

The Victorian Legislative Process

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The Victorian Legislative Process

Outline of Session

- Introduction
- types of legislation
- Process for making legislation

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Types of legislation

- Primary legislation (Acts of Parliament): laws made by the Parliament
- Subordinate or delegated legislation: laws made by delegates of the Parliament under the authority given to them in an Act. (Eg. regulations, rules, orders, by-laws).

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Authority to prepare legislation

- Setting the Legislative Program
- Approval in Principle Submissions
- Drafting Instructions (policy-making)
- Clearances with relevant Ministers
- Cabinet committee consideration
- Business impact assessment
- Cabinet consideration of AIP
- Sending Drafting Instructions

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Drafting Bills

- First draft of Bill
- Further instructions and drafts
- Statute law revision

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Scrutiny of Acts and Regulations Committee

- Functions
- How the committee operates
- Alert digests

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Finalising the draft Bill

- Drafter settles:
 - Explanatory memorandum prepared by instructor
 - Section 85 statement prepared by instructor
- Finalising Bill for Cabinet
- Statement of compatibility
- Bill at Cabinet submission
- Amendments after Cabinet

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Introduction process

- Notice
- First reading
- Second reading speech
- Statement of compatibility
- Adjournment of debate

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Passage of Bill

- Second reading debate
- Consideration in detail/Committee
- Third reading
- Governor's amendments

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Commencement of legislation

- Royal Assent
- Commencement
- Proclamation

Thank you