



Queensland

# **Electrical Safety and Other Legislation Amendment Bill 2009**





Queensland

# Electrical Safety and Other Legislation Amendment Bill 2009

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# 2009

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## A Bill

for

***An Act to amend the *Electrical Safety Act 2002*, the *Electrical Safety Regulation 2002*, the *Acts Interpretation Act 1954*, the *Building and Construction Industry (Portable Long Service Leave) Act 1991*, the *Contract Cleaning Industry (Portable Long Service Leave) Act 2005*, the *Evidence Act 1977*, the *Holidays Act 1983*, the *Industrial Relations Act 1999*, the *Industrial Relations Regulation 2000*, the *Industrial Relations (Tribunals) Rules 2000*, the *Parliamentary Service Act 1988*, the *Parliamentary Service Rule 2000*, the *Trading (Allowable Hours) Act 1990*, the *Workers' Compensation and Rehabilitation Act 2003*, the *Workers' Compensation and Rehabilitation Regulation 2003*, the *Workplace Health and Safety Act 1995* and the *Workplace Health and Safety Regulation 2008* for particular purposes***

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[s 1]

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**The Parliament of Queensland enacts—** 1

**Part 1 Preliminary** 2

**Clause 1 Short title** 3

This Act may be cited as the *Electrical Safety and Other  
Legislation Amendment Act 2009*. 4  
5

**Clause 2 Commencement** 6

(1) Part 6 commences on 1 January 2010. 7

(2) The remaining provisions of this Act, other than parts 2 and 3,  
commence on a day to be fixed by proclamation. 8  
9

**Part 2 Amendment of Electrical Safety  
Act 2002** 10  
11

**Clause 3 Act amended** 12

This part amends the *Electrical Safety Act 2002*. 13

**Clause 4 Amendment of s 35 (Additional obligation of designer,  
manufacturer, importer or supplier of electrical  
equipment)** 14  
15  
16

(1) Section 35, heading, ‘obligation’— 17

*omit, insert—* 18

‘obligations’. 19

(2) Section 35— 20

*insert—* 21

- 
- ‘(2) A designer, manufacturer or importer of electrical equipment has an obligation to comply with the requirements of a recall order that applies to the designer, manufacturer or importer. 1  
2  
3

*Note—* 4

See division 2A which provides for the making of recall orders.’. 5

**Clause 5 Insertion of new pt 2, div 2A** 6

After section 40— 7

*insert—* 8

**‘Division 2A Ministerial recall orders** 9

**‘40A Minister may make recall order** 10

- ‘(1) This section applies if the Minister considers that electrical equipment is placing, or will place, persons or property in electrical risk. 11  
12  
13

- ‘(2) The Minister may make an order (a *recall order*) that— 14

(a) is directed to a stated designer, manufacturer or importer (the *responsible person*); and 15  
16

(b) requires stated electrical equipment, or a stated type of electrical equipment, be recalled from use. 17  
18

- ‘(3) The Minister may make a recall order for electrical equipment whether or not— 19  
20

(a) the responsible person has already undertaken a recall of the electrical equipment; or 21  
22

(b) the electrical equipment has been installed at a place. 23

*Note—* 24

Section 35(2) expressly provides for an obligation to comply with the recall order. 25  
26

**‘40B Notice required before making recall order** 27

- ‘(1) Before making the recall order, the Minister must— 28

[s 5]

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- (a) advise the responsible person by written notice that the Minister intends to make the order and the reasons for making the order; and 1  
2  
3
  - (b) give the responsible person a copy of the proposed order; and 4  
5
  - (c) call on the responsible person to show cause why the Minister should not make the proposed order. 6  
7
- ‘(2) If the responsible person wishes to show cause why the recall order should not be made, the responsible person must make written submissions to the Minister within 7 days after receiving the notice and copy of the proposed order from the Minister. 8  
9  
10  
11  
12
- ‘(3) The Minister must consider any written submissions made by the responsible person before making the recall order. 13  
14
- ‘40C Service of recall order 15**
- ‘(1) This section applies if, after considering any written submissions made by the responsible person under section 40B(2), the Minister still decides to make the recall order. 16  
17  
18
- ‘(2) The recall order must be in writing and be given to the responsible person. 19  
20
- ‘(3) Information that is sufficient to alert the public about the electrical risk identified in the recall order must be published in— 21  
22  
23
- (a) the gazette; and 24
  - (b) a newspaper circulating generally in the State. 25
- ‘40D Nature of recall order 26**
- ‘(1) The recall order must state— 27
- (a) the reasons for the recall of the electrical equipment from use; and 28  
29

