

Queensland



MAJOR SPORTS FACILITIES BILL 2001

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2001

A BILL

FOR

**An Act to provide for the management, operation, use and promotion
of facilities in Queensland for staging national or international
sports, recreational or entertainment events, and for other
purposes**

The Parliament of Queensland enacts—	1
PART 1—PRELIMINARY	2
1 Short title	3
This Act may be cited as the <i>Major Sports Facilities Act 2001</i> .	4
2 Commencement	5
(1) Subject to subsections (2) and (3), this Act commences on a day to be fixed by proclamation.	6 7
(2) Part 5 and part 6, division 1, commence on assent.	8
(3) Part 6, division 3, commences on the expiry of part 5.	9
3 Definitions	10
The dictionary in the schedule defines particular words used in this Act.	11
PART 2—MAJOR SPORTS FACILITIES	12
4 Declaration of major sports facilities	13
(1) A regulation may declare a facility that has the capacity to stage national or international sports, recreational or entertainment events to be a major sports facility.	14 15 16
(2) On the making of the declaration, property in the facility vests in the Authority.	17 18
(3) However, the declaration—	19
(a) may be made only with the agreement of the person who is the owner of the facility; and	20 21

(b)	does not affect any interest that another person had in the facility immediately before its making.	1 2
 PART 3—MAJOR SPORTS FACILITIES AUTHORITY		 3
 <i>Division 1—Establishment, functions and powers of Authority</i>		 4
5	Establishment of authority	5
	The Major Sports Facilities Authority is established.	6
6	Legal status of Authority	7
(1)	The Authority—	8
(a)	is a body corporate; and	9
(b)	has a seal; and	10
(c)	may sue and be sued in its corporate name.	11
(2)	The Authority does not represent the State.	12
7	Authority’s functions	13
(1)	The Authority’s functions are to manage, operate, use and promote major sports facilities.	14 15
(2)	The Authority must perform its functions in a way that—	16
(a)	is consistent with sound commercial principles; and	17
(b)	has regard to the requirements of tenants of the facilities.	18
8	Authority’s powers	19
(1)	The Authority has all the powers of an individual, and may, for example—	20 21
(a)	enter into contracts; and	22
(b)	acquire, hold, dispose of, and deal with property; and	23

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(c) appoint agents and attorneys; and	1
(d) engage consultants; and	2
(e) charge, and fix terms for goods, services and information supplied by it; and	3 4
(f) do anything else necessary or convenient to be done for, or in connection with, its functions.	5 6
(2) Without limiting subsection (1), the Authority has the powers given to it under this or another Act.	7 8
(3) However, the power under subsection (1)(b) to acquire a sports, recreational or entertainment facility for its declaration as a major sports facility may be exercised only with the prior approval of the Governor in Council.	9 10 11 12
(4) The Authority may exercise its powers inside or outside Queensland.	13
(5) Without limiting subsection (4), the Authority may exercise its powers outside Australia.	14 15
9 Restriction on Authority's power to deal with property	16
(1) Despite section 8, the Authority must not sell an estate in fee simple in facility land, without the Governor in Council's prior approval.	17 18
(2) The Governor in Council may impose conditions on a sale approved under subsection (1).	19 20
(3) The Authority may use its property other than for performing its functions only with the Minister's prior written approval.	21 22
(4) The Authority's property is not distributable, whether by way of division of profits or by way of distribution of assets, among tenants of a major sports facility.	23 24 25
<i>Division 2—The board of directors</i>	26
10 The board	27
There is a board of directors of the Authority.	28

11	Role of board	1
	(1) The board is responsible for the way in which the Authority performs its functions and exercises its powers.	2 3
	(2) Without limiting subsection (1), it is the board's role—	4
	(a) to decide the objectives, strategies and policies to be followed by the Authority; and	5 6
	(b) to ensure that the Authority performs its functions in a proper, effective and efficient way.	7 8
12	Composition of board	9
	The board consists of not more than 7 directors.	10
	<i>Division 3—Provisions relating to directors</i>	11
13	Appointment	12
	(1) The Governor in Council appoints the directors.	13
	(2) The Governor in Council must appoint 1 of the directors as the chairperson.	14 15
14	Qualifications for appointment	16
	(1) A person is not qualified to be, or to continue as, a director if the person—	17 18
	(a) is affected by bankruptcy action; or	19
	(b) is, or has been, convicted of an indictable offence.	20
	(2) For subsection (1)(a), a person is affected by bankruptcy action if the person—	21 22
	(a) is bankrupt; or	23
	(b) has compounded with creditors; or	24
	(c) as a debtor, has otherwise taken, or applied to take, advantage of any law about bankruptcy.	25 26

