



Queensland

*Adult Proof of Age Card Act 2008*

# **Adult Proof of Age Card Regulation 2010**

**Current as at 1 January 2015**

## Information about this reprint

This reprint shows the legislation current as at the date on the cover and is authorised by the Parliamentary Counsel.

A new reprint of the legislation will be prepared by the Office of the Queensland Parliamentary Counsel when any change to the legislation takes effect. This change may be because a provision of the original legislation, or an amendment to it, commences or because a particular provision of the legislation expires or is repealed.

When a new reprint is prepared, this reprint will become a historical reprint. Also, if it is necessary to replace this reprint before a new reprint is prepared, for example, to include amendments with a retrospective commencement, an appropriate note would be included on the cover of the replacement reprint and on the copy of this reprint at [www.legislation.qld.gov.au](http://www.legislation.qld.gov.au).

The endnotes to this reprint contain detailed information about the legislation and reprint. For example—

- The table of reprints endnote lists any previous reprints and, for this reprint, gives details of any discretionary editorial powers under the *Reprints Act 1992* used by the Office of the Queensland Parliamentary Counsel in preparing it.
- The list of legislation endnote gives historical information about the original legislation and the legislation which amended it. It also gives details of uncommenced amendments to this legislation. For information about possible amendments to the legislation by Bills introduced in Parliament, see the Queensland Legislation Current Annotations at [www.legislation.qld.gov.au/Leg\\_Info/information.htm](http://www.legislation.qld.gov.au/Leg_Info/information.htm).
- The list of annotations endnote gives historical information at section level.

All Queensland reprints are dated and authorised by the Parliamentary Counsel. The previous numbering system and distinctions between printed and electronic reprints are not continued.



## Queensland

# Adult Proof of Age Card Regulation 2010

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# Adult Proof of Age Card Regulation 2010

[as amended by all amendments that commenced on or before 1 January 2015]

## 1 Short title

This regulation may be cited as the *Adult Proof of Age Card Regulation 2010*.

## 2 Commencement

This regulation commences on 24 July 2010.

## 2A Definition

In this regulation—

*current postal address*, for a person, means a postal address—

- (a) given by the person to the department for use by the department (whether or not it was given for the purpose of this regulation); and
- (b) for which no written or oral notice from the person, requiring the department to discontinue use of the postal address, has been received by the department.

## 3 Fees

The fees payable under the Act are stated in schedule 1.

## 3A Waiving payment of particular fee for person affected by natural disaster

- (1) This section applies if—
  - (a) a person applies for a replacement adult proof of age card because the card was damaged or lost; and
  - (b) the chief executive is satisfied the card was damaged or lost because of a natural disaster.

- (2) The chief executive may waive the fee payable under section 18(3)(b)(ii) of the Act for the application.

#### **4 Adult proof of age card not received in post**

- (1) This section applies if—
- (a) the chief executive issues an adult proof of age card; and
  - (b) the holder has not, within the time stated by the chief executive when the holder's application for the card was made, received the card in the post at—
    - (i) if there is a current postal address for the holder—the postal address; or
    - (ii) otherwise—the address stated in the application.
- (2) The holder must promptly notify the chief executive that the holder has not received the adult proof of age card.
- (3) If the chief executive is satisfied that the holder has not received the adult proof of age card because it has been lost or stolen, the chief executive may issue a replacement adult proof of age card to the holder

*Note—*

See also section 19 of the Act, which requires a holder to give the chief executive notice if a card has been, or is reasonably suspected of being, lost or stolen.

#### **5 Change of name, address or postal address**

- (1) This section applies if the holder of an adult proof of age card—
- (a) changes—
    - (i) the holder's name or address; or
    - (ii) if there is a current postal address for the holder—the postal address; and
  - (b) gives the chief executive notice of the change.
- (2) If the chief executive is satisfied the information given by the holder is correct, the chief executive must—

- 
- (a) record the change in the APA register; and
  - (b) for a change of name—give the holder a replacement adult proof of age card that records the change of name.
- (3) No fee is payable for—
- (b) recording the change in the APA register; or
  - (b) a replacement adult proof of age card for a change of name.