- 
- (b) what the responsible person must do to recall the electrical equipment from use including, but not limited to, the following—
- (i) the way in which, and the period for which, the responsible person must inform other persons about the electrical risk;
  - (ii) the information the responsible person must give other persons about the electrical risk, including the action the other persons should take to mitigate the electrical risk;
  - (iii) the action the responsible person must take to eliminate the electrical risk, for example, by repair, replacement or otherwise making the equipment electrically safe;
  - (iv) the information the responsible person must give to the chief executive about the progress of the recall.
- ‘(2) The responsible person is liable for any cost incurred in relation to complying with the recall order, including costs incurred by a supplier giving reasonable help in relation to the recall order under section 40E.
- ‘(3) The recall order remains in force until the end of 2 years after the order is made unless sooner revoked by the Minister.
- ‘(4) Subsection (3) does not prevent a further recall order being made for the same electrical equipment to which the recall order applied while it was in force.
- ‘40E Supplier must help responsible person**
- ‘(1) This section applies if the responsible person—
    - (a) produces a copy of the recall order to a supplier of electrical equipment that is the subject of the order; and
    - (b) asks the supplier for help in relation to the recall order.
  - ‘(2) The supplier must give the responsible person reasonable help in relation to the recall order.

[s 6]

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<i>Examples of reasonable help—</i>	1
• ceasing the supply of the recalled electrical equipment	2
• putting up a sign about the recall at the supplier’s place of business	3
• providing a collection point for recalled electrical equipment	4
• identifying or contacting persons supplied with the recalled electrical equipment	5 6
• giving the responsible person information about the number of items of recalled electrical equipment sold, in stock or returned by customers	7 8 9
Maximum penalty—50 penalty units.’.	10

<b>Clause 6</b>	<b>Amendment of s 121 (Decision about taking disciplinary action)</b>	11 12
	Section 121(5), ‘industrial gazette’—	13
	<i>omit, insert—</i>	14
	‘gazette’.	15

<b>Clause 7</b>	<b>Insertion of new pt 18</b>	16
	After section 243—	17
	<i>insert—</i>	18

<b>‘Part 18</b>	<b>Transitional provisions for Electrical Safety and Other Legislation Amendment Act 2009</b>	19 20 21 22
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<b>‘244</b>	<b>Definition for pt 18</b>	23
	‘In this part—	24
	<i>amending Act</i> means the <i>Electrical Safety and Other Legislation Amendment Act 2009</i> .	25 26

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<b>‘245</b>	<b>Notices published in industrial gazette</b>	1
‘(1)	This section applies if, before the commencement, a notice was published in the industrial gazette as required by section 121(5) as in force before the commencement.	2 3 4
‘(2)	The notice continues to have been published for section 121 after the commencement despite the amendment of that section by the amending Act.	5 6 7
‘(3)	In this section—	8
	<i>commencement</i> means the commencement of this section.	9
	<i>industrial gazette</i> means the Queensland Government Industrial Gazette.	10 11
<b>‘246</b>	<b>Effect of regulation amendment</b>	12
	‘The amendment of the <i>Electrical Safety Regulation 2002</i> by the amending Act does not affect the power of the Governor in Council to further amend the regulation or to repeal it.’.	13 14 15
<b>Clause 8</b>	<b>Amendment of sch 2 (Dictionary)</b>	16
(1)	Schedule 2—	17
	<i>insert</i> —	18
	‘ <i>recall order</i> see section 40A(2).	19
	<i>responsible person</i> , in relation to a recall order, see section 40A(2)(a).’.	20 21
(2)	Schedule 2, definition <i>electricity entity</i> —	22
	<i>insert</i> —	23
	‘(d) Airtrain Citylink Limited ACN 066 543 315.’.	24

[s 9]

