

FACT SHEET

Justice and Related Legislation (Miscellaneous Amendments) Bill 2026

The Justice and Related Legislation (Miscellaneous Amendments) Bill 2026 demonstrates the Tasmanian Government's commitment to continually improving the clarity and consistency of the law. The Bill makes minor and/or technical amendments to five pieces of legislation that relate to the Tasmanian Civil and Administrative Tribunal (TASCAT).

The Bill amends the *Local Government (Highways) Act 1982* to remove the requirement for a panel member to have expertise or experience in 'road construction engineering' when TASCAT is hearing appeals under section 46(7). The *Tasmanian Civil and Administrative Tribunal Act 2020* (TASCAT Act) already allows TASCAT to appoint panel members with any necessary expertise based on the nature of the issues and complexity of the matter. This includes expertise in 'engineering' (which may include road construction engineering).

The Bill amends the *Local Government Act 1993* to replace the reference to the Magistrates Court in section 28ZK(6) with a reference to TASCAT. This is because TASCAT hears these matters now and the reference needs to be updated.

The Bill amends the *Retirement Villages Act 2004* to remove section 14B(7), which only relates to matters that are determined in the Resource and Planning stream. Matters under this Act are now to be heard in the Administrative stream.

The Bill amends the TASCAT Act to:

- remove references to 'restrictive intervention', as they are now outdated
- remove appeals under the Retirement Villages Act from the Resource and Planning stream, so that these matters are heard in the Administrative stream
- ensure that statutory rules made under the Act can continue to be amended by the Governor in Council, as is the usual process
- fix a minor error in the list at clause 4(1)(b) of Part 8 of Schedule 2, to separate 'planning' and 'resource economics' as these should be two separate areas of expertise
- allow people to apply to extend or shorten the time allowed for something to be done (under section 115), which will also enable the *Tasmanian Civil and Administrative Tribunal Regulations 2021* (TASCAT Regulations) to be amended to introduce fees for these applications, and
- to remove some definitions where that defined term is not used.

The Bill also amends the TASCAT Regulations to introduce the fee for applications to extend or shorten time. This fee is set at 60 fee units.