.12 A notice published under section 36C(1).

47.13 An exemption granted, amended, varied or revoked under section 38(1), (2) or (4) in respect of a class or classes of food premises.

47.14 A declaration made under section 38E(5).

47.15 A guideline issued under section 39(3)(d).

47.16 A direction given under section 39A(4) in respect of a class or classes of food premises and of not more than 12 months' duration.

47.17 A declaration made under section 40B.

47.18 A declaration made under section 43E(1) or 43H(1).

47.19 An order under section 44.

47.20 An order under section 44A(2).

48 Freedom of Information Act 1982

48.1 Professional standards developed under section 6U.

48.2 Professional standards adopted under section 6Y.

49 Fuel Emergency Act 1977

49.1 A proclamation published under section 3(1).

49.2 An instrument made under section 4(1).

49.3 A notice issued under section 4(3).

50 Gambling Regulation Act 2003

50.1 An interim ban order under section 2.5A.2.

50.2 A fixed term ban order under section 2.5A.9.

50.3 A declaration under section 3.1.3.

50.4 A direction given under section 3.2.3.

50.5 A determination under section 3.2.4.

50.6 A determination under section 3.4.28B(1).

50.7 A declaration under section 3.4A.1(2) or (4).

50.8 Rules made under section 3.4A.3(1).

50.9 A determination under section 3.4A.4A.

50.10 A determination under section 3.4A.4B.

50.11 An Order under section 3.4A.5(3A).

50.12 A determination under section 3.4A.5(9).

50.13 Rules made under section 3.4A.11F.

50.14 Rules made under section 3.4A.11T.

50.15 Rules made under section 3.4A.20AA.

50.16 An Order under section 3.4A.20C.

- 50.17 A determination made or direction given under section 3.4A.20D(1).
- 50.18 A standard made or amended under section 3.5.3(1).
- 50.19 An order under section 3.6.9(3).
- 50.20A notice published under section 4.3A.3(1).
- 50.21 An instrument under section 4.5.11A(1).
- 50.22 An instrument under section 4.5.11D(1).
- 50.23 An instrument under section 4.5.29(1) or (2).
- 50.24 An instrument under section 4.5AA.2 of not more than 12 months' duration.
- 50.25 An Order under section 5.7.2(2)(a).
- 50.26 A determination of operational requirements under section 10.1.5C(1).
- 50.27 A direction given under section 10.6.6(1).

51 Gas Industry Act 2001

- 51.1 An Order under section 7A(1).
 - 51.2 An Order under section 20(2), (3) or (4).
 - 51.3 An Order under section 21(1) or (5).
 - 51.4 An Order under section 42(5).
 - 51.5 An Order under section 43(3).
 - 51.6 An Order under section 51C(1).
 - 51.7 A proclamation under section 206(1).
 - 51.8 A direction given under section 207(1).
 - 51.9 A direction, requisition or prohibition under section 207(2).
 - 51.10 A direction under section 207(6).
-