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<b>Part 3</b>	<b>Amendment of Electrical Safety Regulation 2002</b>	1 2
<b>Clause 9</b>	<b>Regulation amended</b>	3
	This part amends the <i>Electrical Safety Regulation 2002</i> .	4
<b>Clause 10</b>	<b>Amendment of s 211AA (Provision of information by Residential Tenancies Authority)</b>	5 6
	Section 211AA(2), definition <i>Residential Tenancy Authority</i> —	7 8
	<i>omit, insert—</i>	9
	‘ <i>Residential Tenancies Authority</i> means the Residential Tenancies Authority established under the <i>Residential Tenancies and Rooming Accommodation Act 2008</i> , section 465.’.	10 11 12 13
<b>Clause 11</b>	<b>Amendment of sch 6 (Prescribed electricity entities)</b>	14
	Schedule 6, part 2—	15
	<i>insert—</i>	16
	• Airtrain Citylink Limited ACN 066 543 315’.	17
<b>Part 4</b>	<b>Amendment of Acts Interpretation Act 1954</b>	18 19
<b>Clause 12</b>	<b>Act amended</b>	20
	This part amends the <i>Acts Interpretation Act 1954</i> .	21



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<b>Clause 13</b>	<b>Amendment of s 36 (Meaning of commonly used words and expressions)</b>	1 2
(1)	Section 36, definitions <i>industrial gazette</i> and <i>industrial gazette notice</i> —	3 4
	<i>omit.</i>	5
(2)	Section 36—	6
	<i>insert</i> —	7
	<i>‘published</i> , in relation to the QIRC website, means published as provided under the <i>Industrial Relations Act 1999</i> , section 304B.	8 9 10
	<i>QIRC website</i> see the <i>Industrial Relations Act 1999</i> , section 304A.’.	11 12

<b>Part 5</b>	<b>Amendment of Building and Construction Industry (Portable Long Service Leave) Act 1991</b>	13 14 15
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<b>Clause 14</b>	<b>Act amended</b>	16
	This part amends the <i>Building and Construction Industry (Portable Long Service Leave) Act 1991</i> .	17 18

<b>Clause 15</b>	<b>Amendment of s 16 (Term of office)</b>	19
	Section 16(2), ‘ <i>industrial gazette notice</i> ’—	20
	<i>omit, insert</i> —	21
	‘ <i>gazette notice</i> ’.	22

<b>Clause 16</b>	<b>Insertion of new pt 11, div 6</b>	23
	After section 122—	24
	<i>insert</i> —	25

[s 17]

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<b>‘Division 6</b>	<b>Transitional provision for Electrical Safety and Other Legislation Amendment Act 2009</b>	1 2 3
<b>‘123</b>	<b>Notices published in industrial gazette</b>	4
‘(1)	This section applies if, before the commencement, a notice was published in the industrial gazette as permitted by section 16(2) as in force before the commencement.	5 6 7
‘(2)	The notice continues to have been published for section 16 after the commencement despite the amendment of that section by the <i>Electrical Safety and Other Legislation Amendment Act 2009</i> .	8 9 10 11
‘(3)	In this section— <i>commencement</i> means the commencement of this section. <i>industrial gazette</i> means the Queensland Government Industrial Gazette.’.	12 13 14 15
<b>Part 6</b>	<b>Amendment of Contract Cleaning Industry (Portable Long Service Leave) Act 2005</b>	16 17 18
<b>Clause 17</b>	<b>Act amended</b> This part amends the <i>Contract Cleaning Industry (Portable Long Service Leave) Act 2005</i> .	19 20 21
<b>Clause 18</b>	<b>Replacement of s 6 (Meaning of <i>cleaning work</i>)</b> Section 6— <i>omit, insert—</i>	22 23 24

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<b>‘6</b>	<b>Meaning of <i>cleaning work</i></b>	1
‘(1)	<b><i>Cleaning work</i></b> is work, performed in Queensland that has as its main or only function the bringing of premises or public open spaces into, or keeping of premises or public open spaces in, a clean condition.	2 3 4 5
	<i>Example of public open space—</i>	6
	South Bank Parklands	7
‘(2)	However, <b><i>cleaning work</i></b> does not include the following work—	8 9
	(a) work that is the cleaning of a swimming pool and the grounds surrounding the swimming pool;	10 11
	(b) work that is the removal of waste from commercial waste receptacles from premises or public open spaces;	12 13
	(c) work that is bringing grounds surrounding a building or house into, or keeping the grounds in, a clean condition;	14 15
	(d) work of a gardening nature, including the removal or alteration of vegetation.’.	16 17
<b>Clause 19</b>	<b>Amendment of s 9 (Who is a <i>worker</i>)</b>	18
(1)	Section 9— <i>insert—</i>	19 20
‘(2A)	To remove any doubt, it is declared that if more than half of the work a worker mentioned in this section performs, or is engaged to perform, is cleaning work, the worker is taken to perform, or is taken to have been engaged to perform, cleaning work in the contract cleaning industry.’.	21 22 23 24 25
(2)	Section 9(3)— <i>insert—</i>	26 27
	‘(d) under a contract, whether or not the contract is a contract of service, with a corporation of which the person is a director; or	28 29 30