## 6 Notifiable events under other Acts

- (1) This section applies if the holder of an adult proof of age card—
- (a) has an obligation under the Act to notify the chief executive of a notifiable event; and
  - (b) has an obligation under a prescribed smartcard Act to notify the chief executive, or the general manager under the *Maritime Safety Queensland Act 2002*, of the same notifiable event; and
  - (c) complies with the obligation under the prescribed smartcard Act.
- (2) The obligation under the Act to notify the chief executive of the notifiable event is taken to have been satisfied if any time allowed to make the notification under the Act has not expired.
- (3) In this section—
- notifiable event***, for the holder of an adult proof of age card, means any of the following—
- (a) a change of the holder's name;
  - (b) a change of the holder's address;
  - (c) if there is a current postal address for the holder—a change of the postal address.

## **7 Dealing with superseded adult proof of age card**

- (1) This section applies if—
  - (a) a person has in the person's possession a superseded adult proof of age card; and
  - (b) the chief executive gives the person a notice requiring the person to destroy the adult proof of age card in a stated way.
- (2) The person must comply with the notice.  
Maximum penalty—20 penalty units.
- (3) However, this section does not apply if the person is required to return the adult proof of age card to the chief executive under the Act.



# Schedule 1      Fees

## section 3

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1    Application for adult proof of age card (Act, s 8 or 9) . . . . .	60.10
2    Application for replacement adult proof of age card (Act, s 18) . . . . .	60.10

## Endnotes

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### 2 Key

#### Key to abbreviations in list of legislation and annotations

Key	Explanation	Key	Explanation
AIA	= Acts Interpretation Act 1954	(prev)	= previously
amd	= amended	proc	= proclamation
amdt	= amendment	prov	= provision
ch	= chapter	pt	= part
def	= definition	pubd	= published
div	= division	R[X]	= Reprint No. [X]
exp	= expires/expired	RA	= Reprints Act 1992
gaz	= gazette	reloc	= relocated
hdg	= heading	renum	= renumbered
ins	= inserted	rep	= repealed
lap	= lapsed	(retro)	= retrospectively
notfd	= notified	rv	= revised version
num	= numbered	s	= section
o in c	= order in council	sch	= schedule
om	= omitted	sdiv	= subdivision
orig	= original	SIA	= Statutory Instruments Act 1992
p	= page	SIR	= Statutory Instruments Regulation 2012
para	= paragraph	SL	= subordinate legislation
prec	= preceding	sub	= substituted
pres	= present	unnum	= unnumbered
prev	= previous		

### 3 Table of reprints

A new reprint of the legislation is prepared by the Office of the Queensland Parliamentary Counsel each time a change to the legislation takes effect.

The notes column for this reprint gives details of any discretionary editorial powers under the *Reprints Act 1992* used by the Office of the Queensland Parliamentary Counsel in preparing it. Section 5(c) and (d) of the Act are not mentioned as they contain mandatory

requirements that all amendments be included and all necessary consequential amendments be incorporated, whether of punctuation, numbering or another kind. Further details of the use of any discretionary editorial power noted in the table can be obtained by contacting the Office of the Queensland Parliamentary Counsel by telephone on 3003 9601 or email [legislation.queries@oqpc.qld.gov.au](mailto:legislation.queries@oqpc.qld.gov.au).

From 29 January 2013, all Queensland reprints are dated and authorised by the Parliamentary Counsel. The previous numbering system and distinctions between printed and electronic reprints is not continued with the relevant details for historical reprints included in this table.

Reprint No.	Amendments included	Effective	Notes
0A	none	24 July 2010	
1	2010 SL No. 189	25 July 2010	
1A	2011 SL No. 64	1 July 2011	
1B	2012 SL No. 55	1 July 2012	

Current as at	Amendments included	Notes
1 July 2013	2013 SL No. 75	
1 January 2014	2013 SL No. 281	
1 July 2014	2014 SL No. 61	RA s 44
25 July 2014	2014 SL No. 161	
1 January 2015	2014 SL No. 219	

## 4 List of legislation

### *Regulatory impact statements*

For subordinate legislation that has a regulatory impact statement, specific reference to the statement is included in this list.