15 Duration of appointment	1
The appointment of a director is for the term, not longer than 3 years, stated in the director's instrument of appointment.	2 3
16 Terms of appointment	4
(1) A director is appointed on a part-time basis.	5
(2) Directors are entitled to be paid the remuneration and allowances decided by the Governor in Council.	6 7
(3) A director holds office on the terms not provided in this Act that are decided by the Governor in Council.	8 9
17 Termination of appointment	10
The Governor in Council may, at any time, terminate the appointment of all directors, or any director, for any reason or none.	11 12
<i>Division 4—Business and meetings of the board</i>	13
18 Conduct of business	14
Subject to this division, the board may conduct its business, including its meetings, in the way it considers appropriate.	15 16
19 Times and places of meetings	17
(1) Board meetings are to be held at least once a month at the times and places the chairperson decides.	18 19
(2) However, the chairperson must call a meeting if asked, in writing, to do so by at least the number of directors forming a quorum for the board.	20 21
20 Quorum	22
A quorum for the board is the number equal to one-half of the number of directors or, if one-half is not a whole number, the next highest whole number.	23 24 25

21 Presiding at meetings	1
(1) The chairperson must preside at all meetings of the board at which the chairperson is present.	2 3
(2) If the chairperson is absent from a board meeting the director chosen by the members present must preside.	4 5
22 Departmental officer may attend board meetings	6
(1) The Minister may nominate an officer of the department to attend board meetings.	7 8
(2) The board must give the officer notice of each board meeting—	9
(a) for an ordinary meeting—5 business days before the meeting; or	10
(b) for another meeting—a reasonable time before the meeting.	11
(3) The officer may take part in board meetings but must not take part in a decision of the board.	12 13
23 Conduct of meetings	14
(1) A question at a board meeting is decided by a majority of the votes of the directors present.	15 16
(2) Each director present at the meeting has a vote on each question to be decided and, if the votes are equal, the director presiding also has a casting vote.	17 18 19
(3) A director present at the meeting who abstains from voting is taken to have voted for the negative.	20 21
(4) The board may hold meetings, or allow directors to take part in its meetings, by using any technology allowing reasonably contemporaneous and continuous communication between directors taking part in the meeting.	22 23 24 25
<i>Example of ‘technology allowing reasonably contemporaneous and continuous communication’—</i>	26 27
Teleconferencing.	28
(5) A director who takes part in a board meeting under subsection (4) is taken to be present at the meeting.	29 30
(6) A resolution is validly made by the board, even if it is not passed at a board meeting, if—	31 32

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(a)	a majority of the board directors gives written agreement to the resolution; and	1 2
(b)	notice of the resolution is given under procedures approved by the board.	3 4
24	Minutes	5
	The board must keep—	6
(a)	minutes of its meetings; and	7
(b)	a record of any resolutions made under section 23(6).	8
25	Disclosure of interests by directors	9
(1)	This section applies to a director if—	10
(a)	the director has a direct or indirect interest in an issue being considered, or about to be considered, by the board; and	11 12
(b)	the interest could conflict with the proper performance of the director's duties about the consideration of the issue.	13 14
(2)	As soon as practicable after the relevant facts come to the director's knowledge, the director must disclose the nature of the interest to a board meeting.	15 16 17
(3)	Unless the board otherwise directs, the director must not—	18
(a)	be present when the board considers the issue; or	19
(b)	take part in a decision of the board about the issue.	20
(4)	The director must not be present when the board is considering whether to give a direction under subsection (3).	21 22
(5)	If there is another director who must, under subsection (2), also disclose an interest in the issue, the other director must not—	23 24
(a)	be present when the board is considering whether to give a direction under subsection (3) about the director; or	25 26
(b)	take part in making the decision about giving the direction.	27
(6)	If—	28
(a)	because of this section, a director is not present at a board meeting for considering or deciding an issue, or for considering or deciding whether to give a direction under subsection (3); and	29 30 31