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[s 20]

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- (e) under a contract, whether or not the contract is a contract of service, with a trust of which the person is a trustee.’. 1  
2  
3

**Clause 20 Amendment of s 18 (Appointment of directors)** 4

Section 18, ‘industrial gazette notice’— 5  
*omit, insert*— 6  
‘gazette notice’. 7

**Clause 21 Amendment of s 62 (Returns)** 8

- Section 62— 9  
*insert*— 10
- ‘(5) In this section— 11  
*worker* does not include a worker who— 12
- (a) is not a registered worker; and 13
  - (b) was not recorded as a worker in the person’s return for the previous return period; and 14  
15
  - (c) performed work for the person for less than 5 days during the current return period.’. 16  
17

**Clause 22 Amendment of s 63 (Payments of levy)** 18

- Section 63— 19  
*insert*— 20
- ‘(6) In this section— 21  
*worker* does not include a worker who— 22
- (a) is not a registered worker; and 23
  - (b) was not recorded as a worker in the employer’s return for the previous return period; and 24  
25
  - (c) performed work for the employer for less than 5 days during the current return period.’. 26  
27

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<b>Clause 23</b>	<b>Amendment of s 65 (Civil penalty for failure to give return or pay levy)</b>	1
		2
	(1) Section 65—	3
	<i>insert—</i>	4
	‘(4A) However, if during the past 4 return periods, the person has also, on at least 1 other occasion, failed to comply with section 62(1) or 63(2), the amount of the civil penalty is double the amount of the civil penalty mentioned in subsection (2) or (4).’.	5
		6
		7
		8
		9
	(2) Section 65(7)(a), after ‘subsection (2)’—	10
	<i>insert—</i>	11
	‘or (4A)’.	12
	(3) Section 65(8)(b), after ‘subsection (4)’—	13
	<i>insert—</i>	14
	‘or (4A)’.	15
<b>Clause 24</b>	<b>Insertion of pt 12, div 1, hdg</b>	16
	Part 12, before section 151—	17
	<i>insert—</i>	18
	<b>‘Division 1 Transitional provisions for Act No. 21 of 2005’.</b>	19
		20
<b>Clause 25</b>	<b>Insertion of new pt 12, div 2</b>	21
	After section 154—	22
	<i>insert—</i>	23

[s 25]

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<b>‘Division 2</b>	<b>Transitional provisions for Electrical Safety and Other Legislation Amendment Act 2009</b>	1 2 3
<b>‘155</b>	<b>Definition for div 2</b>	4
	‘In this division—	5
	<i>amending Act</i> means the <i>Electrical Safety and Other Legislation Amendment Act 2009</i> .	6 7
<b>‘156</b>	<b>Notices published in industrial gazette</b>	8
	‘(1) This section applies if, before the commencement, a notice was published in the industrial gazette as permitted by section 18 as in force before the commencement.	9 10 11
	‘(2) The notice continues to have been published for section 18 after the commencement despite the amendment of that section by the amending Act.	12 13 14
	‘(3) In this section—	15
	<i>commencement</i> means the commencement of this section.	16
	<i>industrial gazette</i> means the Queensland Government Industrial Gazette.	17 18
<b>‘157</b>	<b>Returns and levy for a return period</b>	19
	‘The amendments of sections 62 and 63 by the amending Act apply only in relation to a return period that commences on or after the commencement of this section.	20 21 22
<b>‘158</b>	<b>Civil penalty</b>	23
	‘The amendment of section 65 by the amending Act applies only to a failure to give a return, or to pay an amount of levy, for a return period that commences on or after the commencement of this section.	24 25 26 27