52 Gas Safety Act 1997

52.1 A prohibition under section 76(1) of not more than 12 months' duration.

53 Grain Handling and Storage Act 1995

53.1 An instrument that is a determination made by the Essential Services Commission under section 15.

53.2 An instrument that is a determination made by the Essential Services Commission under section 18.

53.3 An instrument that is a determination made by the Essential Services Commission under section 19.

53.4 An instrument that is a determination made by the Essential Services Commission under section 20.

54 Health Services Act 1988

54.1 An Order under section 11(1) or (1A) in respect of a class or classes of person, agency or establishment.

54.2 A purchasing policy under section 134(1).

54.3 A notice under section 134A in respect of a class of public hospital.

55 Heritage Act 2017

55.1 An interim protection order under section 143(1).

55.2 A declaration under section 169(3).

55.3 A notice under section 188(1).

56 Heritage Rivers Act 1992

56.1 A management plan prepared under section 8.

57 Housing Act 1983

57.1 A determination made by the Director under section 142E(1).

58 Juries Act 2000

58.1 A notice under section 51(4).

59 Kardinia Park Stadium Act 2016

59.1 A declaration made under section 34(1).

60 La Trobe University Act 2009

60.1 A university statute or university regulation made under section 28.

61 Land Acquisition and Compensation Act 1986

61.1 A certification under section 7(1)(c).

61.2 An Order under section 52(1).

62 Land Act 1958

62.1 An order under section 349(1).

63 Land Tax Act 2005

63.1 A declaration under section 64(2).

64 Liquor Control Reform Act 1998

64.1 A code of conduct under section 11(5).

64.2 An Order under section 147(1) of not more than 12 months' duration.

65 Livestock Disease Control Act 1994

65.1 An Order under section 6(2)(a), (b), (c) or (d).

65.2 A declaration under section 7A.

65.3 An order under section 26(1).

65.4 An order under section 29(1).

65.5 An order under section 32(1).

65.6 An order under section 54.

65.7 An Order under section 61(1).

65.8 An Order under section 68(1).

65.9 An Order under section 69(1) or (3)(e).

65.10 An Order under section 73(1).

65.11 An Order under section 74(1), (2), (3) or (4).

65.12 An Order under section 79C.

65.13 An Order under section 79D(1), (2), (3) or (4).

65.14 An Order under section 82(1).

65.15 An Order under section 85(2).

65.16 An Order under section 96A(1).

65.17 An order under section 105(1).

66 Local Government Act 1989

66.1 An Order under section 185D.

66.2 An Order under section 185E.

67 Local Government Act 2020

67.1 An Order in Council made under section 15.

67.2 An Order in Council made under section 235.

68 Major Events Act 2009

68.1 An order under section 7(1).

68.2 An order under section 15(1).

68.3 An order under section 17(1).

68.4 A guideline made under section 25(1).

68.5 A declaration made under section 31(1).

68.6 A guideline made under section 163.

69 Major Transport Projects Facilitation Act 2009

69.1 A declaration under section 193(1).

69.2 An Order under section 194(1).

**70 Marine (Drug, Alcohol and Pollution Control)
Act 1988**

70.1 An Order under section 3(3)(a).

71 Marine Safety Act 2010

- 71.1 A declaration under section 81.
- 71.2 A rule made under section 184 or 185, other than a rule made in respect of a particular vessel.
- 71.3 A notice determining a standard under section 199(1)(a) or (b).
- 71.4 A determination under section 202B(1).
- 71.5 A declaration under section 203(3) other than a declaration made in respect of a particular person relating to a specific boating activity.
- 71.6 A notice under section 208(1) or (2) other than a notice in respect of a particular person or a particular vessel.
- 71.7 A direction under section 211(1)(a).
- 71.8 A notice under section 211(1)(b).
- 71.9 A written direction given under section 232(1) other than a direction made in respect of a particular vessel.
- 71.10 An instrument of amendment or revocation under section 235(1) other than an amendment or revocation of a direction made in respect of a particular vessel.
- 71.11 A declaration made under section 250.
- 71.12 An instrument made by the Safety Director determining requirements for the purposes of section 252(1)(b) (requirements for the issue of a pilot licence).
- 71.13 An instrument which is a standard made by the Safety Director for the purposes of section 258(1)(d) (standards for the safe construction, equipment and operation of recreational vessels).

- 71.14 An instrument which is a standard made by the Safety Director for the purposes of section 258(1)(h) (standards for the training of harbour masters).
- 71.15 An instrument which is a standard made by the Safety Director for the purposes of section 258(1)(i) (standards for the training of pilots and pilot exempt masters).
- 71.16 An instrument which is a standard made by the Safety Director for the purposes of section 258(1)(m) (standards for navigation and maritime safety on State waters).
- 71.17 An instrument which is a standard made by the Safety Director for the purposes of section 258(1)(n) (standards for the provision and maintenance of navigation aids for State waters).
- 71.18 An instrument which is a standard made by the Safety Director for the purposes of section 258(1)(o) (standards for the dredging and maintenance of channels in State waters).
- 71.19 An instrument which is a determination made by the Safety Director for the purposes of section 258(1)(q).
- 71.20 A notice under section 260 in respect of a class of person or vessel.
- 71.21 An instrument which is a determination made by the Safety Director for the purposes of item 22 of Schedule 1 to the **Marine Safety Act 2010**.
- 71.22 An instrument which is a standard made by the Safety Director for the purposes of item 23 of Schedule 1 to the **Marine Safety Act 2010**.
- 71.23 An instrument which is a standard made by the Safety Director for the purposes of item 28 of Schedule 1 to the **Marine Safety Act 2010**.
-

72 Marine Safety Regulations 2012

- 72.1 A notice under regulation 6.
- 72.2 A notice under regulation 7(1).
- 72.3 An instrument made by the Safety Director under the **Marine Safety Act 2010** approving standards or specifications for the purposes of Part 2 of Schedule 1 to the Marine Safety Regulations 2012.

73 Meat Industry Act 1993

- 73.1 An Order under section 4.
- 73.2 A notice under section 5(2).
- 73.3 An Order under section 35(3).