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- (b) there would be a quorum if the director were present; 1
the remaining directors present are a quorum of the board for considering 2
or deciding the issue, or for considering or deciding whether to give the 3
direction, at the meeting. 4
- (7) A disclosure under subsection (2) must be recorded in the board's 5
minutes. 6

Division 5—Other provisions about Authority 7

26 Application of other Acts 8

- (1) The Authority is a statutory body within the meaning of the— 9
- (a) *Financial Administration and Audit Act 1977*; and 10
- (b) *Statutory Bodies Financial Arrangements Act 1982*. 11
- (2) The *Statutory Bodies Financial Arrangements Act 1982*, part 2B, sets 12
out the way in which the Authority's powers under this Act are affected by 13
the *Statutory Bodies Financial Arrangements Act 1982*. 14

27 The Authority's seal 15

- (1) The Authority's seal must be kept in the custody directed by the 16
board and may be used only as authorised by the board. 17
- (2) Judicial notice must be taken of the imprint of the Authority's seal 18
appearing on a document and the document must be presumed to have been 19
properly sealed until the contrary is proved. 20

28 Judicial notice of certain signatures 21

- Judicial notice must be taken of— 22
- (a) the official signature of a person who is or has been the 23
chairperson; and 24
- (b) the fact that the person holds or has held the office concerned. 25

29 Authentication of documents	1
(1) A document made by the Authority, other than a document that is required to be sealed, is sufficiently made if it is signed by the chairperson or a person authorised by the Authority.	2 3 4
(2) A document made by the Authority under seal is sufficiently made under seal if it is sealed in the way authorised under section 27(1) and signed by the chairperson or a person authorised by the Authority.	5 6 7
30 Delegations	8
(1) The Authority may delegate its powers under this Act to—	9
(a) a director; or	10
(b) an appropriately qualified employee of the Authority.	11
(2) In this section—	12
“ appropriately qualified ” includes having the qualifications, experience or standing appropriate to exercise the power.	13 14
<i>Example of ‘standing’—</i>	15
An employee’s seniority level within the staff of the Authority.	16

PART 4—MISCELLANEOUS PROVISIONS

31 Park land	18
The Brisbane City Council must continue to hold the land described as Lot 2 on Registered Plan B31553, County of Stanley, Parish of South Brisbane, for public park and road purposes and for no other purpose.	19 20 21

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32 Offences	1
A person must not—	2
(a) be disorderly or create a disturbance on facility land; or	3
(b) without the Authority’s approval, enter on the part of facility land usually used by persons engaged in sport or entertainment; or	4 5
(c) interfere with a person engaged in sport or entertainment on facility land.	6 7
Maximum penalty—20 penalty units.	8
33 Regulation-making power	9
(1) The Governor in Council may make regulations under this Act.	10
(2) A regulation may provide for all matters necessary for the implementation of a declaration, or the revocation of a declaration, of a major sports facility.	11 12 13
PART 5—STADIUM REDEVELOPMENT AUTHORITY	14
<i>Division 1—Establishment, functions and powers of Redevelopment Authority</i>	15 16
34 Establishment of Redevelopment Authority	17
The Stadium Redevelopment Authority (the “ Redevelopment Authority ”) is established.	18 19
35 Legal status of Redevelopment Authority	20
The Redevelopment Authority—	21
(a) is a body corporate; and	22
(b) has a seal; and	23
(c) may sue and be sued in its corporate name.	24