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<b>‘159</b>	<b>Retrospective service credits</b>	1
‘(1)	This section applies if a registered worker, or a person who applies to become a registered worker, performs previously excluded cleaning work on or after this commencement.	2 3 4
‘(2)	This section applies whether or not the engagement to perform the previously excluded cleaning work started before or after this commencement.	5 6 7
‘(3)	The registered worker or person may apply to the authority under section 69 for credit for retrospective service credits in relation to the previously excluded cleaning work.	8 9 10
‘(4)	For subsection (3), sections 69 and 70 apply as if a reference in those sections to the commencement of the section were a reference to this commencement.	11 12 13
‘(5)	In this section—	14
	<i>previously excluded cleaning work</i> means cleaning work that would not have been cleaning work in the contract cleaning industry before this commencement.	15 16 17
	<i>this commencement</i> means the commencement of this section.’.	18 19
<b>Clause 26</b>	<b>Amendment of sch 2 (Dictionary)</b>	20
	Schedule 2, definition <i>premises</i> —	21
	<i>omit.</i>	22
<b>Part 7</b>	<b>Amendment of Evidence Act 1977</b>	23 24
<b>Clause 27</b>	<b>Act amended</b>	25
	This part amends the <i>Evidence Act 1977</i> .	26

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[s 28]

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<b>Clause 28</b>	<b>Amendment of sch 3 (Dictionary)</b>	1
	Schedule 3, definition <i>gazette</i> , example—	2
	<i>omit, insert—</i>	3
	‘ <i>Example—</i>	4
	Queensland Government Gazette’.	5
	<b>Part 8</b>	
	<b>Amendment of Holidays Act</b>	6
	<b>1983</b>	7
<b>Clause 29</b>	<b>Act amended</b>	8
	This part amends the <i>Holidays Act 1983</i> .	9
<b>Clause 30</b>	<b>Amendment of s 4 (Special holidays)</b>	10
	Section 4(1), ‘or the Industrial Gazette’—	11
	<i>omit.</i>	12
<b>Clause 31</b>	<b>Insertion of new s 8</b>	13
	After section 7—	14
	<i>insert—</i>	15
<b>‘8</b>	<b>Transitional provision for Electrical Safety and Other Legislation Amendment Act 2009</b>	16 17
	‘(1) This section applies if, before the commencement, a notification was published in the industrial gazette as permitted by section 4(1) as in force before the commencement.	18 19 20 21
	‘(2) The notification continues to have been published for section 4 after the commencement despite the amendment of that section by the <i>Electrical Safety and Other Legislation Amendment Act 2009</i> .	22 23 24 25





[s 35]

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- (a) if it is made accessible in full on the website; or 1
- (b) if— 2
  - (i) notice of its making, issue or other production is 3  
made accessible on the website; and 4
  - (ii) it is made accessible separately in full in another 5  
location identified in the notice. 6
- ‘(2) The date on which a matter is published on the QIRC website 7  
is the date notified by the registrar (whether as part of the 8  
matter or elsewhere) as the date of its publication, being a date 9  
that is not earlier than the date on which it was first made 10  
accessible under subsection (1). 11
- ‘(3) However, if a matter can not for technical or other reasons be 12  
published on the QIRC website at a particular time, the 13  
matter— 14
  - (a) may be published at that time as mentioned in 15  
subsection (4); and 16
  - (b) must be published on the QIRC website as soon as 17  
practicable; and 18
  - (c) is taken to have been published on the QIRC website 19  
when it is published as mentioned in subsection (4). 20
- ‘(4) If subsection (3) applies, the registrar may publish the matter 21  
in any of the following ways— 22
  - (a) in the gazette; 23
  - (b) in a newspaper circulating throughout the State; 24
  - (c) another way the registrar decides that gives sufficient 25  
notice of the matter to the public or the part of the public 26  
likely to be affected by or concerned with the matter. 27
- Example for paragraph (c)—* 28
  - a website of another department or State agency’. 29

<b>Clause 35</b>	<b>Amendment of s 680 (Evidentiary value of official records)</b>	30
	(1) Section 680(1)(b)—	31
		32

---

*omit, insert—* 1

‘(b) a document purporting to be an extract printed from the  
QIRC website that contains notice of a decision or other  
action of the court or commission.’. 2  
3  
4

(2) Section 680(2)(a), from ‘a copy’ to ‘contain’— 5

*omit, insert—* 6

‘a document purporting to be an extract printed from the  
QIRC website that contains’.