### *Explanatory notes*

All subordinate legislation made on or after 1 January 2011 has an explanatory note. For subordinate legislation made before 1 January 2011 that has an explanatory note, specific reference to the note is included in this list.

### **Adult Proof of Age Card Regulation 2010 SL No. 101**

made by the Governor in Council on 27 May 2010

notfd gaz 28 May 2010 pp 290–2

ss 1–2 commenced on date of notification

remaining provisions commenced 24 July 2010 (see s 2)

exp 1 September 2020 (see SIA s 54)

Note—The expiry date may have changed since this reprint was published. See the latest reprint of the SIR for any change.

amending legislation—

### **Transport Legislation (New Queensland Driver Licensing) and Other Legislation Amendment Regulation (No. 1) 2010 SL No. 189 ss 1, 2(2), pt 2**

notfd gaz 23 July 2010 pp 1196–9

Endnotes

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ss 1–2 commenced on date of notification  
remaining provisions commenced 25 July 2010 (see s 2(2))

**Transport Legislation (Fees) Amendment Regulation (No. 1) 2011 SL No. 64 pts 1–2**  
notfd gaz 20 May 2011 pp 142–3  
ss 1–2 commenced on date of notification  
remaining provisions commenced 1 July 2011 (see s 2)

**Transport Legislation (Fees) Amendment Regulation (No. 1) 2012 SL No. 55 pts 1–2**  
notfd gaz 18 May 2012 pp 74–6  
ss 1–2 commenced on date of notification  
remaining provisions commenced 1 July 2012 (see s 2)

**Transport Legislation (Fees) Amendment Regulation (No. 1) 2013 SL No. 75 pts 1–2**  
notfd gaz 31 May 2013 pp 160–5  
ss 1–2 commenced on date of notification  
remaining provisions commenced 1 July 2013 (see s 2)

**Transport and Other Legislation Amendment Regulation (No. 3) 2013 SL No. 281 pts 1–2**  
notfd <[www.legislation.qld.gov.au](http://www.legislation.qld.gov.au)> 13 December 2013  
ss 1–2 commenced on date of notification  
remaining provisions commenced 1 January 2014 (see s 2)

**Transport Legislation (Fees) Amendment Regulation (No. 1) 2014 SL No. 61 pts 1–2**  
notfd <[www.legislation.qld.gov.au](http://www.legislation.qld.gov.au)> 16 May 2014  
ss 1–2 commenced on date of notification  
remaining provisions commenced 1 July 2014 (see s 2)

**Transport and Other Legislation Amendment Regulation (No. 2) 2014 SL No. 161 pts 1–2**  
notfd <[www.legislation.qld.gov.au](http://www.legislation.qld.gov.au)> 25 July 2014  
commenced on date of notification

**Transport Legislation and Another Regulation Amendment Regulation (No. 2) 2014 SL No. 219 ss 1, 2(2)(a), pt 2**  
notfd <[www.legislation.qld.gov.au](http://www.legislation.qld.gov.au)> 26 September 2014  
ss 1–2 commenced on date of notification  
remaining provisions commenced 1 January 2015 (see s 2(2)(a))

## 5 List of annotations

### Definition

s 2A ins 2014 SL No. 219 s 4

### Fees

s 3 amd 2014 SL No. 61 s 4

### Waiving payment of particular fee for person affected by natural disaster

s 3A ins 2013 SL No. 281 s 4

**Adult proof of age card not received in post**

**s 4** ins 2010 No. 189 s 4  
amd 2014 SL No. 161 s 3; 2014 SL No. 219 s 5

**Change of name, address or postal address**

**prov hdg** ins 2010 No. 189 s 4  
**s 5** amd 2014 SL No. 219 s 6

**Notifiable events under other Acts**

**s 6** ins 2010 No. 189 s 4  
amd 2014 SL No. 219 s 7

**Dealing with superseded adult proof of age card**

**s 7** ins 2010 No. 189 s 4

**SCHEDULE 1—FEES**

sub 2011 SL No. 64 s 4; 2012 SL No. 55 s 4; 2013 SL No. 75 s 4  
num 2014 SL No. 61 s 5(1)  
sub 2014 SL No. 61 s 5(2)

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