74 Melbourne City Link Act 1995

- 74.1 A revocation by the Minister under section 61A.
- 74.2 A notice under section 71(1) or (1A).
- 74.3 A revocation by the Minister under section 93HA.
- 74.4 An Order under section 104(3).

75 Melbourne City Link Regulations 2019

- 75.1 A notice under regulation 6(a)(ii).

76 Mental Health Act 2014

- 76.1 An Order under section 314(1).

77 Monash University Act 2009

- 77.1 A university statute or university regulation made under section 28.

78 National Electricity (Victoria) Act 2005

78.1 An Order under section 10(1).

78.2 An Order under section 15.

78.3 An Order under section 22.

79 National Gas (Victoria) Act 2008

79.1 A declaration under section 13(2)(b).

79.2 An Order under section 20(1).

80 National Parks Act 1975

80.1 An Order under section 19F(1).

80.2 A notice under section 32N(1).

81 North East Link Act 2020

81.1 A notice under section 59(1).

81.2 A notice under section 60(1).

82 Parliamentary Precincts Act 2001

82.1 An order under section 6(1).

**83 Parliamentary Salaries, Allowances and
Superannuation Act 1968**

83.1 An Order in Council under section 24C.

84 Penalty Interest Rates Act 1983

84.1 A notice under section 2(1).

85 Pipelines Act 2005

85.1 A declaration of not more than 12 months'
duration under section 11(1).

86 Planning and Environment Act 1987

86.1 An Order under section 3AB.

86.2 A direction or guideline issued under section 7(5).

86.3 An Order under section 16.

86.4 An order under section 46AO(1).

- 86.5 An order under section 46AQ(1).
- 86.6 An order under section 46A(2).
- 86.7 A direction under section 46GJ(1).
- 86.8 A direction under section 46M.
- 86.9 An order under section 46S.
- 86.10 A strategy plan prepared under section 46T(1).
- 86.11 An amendment to an approved strategy plan under section 46W(1).

87 Plant Biosecurity Act 2010

- 87.1 An order under section 5 made for the purpose of declaring a pest or disease to be an exotic pest or disease.
- 87.2 An order under section 6 made for the purpose of declaring a suspected pest or disease to be an exotic pest or disease.
- 87.3 An order under section 19(1).
- 87.4 An order under section 30(1).
- 87.5 An order under section 32(1).
- 87.6 An order under section 36(1).
- 87.7 An order under section 42(1).

88 Port Management Act 1995

- 88.1 An Order under section 5(1), (1A), (2), (4) or (5).
 - 88.2 An Order under section 44A(4)(a).
 - 88.3 An instrument made under section 44B(1) in relation to a function set out in section 44A(3)(d).
 - 88.4 An instrument made under section 44B(1) in relation to a function set out in section 44A(3)(i).
 - 88.5 Standards and conditions of service and supply issued under section 55(1)(a).
 - 88.6 A determination made under section 73B(1).
-

- 88.7 An approval under section 73F(2)(b).
 - 88.8 A determination under section 74(1).
 - 88.9 A determination under section 74A(1).
 - 88.10 A determination under section 75(1).
 - 88.11 A declaration under section 84(1), (1AA), (1A) or (2).
 - 88.12 An amendment or revocation under section 87.
- 89 Port Management (Local Ports) Regulations 2015**
- 89.1 A determination under regulation 10(1).
 - 89.2 A determination under regulation 11(1).
 - 89.3 A determination under regulation 12.
 - 89.4 Guidelines made under regulation 44(2).
 - 89.5 Guidelines made under regulation 55(2).
- 90 Privacy and Data Protection Act 2014**
- 90.1 A general protective data security standard under section 86(2)(a).
 - 90.2 An amendment, revocation or reissue of a general protective data security standard under section 87.
- 91 Professional Boxing and Combat Sports Act 1985**
- 91.1 Rules made under section 23.
- 92 Project Development and Construction Management Act 1994**
- 92.1 A notice under section 24(1).
 - 92.2 Standards set under section 29.
 - 92.3 A direction issued under section 30.
- 93 Public Administration Act 2004**
- 93.1 An Order under section 6(2).
 - 93.2 A code of conduct issued under section 61(1).
 - 93.3 Standards issued under section 62(1).
-

- 93.4 An Order under section 75.
- 93.5 An Order under section 92(1).
- 93.6 An Order under section 96(3).
- 93.7 An Order under section 104(2).
- 93.8 A declaration under section 105A(1).
- 93.9 A variation or extension of a declaration under section 105C(1).