36 Redevelopment Authority represents State	1
(1) The Redevelopment Authority represents the State.	2
(2) Without limiting subsection (1), the Redevelopment Authority has all the privileges and immunities of the State.	3 4
37 Redevelopment Authority's function	5
The Redevelopment Authority's function is to oversee the redevelopment of Suncorp Metway Stadium.	6 7
38 Redevelopment Authority's powers	8
(1) The Redevelopment Authority has all the powers of an individual, and may, for example—	9 10
(a) enter into contracts; and	11
(b) acquire, hold, dispose of, and deal with property; and	12
(c) appoint agents and attorneys; and	13
(d) engage consultants; and	14
(e) charge, and fix terms for goods, services and information supplied by it; and	15 16
(f) do anything else necessary or convenient to be done for, or in connection with, its function.	17 18
(2) Without limiting subsection (1), the Redevelopment Authority has the powers given to it under this or another Act.	19 20
(3) The Redevelopment Authority may exercise its powers inside or outside Queensland.	21 22
(4) Without limiting subsection (3), the Redevelopment Authority may exercise its powers outside Australia.	23 24
39 Restriction on Redevelopment Authority's power to deal with property	25 26
(1) Despite section 38, the Redevelopment Authority must not sell an estate in fee simple in land owned by it, without the Governor in Council's prior approval.	27 28 29

(2) The Governor in Council may impose conditions on a sale approved under subsection (1).	1 2
(3) The Redevelopment Authority may use its property other than for performing its function only with the Minister's prior written approval.	3 4
(4) The Redevelopment Authority's property is not distributable, whether by way of division of profits or by way of distribution of assets, among its tenants.	5 6 7
40 Minister may give directions to Redevelopment Authority	8
(1) The Minister may give the Redevelopment Authority a direction relating to the carrying out of its function.	9 10
(2) The Redevelopment Authority must ensure the direction is complied with.	11 12
<i>Division 2—Control of Redevelopment Authority</i>	13
41 Chief executive officer of Redevelopment Authority	14
(1) The Redevelopment Authority must have a chief executive officer.	15
(2) The chief executive officer is responsible for the way the Redevelopment Authority performs its functions and exercises its powers.	16 17
(3) Without limiting subsection (2), it is the chief executive officer's role—	18 19
(a) to decide the objectives, strategies and policies to be followed by the Redevelopment Authority; and	20 21
(b) to ensure the Redevelopment Authority performs its functions in an appropriate, effective and efficient way.	22 23
(4) The chief executive officer has the power necessary to carry out the chief executive officer's responsibilities and role.	24 25
(5) Anything done in the name of, or on behalf of, the Redevelopment Authority by the chief executive officer is taken to have been done by the Redevelopment Authority.	26 27 28

<i>Division 3—Provisions about chief executive officer</i>	1
<i>Subdivision 1—Appointment of chief executive officer</i>	2
42 How appointed	3
The chief executive officer is appointed under this Act or the <i>Public Service Act 1996</i> as decided by the Governor in Council.	4 5
<i>Subdivision 2—Appointment under this Act</i>	6
43 Application of sdiv 2	7
This subdivision applies if the Governor in Council decides the chief executive officer is appointed under this Act.	8 9
44 Qualifications for appointment	10
(1) The Governor in Council may appoint a person as the chief executive officer only if satisfied the person has the necessary experience or expertise to be the chief executive officer.	11 12 13
(2) A person is not qualified to be or to continue as the chief executive officer if the person—	14 15
(a) is affected by bankruptcy action; or	16
(b) is, or has been, convicted of an indictable offence; or	17
(c) becomes incapable of performing the duties of the chief executive officer because of physical or mental incapacity; or	18 19
(d) is not able to manage a corporation because of the Corporations Act, part 2D.6; or	20 21
(e) is named in the register held by the Australian Securities and Investments Commission under the Corporations Act, section 1274AA. ¹	22 23 24

1 Corporations Act, part 2D.6 (Disqualification from managing corporations) and section 1274AA (Register of disqualified company directors and other officers)

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(3) For subsection (2)(a), a person is affected by bankruptcy action if the person—	1 2
(a) is bankrupt; or	3
(b) has compounded with creditors; or	4
(c) as a debtor, has otherwise taken, or applied to take, advantage of any law about bankruptcy.	5 6
45 Duration of appointment	7
(1) The appointment of the chief executive officer is for the term stated in the chief executive officer's instrument of appointment.	8 9
(2) However, the stated term must not end after 30 September 2003.	10
46 Conditions of appointment	11
The chief executive officer holds office on the conditions not provided for by this Act that are decided by the Minister.	12 13
<i>Subdivision 3—Miscellaneous provisions</i>	14
47 Vacation of office	15
(1) The office of the chief executive officer becomes vacant if the chief executive officer—	16 17
(a) dies; or	18
(b) resigns office; or	19
(c) ceases to be qualified to be the chief executive officer.	20
(2) For subsection (1)(b), if the chief executive officer is appointed under this Act, signed notice of resignation must be given to the Minister.	21 22