(3) Section 680(2)— 9

*insert—* 10

‘(g) a certificate issued by the registrar that— 11

(i) a specified website is currently used, or was used  
during a stated period or on a stated day, to provide  
public access to information about matters relating  
to the court, the commission and the registry; or 12  
13  
14  
15

(ii) a stated matter was published on the QIRC website  
on a stated day; or 16  
17

(iii) a stated matter on the QIRC website was, on a  
stated day, published in a particular way; or 18  
19

(iv) a document on the QIRC website was in force at a  
stated time or during a stated period; 20  
21

is evidence of the matters.’. 22

**Clause 36 Amendment of s 699 (Obsolete industrial instrument) 23**

(1) Section 699(1), ‘notify in the industrial gazette’— 24

*omit, insert—* 25

‘publish on the QIRC website notice of’. 26

(2) Section 699(4), ‘notify in the industrial gazette’— 27

*omit, insert—* 28

‘, by notice published on the QIRC website, declare’. 29

[s 37]

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<b>Clause 37</b>	<b>Insertion of new ch 20, pt 9</b>	1
	After section 756—	2
	<i>insert—</i>	3
<b>‘Part 9</b>	<b>Transitional provisions for Electrical Safety and Other Legislation Amendment Act 2009</b>	4 5 6 7
<b>‘757</b>	<b>Definition for pt 9</b>	8
	‘In this part—	9
	<i>amending Act</i> means the <i>Electrical Safety and Other Legislation Amendment Act 2009</i> .	10 11
<b>‘758</b>	<b>Matters published in industrial gazette</b>	12
	‘(1) This section applies if, before the commencement of this section, a matter was published in the industrial gazette as required or permitted by a provision of this Act ( <i>relevant provision</i> ) as in force before the commencement.	13 14 15 16
	‘(2) Despite the amendment of the relevant provision by the amending Act, after the commencement—	17 18
	(a) the matter continues to have been published for the relevant provision; and	19 20
	(b) section 680, as in force immediately before the commencement, continues to apply to a copy of, or a document purporting to be an extract from, the industrial gazette.	21 22 23 24
	‘(3) In this section—	25
	<i>commencement</i> means the commencement of this section.	26
	<i>industrial gazette</i> means the Queensland Government Industrial Gazette.	27 28

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<b>'759</b>	<b>Effect of regulation and tribunals rules amendment</b>	1
	'The amendment of the <i>Industrial Relations Regulation 2000</i>	2
	and the <i>Industrial Relations (Tribunals) Rules 2000</i> by the	3
	amending Act does not affect the power of the Governor in	4
	Council to further amend the regulation or rules or to repeal	5
	the regulation or rules.'	6
<b>Clause 38</b>	<b>Amendment of sch 5 (Dictionary)</b>	7
	Schedule 5—	8
	<i>insert</i> —	9
	' <i>published</i> , in relation to the QIRC website, means published	10
	as provided under section 304B.	11
	' <i>QIRC website</i> see section 304A.'	12
<b>Part 10</b>	<b>Amendment of Industrial</b>	13
	<b>Relations Regulation 2000</b>	14
<b>Clause 39</b>	<b>Regulation amended</b>	15
	This part amends the <i>Industrial Relations Regulation 2000</i> .	16
<b>Clause 40</b>	<b>Amendment of ss 20 and 26</b>	17
	Sections 20(3)(b)(ii) and 26(3), 'in the industrial gazette'—	18
	<i>omit, insert</i> —	19
	'on the QIRC website'.	20
<b>Clause 41</b>	<b>Amendment of s 81 (Notice of application)</b>	21
	(1) Section 81(3)—	22
	<i>omit, insert</i> —	23

[s 42]

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- ‘(3) A notice under subsection (2) must be— 1  
(a) given in a newspaper circulating throughout the State; 2  
and 3  
(b) published on the QIRC website.’. 4  
(2) Section 81(5)— 5  
*omit, insert—* 6  
‘(5) A notice under subsection (4) must be— 7  
(a) given in a newspaper circulating throughout the State; 8  
and 9  
(b) published on the QIRC website.’. 10

