



Queensland

Collections (Notifications) Amendment Regulation 2019

Subordinate Legislation 2019 No. 223

made under the

Collections Act 1966

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1 Short title

This regulation may be cited as the *Collections (Notifications) Amendment Regulation 2019*.

2 Commencement

This regulation commences on 31 January 2020.

3 Regulation amended

This regulation amends the *Collections Regulation 2008*.

4 Amendment of s 3 (Definition)

(1) Section 3, heading, ‘Definition’—

omit, insert—

Definitions

(2) Section 3—

insert—

application notice see section 4A.

5 Amendment of s 4 (Application for registration)

Section 4(3) to (7)—

omit.

6 Insertion of new s 4A

After section 4—

insert—

4A Chief executive must publish application notice

The chief executive must, as soon as practicable after receiving the application, publish a notice (an *application notice*) on the department’s website stating the following—

-
- (a) that the association has made an application for registration as a charity;
 - (b) the association's name and address for service;
 - (c) the day the application notice is published;
 - (d) that a person may object to the registration by filing with the Minister an objection—
 - (i) in the approved form; and
 - (ii) within 1 month after the application notice is published;
 - (e) that a person who files an objection must—
 - (i) within 7 days after filing the objection serve a copy of the objection on the association; and
 - (ii) give the Minister evidence the copy was served.

7 Amendment of s 6 (Objections)

- (1) Section 6(1)(b)—

omit, insert—

- (b) filed with the Minister within 1 month after an application notice about the association's application for registration is published under section 4A.

- (2) Section 6(2)—

omit.

- (3) Section 6(6), '(5)'—

omit, insert—

- (4)

- (4) Section 6(3) to (7)—

renumber as section 6(2) to (6).

8 Insertion of new s 6A

After section 6—

insert—

6A Chief executive must give notice of Minister's decision about registration

- (1) The chief executive must give an association who applies for registration as a charity written notice of the Minister's decision to—
 - (a) grant the application; or
 - (b) grant the application with conditions; or
 - (c) refuse to grant the application.
- (2) The notice must—
 - (a) be given as soon as possible after the Minister makes the decision; and
 - (b) if subsection (1)(c) applies—include the Minister's reasons for the decision.

9 Replacement of s 10 (Public notice of removal from register)

Section 10—

omit, insert—

10 Chief executive must publish notice of removal from register

- (1) This section applies if the Minister decides to remove a charity from the register of charities under section 22(1) of the Act.
- (2) The chief executive must publish a notice on the department's website stating—
 - (a) the charity's name; and
 - (b) that the charity has been removed from the register of charities and the day it was removed.

10 Insertion of new pt 11, div 1, hdg

Before section 44—

*insert—***Division 1 Transitional provision for
SL No. 287 of 2008****11 Insertion of new pt 11, div 2**

Part 11—

*insert—***Division 2 Transitional provision for
Collections (Notifications)
Amendment Regulation
2019****45 Particular applications for registration made
before the commencement**

- (1) This section applies if, before the commencement—
 - (a) an application for registration as a charity was made; and
 - (b) notice of the application was given under former section 4(3); and
 - (c) the chief executive had not given the applicant a written notice under former section 4(7).
- (2) Former part 2, division 1 continues to apply in relation to the application as if the *Collections (Notifications) Amendment Regulation 2019* had not commenced.
- (3) In this section—
former, in relation to a provision of this

[s 11]

regulation, means the provision as in force from time to time before the commencement.

ENDNOTES

- 1 Made by the Governor in Council on 14 November 2019.
- 2 Notified on the Queensland legislation website on 15 November 2019.
- 3 The administering agency is the Department of Justice and Attorney-General.

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