<i>Division 4—Other provisions about Redevelopment Authority</i>	1
48 Application of other Acts	2
(1) The Redevelopment Authority is a statutory body within the meaning of the—	3 4
(a) <i>Financial Administration and Audit Act 1977</i> ; and	5
(b) <i>Statutory Bodies Financial Arrangements Act 1982</i> .	6
(2) The <i>Statutory Bodies Financial Arrangements Act 1982</i> , part 2B, sets out the way in which the Redevelopment Authority's powers under this Act are affected by the <i>Statutory Bodies Financial Arrangements Act 1982</i> .	7 8 9
49 The Redevelopment Authority's seal	10
(1) The Redevelopment Authority's seal must be kept by the chief executive officer and may be used only as authorised by the Redevelopment Authority.	11 12 13
(2) Judicial notice must be taken of the imprint of the Redevelopment Authority's seal appearing on a document and the document must be presumed to have been properly sealed until the contrary is proved.	14 15 16
50 Judicial notice of certain signatures	17
Judicial notice must be taken of—	18
(a) the official signature of a person who is or has been the chief executive officer; and	19 20
(b) the fact that the person holds or has held the office concerned.	21
51 Authentication of documents	22
(1) A document made by the Redevelopment Authority, other than a document that is required to be sealed, is sufficiently made if it is signed by the chief executive officer or a person authorised by the Redevelopment Authority.	23 24 25 26
(2) A document made by the Redevelopment Authority under seal is sufficiently made under seal if it is sealed in the way authorised under section 49(1) and signed by the chief executive officer or a person authorised by the Redevelopment Authority.	27 28 29 30

52	Delegations	1
	(1) The Redevelopment Authority may delegate its powers under this Act to an appropriately qualified employee of the department or employee of Redevelopment Authority.	2 3 4
	(2) In this section—	5
	“ appropriately qualified ” includes having the qualifications, experience or standing appropriate to exercise the power.	6 7
	<i>Example of ‘standing’—</i>	8
	An employee’s seniority level within the department or staff of the Redevelopment Authority.	9 10
	 <i>Division 5—Expiry of part 5</i>	 11
53	Expiry of pt 5	12
	This part expires on the earlier of the following—	13
	(a) 30 September 2003;	14
	(b) a day prescribed under a regulation.	15
	 PART 6—REPEALS AND TRANSITIONAL PROVISIONS	 16
	 <i>Division 1—Repeal, and transitional provisions for repeal, of Lang Park Trust Act 1994</i>	 17 18
	 <i>Subdivision 1—Repeal</i>	 19
54	Act repealed	20
	The <i>Lang Park Trust Act 1994</i> is repealed.	21

<i>Subdivision 2—Transitional provisions for repeal of Lang Park Trust Act 1994</i>	1 2
55 Definitions for sdiv 2	3
In this subdivision—	4
“ former authority ” means the former Lang Park Trust.	5
“ Redevelopment Authority ” means the Stadium Redevelopment Authority established under section 34.	6 7
“ repeal ” means the repeal of the <i>Lang Park Trust Act 1994</i> .	8
“ repealed Act ” means the repealed <i>Lang Park Trust Act 1994</i> .	9
56 References to repealed Act and former authority	10
(1) In an Act or document, a reference to the repealed Act may, if the context permits, be taken as a reference to this Act.	11 12
(2) A reference in an Act or document to the former authority may, if the context permits, be taken as a reference to the Redevelopment Authority.	13 14
57 Redevelopment Authority is legal successor	15
(1) The Redevelopment Authority is the successor in law of the former authority that ceased to exist on the repeal.	16 17
(2) Sections 58 to 61 do not limit subsection (1).	18
58 Assets and liabilities etc.	19
(1) On the repeal—	20
(a) assets and liabilities of the former authority immediately before the repeal vest in the Redevelopment Authority; and	21 22
(b) any contracts entered into by or on behalf of the former authority and all guarantees, undertakings and securities given by or on behalf of the former authority, in force immediately before the repeal, are taken to have been entered into or given by or to the Redevelopment Authority and may be enforced against or by the Redevelopment Authority.	23 24 25 26 27 28