94 Public Health and Wellbeing Act 2008

- 94.1 A declaration under section 3A.
- 94.2 An Order in Council under section 12(2).
- 94.3 A notice under section 78B(1).
- 94.4 A notice under section 98(1).
- 94.5 An Order in Council under section 126(1).
- 94.6 Guidelines made under section 143D.
- 94.7 A declaration under section 148.
- 94.8 A declaration under section 198(1).

95 Public Holidays Act 1993

- 95.1 A notice made by the Minister under section 8(1).

96 Public Records Act 1973

- 96.1 A notice of a determination under section 2(2).
- 96.2 An Order under section 2(3).
- 96.3 A declaration under section 10(1).
- 96.4 A notice under section 10AA(2).

97 Public Safety Preservation Act 1958

- 97.1 A proclamation under section 3(1) or (3).

98 Racing Act 1958

- 98.1 Rules and regulations made under section 5(1).
 - 98.2 Rules made under section 49.
-

98.3 Rules made under section 82(1).

98.4 Rules made under section 91A(1).

98.5 Rules made under section 91B(1).

99 Radiation Act 2005

99.1 A notice under section 4(1).

100 Residential Tenancies Act 1997

100.1 An approval under section 486A.

101 Road Management Act 2004

101.1 An Order in Council under section 23.

101.2 A notice under section 42.

101.3 A determination made under section 111(1AA).

101.4 A notice under section 111(5).

101.5 A notice under section 132(8).

101.6 A policy under clause 9(5) of Schedule 5.

102 Road Safety Act 1986

102.1 An Order under section 3(3).

102.2 An instrument fixing fees under section 5AB(2).

102.3 An Order under section 16B(2).

102.4 An Order under section 25(1).

102.5 An Order under section 47A(2).

102.6 A notice under section 55A(5).

102.7 A notice under section 70(1B).

102.8 A notice under section 90D(5).

102.9 A declaration under section 96A(1) of not more than 12 months' duration.

102.10 An Order under section 98.

102.11 An Order under section 149AA(7).

102.12 A notice under section 158(5).

103 Road Safety (Drivers) Regulations 2019

103.1 A notice under regulation 57(2).

103.2 A notice under regulation 59(7).

104 Road Safety Road Rules 2017

104.1 A notice under rule 244C(1).

104.2 A declaration made under rule 407.

105 Road Safety (Vehicles) Interim Regulations 2020

105.1 A notice under regulation 6.

105.2 A notice under regulation 182(1).

105.3 A direction given under regulation 212(1).

105.4 A notice made under regulation 257.

105.5 A notice made under clause 4 of Schedule 7.

106 Royal Melbourne Institute of Technology Act 2010

106.1 A university statute or university regulation under section 28.

107 Safe Drinking Water Act 2003

107.1 A declaration under section 6.

107.2 A notice under section 26(3).

108 Safety on Public Land Act 2004

108.1 A declaration of not more than 12 months' duration made under Part 2.

109 Senate Elections Act 1958

109.1 An order under section 3.

109.2 A notice under section 10.

110 Shrine of Remembrance Act 1978

110.1 An instrument made for the purposes of section 4(1)(ca).

110.2 A regulation made under section 6.

111 Sports Anti-doping Act 2005

- 111.1 A policy made under section 6(1).
- 111.2 An authorised guideline issued under section 6(3)(c).

112 State Concessions Act 2004

- 112.1 An Order under section 4(1).
- 112.2 An Order under section 4(2).
- 112.3 An Order under section 5(1).

113 State Superannuation Act 1988

- 113.1 An Order in Council made under section 92A(1).

114 Swinburne University of Technology Act 2010

- 114.1 A university statute or university regulation made under section 28.

115 Terrorism (Community Protection) Act 2003

- 115.1 An Order under section 21F(1).

116 Tobacco Act 1987

- 116.1 An order under section 15N(1).

117 Transfer of Land Act 1958

- 117.1 Requirements determined under section 106A(1) for paper conveyancing transactions.

118 Transport Accident Act 1986

- 118.1 An Order under section 60(11A).
- 118.2 An Order under section 61(7).
- 118.3 An Order under section 110(8).

119 Transport Integration Act 2010

- 119.1 Guidelines under section 197E.

