

1999

THE PARLIAMENT OF THE COMMONWEALTH OF AUSTRALIA

SENATE

MIGRATION LEGISLATION AMENDMENT BILL (No. 2) 1998

SUPPLEMENTARY EXPLANATORY MEMORANDUM

Amendments and New Clauses to be Moved on Behalf of the Government

(Circulated by authority of the Minister
for Immigration and Multicultural Affairs,
the Hon. Philip Ruddock MP)

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OUTLINE

The Government has decided to move amendments to the Migration Legislation Amendment (No. 2) Bill 1998 as a consequence of the proposed Human Rights Legislation Amendment Bill (No. 2) 1999 which was introduced into the House of Representatives on 17 February 1999. That Bill proposes to rename the Human Rights and Equal Opportunity Commission as the Human Rights and Responsibilities Commission.

These amendments seek to ensure that the Migration Legislation Amendment Bill (No. 2) 1998 refers to the correct name of the Commission, as in existence at the time the change of name comes into effect pursuant to the changes made by the Human Rights Legislation Amendment Bill (No. 2) 1999.

FINANCIAL IMPACT STATEMENT

There are no financial implications arising from these amendments.

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NOTES ON INDIVIDUAL CLAUSES

Item 1 Clause 2 - Commencement

1 The amendments to clause 2(1) provide that this Act is to commence on 3 December 1998.

2 Proposed subclause 2(2) provides that Schedule 1 is to commence immediately after the commencement of item 2 of Schedule 1 to the *Human Rights Legislation Amendment Act (No. 2) 1999*.

Item 2 Clause 3 – Schedule

3 This amendment is consequential to the amendments contained in clause 2.

Schedule 1

Item 3

4 This item inserts a heading to divide Schedule 1 into two parts – Part 1 dealing with amendments commencing on 3 December 1998, and Part 2 dealing with amendments commencing after 3 December 1998.

Item 4

5 This item inserts Part 2 to Schedule 1 to deal with amendments commencing after 3 December 1998.

6 Clause 5 is necessary to reflect the proposed change of name of the Human Rights and Equal Opportunity Commission to the Human Rights and Responsibilities Commission and the proposed change of name of the *Human Rights and Equal Opportunity Commission Act 1986* to the *Human Rights and Responsibilities Commission Act 1986*.

7 Clause 5 will only take effect once the *Human Rights Legislation Amendment Act (No. 2) 1999* has commenced.

Item 5 Schedule 2 - Transitional

8 This amendment is consequential to the changes to Schedule 1.