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<p>(2) On and from the repeal, property that immediately before the repeal was held on trust by the former authority is vested in the Redevelopment Authority free from the trust.</p>	<p>1 2 3</p>
<p>(3) The registrar of titles or other person responsible for keeping a register for dealings in property must, if asked by the Redevelopment Authority, record the vesting of the property under this section in the Redevelopment Authority.</p>	<p>4 5 6 7</p>
<p>59 Employee’s rights and entitlements</p>	<p>8</p>
<p>(1) This section applies to a person who immediately before the repeal was an employee of the former authority.</p>	<p>9 10</p>
<p>(2) On the repeal, the person is taken to be employed by the Redevelopment Authority on the same conditions on which the person was employed by the former authority.</p>	<p>11 12 13</p>
<p>(3) Also, the person—</p>	<p>14</p>
<p style="padding-left: 2em;">(a) keeps all rights accrued or accruing to the person as an employee of the former authority; and</p>	<p>15 16</p>
<p style="padding-left: 2em;">(b) is entitled to receive long service, recreation and sick leave and any similar entitlements accrued or accruing to the person as an employee of the former authority; and</p>	<p>17 18 19</p>
<p style="padding-left: 2em;">(c) if the person is a member of a superannuation scheme—</p>	<p>20</p>
<p style="padding-left: 4em;">(i) the person keeps all entitlements accrued or accruing to the person as a member of the scheme; and</p>	<p>21 22</p>
<p style="padding-left: 4em;">(ii) the person’s membership of the scheme is not affected.</p>	<p>23</p>
<p>(4) Without limiting subsection (2), if an industrial instrument under the <i>Industrial Relations Act 1999</i> applies to the person immediately before the repeal, the instrument continues to apply to the person.</p>	<p>24 25 26</p>
<p>(5) Subsection (4) has effect subject to the <i>Industrial Relations Act 1999</i>.</p>	<p>27</p>
<p>60 Proceedings</p>	<p>28</p>
<p>A proceeding that could have been started or continued by or against the former authority before the repeal may be started or continued by or against the Redevelopment Authority.</p>	<p>29 30 31</p>

61 Particular interests continue	1
Subject to section 58(2), this Act does not affect any interest that a person had in the property of the former authority immediately before the repeal.	2 3 4
<i>Division 2—Repeal, and transitional provisions for repeal of Brisbane Cricket Ground Act 1993</i>	5 6
<i>Subdivision 1—Repeal</i>	7
62 Act repealed	8
The <i>Brisbane Cricket Ground Act 1993</i> is repealed.	9
<i>Subdivision 2—Transitional provisions for repeal of Brisbane Cricket Ground Act 1993</i>	10 11
63 Definitions for sdiv 2	12
In this subdivision—	13
“ former authority ” means the former Brisbane Cricket Ground Trust.	14
“ repeal ” means the repeal of the <i>Brisbane Cricket Ground Act 1993</i> .	15
“ repealed Act ” means the repealed <i>Brisbane Cricket Ground Act 1993</i> .	16
64 References to repealed Act and former authority	17
(1) In an Act or document, a reference to the repealed Act may, if the context permits, be taken as a reference to this Act.	18 19
(2) A reference in an Act or document to the former authority may, if the context permits, be taken as a reference to the Authority.	20 21
65 Authority is legal successor	22
(1) The Authority is the successor in law of the former authority that ceased to exist on the repeal.	23 24
(2) Sections 66 to 69 do not limit subsection (1).	25