120 Transport Superannuation Act 1988

- 120.1 An Order in Council made under section 53(1).
-

**121 Transport (Compliance and Miscellaneous)
Act 1983**

121.1 A declaration under section 57(1).

121.2 A condition determined under section 220D(1).

**122 Transport (Compliance and Miscellaneous)
(Ticketing) Regulations 2017**

122.1 A notice under paragraph (b) of the definition of
compulsory ticket area in regulation 5(1).

123 University of Melbourne Act 2009

123.1 A university statute or a university regulation
made under section 28.

124 Victoria University Act 2010

124.1 A university statute or a university regulation
made under section 28.

**125 Vital State Industries (Works and Services)
Act 1992**

125.1 An Order under section 4(1).

125.2 A direction or prohibition or requisition made
under section 8.

126 Vital State Projects Act 1976

126.1 An Order under section 2(3).

127 Water Act 1989

127.1 An Order under section 6A.

127.2 An Order under section 22A.

127.3 An Order under section 27(1).

127.4 An Order under section 28(1).

127.5 An approved management plan under
section 32A.

127.6 An amendment or revocation of an approved
management plan under section 32G(1).

- 127.7 A declaration under section 33AAA.
- 127.8 An Order under section 33AZ if the Order is made before 30 June 2014.
- 127.9 An Order under section 47E if the Order is made before 30 June 2014.
- 127.10 An Order under section 48P.
- 127.11 An Order under section 52A.
- 127.14 A by-law made under section 122C(3).
- 127.15 A determination made under section 122G(1).
- 127.16 A determination made under section 122I(1).
- 127.17 A determination made under section 122ZA.
- 127.18 A direction issued under section 161E.
- 127.19 A by-law made under section 171.
- 127.20 A by-law made under section 171H.
- 127.21 A declaration made under section 203.
- 127.22 A determination made under section 227.
- 127.23 An instrument setting a charge under section 264.
- 127.24 An Order under section 283(3B).
- 127.25 A direction given under section 307.
- 127.26 A determination made under clause 33 of Schedule 15.

128 Water Industry Act 1994

- 128.1 An Order under section 4D.
 - 128.2 An instrument made under section 4E for the purposes of regulating—
 - (a) standards and conditions of service of regulated entities; and
 - (b) market conduct related to declared goods and services.
-

128.3 A Code made under section 4F in relation to a matter specified in section 4F(2)(a) to (e).

128.4 An Order under section 193.

129 West Gate Tunnel (Truck Bans and Traffic Management) Act 2019

129.1 A notice under section 22(1).

129.2 An Order under section 23(1).

130 Wildlife Act 1975

130.1 An authorisation order under section 28G(1).

130.2 An authorisation order under section 28H(1).

130.3 A determination made under section 83F(1).

130.4 A notice under section 86(1).

130.5 A notice under section 86A(1).

131 Workplace Injury Rehabilitation and Compensation Act 2013

131.1 Guidelines made under section 23, 74, 215(3) or 303(3).

131.2 Guidelines issued by the Minister under section 54(1)(a).

131.3 An Order under section 93(3) or 250(1).

131.4 A direction under section 119(3) or 209(1).

131.5 A declaration that a law of a State is that State's legislation about damages for a work related injury under section 322.

131.6 A direction under section 352(1) or (2).

131.7 A Ministerial Order under section 246(2) or 401(1).

131.8 A premiums order made by the Governor in Council under section 448(1).

131.9 An Order under section 548(3).

- 131.10 An Order in Council under clause 13(1) of Schedule 1 to the **Workplace Injury Rehabilitation and Compensation Act 2013**.
- 131.11 Guidelines made under clause 15(4) of Schedule 1 to the **Workplace Injury Rehabilitation and Compensation Act 2013**.
- 131.12 A declaration under clause 20(3)(b) of Schedule 1 to the **Workplace Injury Rehabilitation and Compensation Act 2013**.
- 131.13 A proclamation under section 51(1).
- 131.14 A direction given for the purposes of section 118(b).
- 131.15 A direction under section 263.
- 131.16 A legal costs order under section 354(1).
- 131.17 A litigated claims legal costs order under section 355(1).
- 131.18 A litigated claims legal costs order under section 356(1).
- 131.19 A Ministerial Order under section 380(3).
- 131.20 An Order under section 44(1A).

133 Wrongs Act 1958

- 132.1 Guidelines under section 28LI.
- 132.2 A notice under section 28LXA(1).
- 132.3 A direction under section 28LZ(4).
-
-

Endnotes

¹ Reg. 4(a): S.R. No 52/2011. Reprint No. 1 as at 29 March 2021. Reprinted to S.R. No. 145/2020.

² Reg. 4(b): S.R. No. 126/2012.

³ Reg. 4(c): S.R. No. 82/2013.

⁴ Reg. 4(d): S.R. No. 45/2014.

⁵ Reg. 4(e): S.R. No. 6/2016.

⁶ Reg. 4(f): S.R. No. 91/2018.

⁷ Reg. 4(g): S.R. No. 137/2018.

⁸ Reg. 4(h): S.R. No. 105/2019.

⁹ Reg. 4(i): S.R. No. 145/2020.