66 Assets and liabilities etc.	1
(1) On the repeal—	2
(a) assets and liabilities of the former authority immediately before the repeal vest in the Authority; and	3 4
(b) any contracts entered into by or on behalf of the former authority and all guarantees, undertakings and securities given by or on behalf of the former authority, in force immediately before the repeal, are taken to have been entered into or given by or to the Authority and may be enforced against or by the Authority.	5 6 7 8 9
(2) On and from the repeal, property that immediately before the repeal was held on trust by the former authority is vested in the Authority free from the trust.	10 11 12
(3) The registrar of titles or other person responsible for keeping a register for dealings in property must, if asked by the Authority, record the vesting of the property under this section in the Authority.	13 14 15
67 Employee's rights and entitlements	16
(1) This section applies to a person who immediately before the repeal was an employee of the former authority.	17 18
(2) On the repeal, the person is taken to be employed by the Authority on the same conditions on which the person was employed by the former authority.	19 20 21
(3) Also, the person—	22
(a) keeps all rights accrued or accruing to the person as an employee of the former authority; and	23 24
(b) is entitled to receive long service, recreation and sick leave and any similar entitlements accrued or accruing to the person as an employee of the former authority; and	25 26 27
(c) if the person is a member of a superannuation scheme—	28
(i) the person keeps all entitlements accrued or accruing to the person as a member of the scheme; and	29 30
(ii) the person's membership of the scheme is not affected.	31

(4) Without limiting subsection (2), if an industrial instrument under the <i>Industrial Relations Act 1999</i> applies to the person immediately before the repeal, the instrument continues to apply to the person.	1 2 3
(5) Subsection (4) has effect subject to the <i>Industrial Relations Act 1999</i> .	4
68 Proceedings	5
A proceeding that could have been started or continued by or against the former authority before the repeal may be started or continued by or against the Authority.	6 7 8
69 Particular rights and interests continue	9
This Act does not affect—	10
(a) any membership rights that a person had to the Brisbane Cricket Ground immediately before the repeal; and	11 12
(b) subject to section 66(2), any interest that a person had in the property of the former authority immediately before the repeal.	13 14
70 Declaration of Brisbane Cricket Ground as major sports facility	15
Section 4(3) does not apply to the declaration of the Brisbane Cricket Ground as a major sports facility.	16 17
<i>Division 3—Transitional provisions for expiry of part 5</i>	18
71 Definition for div 3	19
In this division—	20
“former authority” means the former Stadium Redevelopment Authority.	21
72 References to former authority	22
A reference in an Act or document to the former authority may, if the context permits, be taken as a reference to the Authority.	23 24

73 Authority is legal successor	1
(1) The Authority is the successor in law of the former authority that ceased to exist on the expiry of part 5.	2 3
(2) Sections 74 to 76 do not limit subsection (1).	4
74 Assets and liabilities etc.	5
(1) On the expiry of part 5—	6
(a) assets and liabilities of the former authority immediately before the expiry vest in the Authority; and	7 8
(b) any contracts entered into by or on behalf of the former authority and all guarantees, undertakings and securities given by or on behalf of the former authority, in force immediately before the expiry, are taken to have been entered into or given by or to the Authority and may be enforced against or by the Authority.	9 10 11 12 13
(2) The registrar of titles or other person responsible for keeping a register for dealings in property must, if asked by the Authority, record the vesting of the property under this section in the Authority.	14 15 16
75 Employee's rights and entitlements	17
(1) This section applies to a person who immediately before the expiry of part 5 was an employee of the former authority.	18 19
(2) On the expiry, the person is taken to be employed by the Authority on the same conditions on which the person was employed by the former authority.	20 21 22
(3) Also, the person—	23
(a) keeps all rights accrued or accruing to the person as an employee of the former authority; and	24 25
(b) is entitled to receive long service, recreation and sick leave and any similar entitlements accrued or accruing to the person as an employee of the former authority; and	26 27 28
(c) if the person is a member of a superannuation scheme—	29
(i) the person keeps all entitlements accrued or accruing to the person as a member of the scheme; and	30 31
(ii) the person's membership of the scheme is not affected.	32

76 Proceedings

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A proceeding that could have been started or continued by or against the former authority before the expiry of part 5 may be started or continued by or against the Authority.

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77 Declaration of Suncorp Metway Stadium as major sports facility

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Section 4(3)(a) does not apply to the declaration of the Suncorp Metway Stadium as a major sports facility.

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SCHEDULE	1
DICTIONARY	2
section 3	3
“Authority” means the Major Sports Facilities Authority established under section 5.	4 5
“board” means the board of directors of the Authority.	6
“director” means a director of the Authority.	7
“facility land” means land on which there is a major sports facility.	8
“major sports facility” means a facility declared under section 4 to be a major sports facility.	9 10