- Clause 42**      **Amendment of s 138 (Fixing start day for amalgamation or withdrawal)**      11  
Section 138, ‘industrial gazette notice’— 12  
*omit, insert—* 13  
‘notice published on the QIRC website’. 14  
15

**Part 11**                      **Amendment of Industrial Relations (Tribunals) Rules 2000**      16  
17  
18

- Clause 43**      **Rules amended**      19  
This part amends the *Industrial Relations (Tribunals) Rules 2000*. 20  
21

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<b>Clause 44</b>	<b>Amendment of r 80 (Practice notes)</b>	1
	Rule 80, ‘industrial gazette notice’—	2
	<i>omit, insert—</i>	3
	‘notice published on the QIRC website’.	4
<b>Clause 45</b>	<b>Amendment of r 87 (Publishing decisions etc.)</b>	5
	Rule 87, ‘in the industrial gazette’—	6
	<i>omit, insert—</i>	7
	‘on the QIRC website’.	8
<b>Part 12</b>	<b>Amendment of Parliamentary Service Act 1988</b>	9
		10
<b>Clause 46</b>	<b>Act amended</b>	11
	This part amends the <i>Parliamentary Service Act 1988</i> .	12
<b>Clause 47</b>	<b>Insertion of new pt 7, div 1, hdg</b>	13
	Part 7, before section 57—	14
	<i>insert—</i>	15
<b>‘Division 1</b>	<b>Transitional provision for Act No. 38 of 1995</b>	16
		17
<b>Clause 48</b>	<b>Insertion of new pt 7, div 2</b>	18
	After section 58—	19
	<i>insert—</i>	20

[s 49]

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<b>‘Division 2</b>	<b>Transitional provision for Electrical Safety and Other Legislation Amendment Act 2009</b>	1 2 3
<b>‘59</b>	<b>Effect of rule amendment</b>	4
	‘The amendment of the <i>Parliamentary Service Rule 2000</i> by the <i>Electrical Safety and Other Legislation Amendment Act 2009</i> does not affect the power of the Speaker to further amend the rule or to repeal it.’.	5 6 7 8
<b>Part 13</b>	<b>Amendment of Parliamentary Service Rule 2000</b>	9 10
<b>Clause 49</b>	<b>Rule amended</b>	11
	This part amends the <i>Parliamentary Service Rule 2000</i> .	12
<b>Clause 50</b>	<b>Amendment of s 2 (Definitions)</b>	13
	Section 2, definition <i>award</i> , ‘industrial gazette’—	14
	<i>omit, insert—</i>	15
	‘Queensland Government Industrial Gazette’.	16
<b>Part 14</b>	<b>Amendment of Trading (Allowable Hours) Act 1990</b>	17 18
<b>Clause 51</b>	<b>Act amended</b>	19
	This part amends the <i>Trading (Allowable Hours) Act 1990</i> .	20



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<b>Clause 52</b>	<b>Amendment of ss 23 and 31</b>	1
	Sections 23(3)(a) and 31, ‘in the Queensland Government Industrial Gazette’—	2
		3
	<i>omit, insert—</i>	4
	‘on the QIRC website’.	5
<b>Clause 53</b>	<b>Amendment of s 46 (Evidentiary provisions)</b>	6
	Section 46(g), ‘a copy of, or a document purporting to be an extract from the Queensland Industrial Government Gazette’—	7
		8
		9
	<i>omit, insert—</i>	10
	‘a document, or a copy of a document, purporting to be an extract from the QIRC website’.	11
		12
<b>Clause 54</b>	<b>Insertion of new pt 8, div 1, hdg</b>	13
	Part 8, before section 48—	14
	<i>insert—</i>	15
	<b>‘Division 1 Transitional provision for Act No. 23 of 1994’.</b>	16
		17
<b>Clause 55</b>	<b>Insertion of new pt 8, div 2</b>	18
	After section 48—	19
	<i>insert—</i>	20
	<b>‘Division 2 Transitional provision for Electrical Safety and Other Legislation Amendment Act 2009</b>	21
		22
		23
<b>‘49</b>	<b>Notifications published in industrial gazette</b>	24
	‘(1) This section applies if, before the commencement, a notification was published in the industrial gazette as required	25
		26



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<b>Clause 58</b>	<b>Amendment of s 81 (Annual levy payable)</b>	1
	Section 81(7), 'industrial gazette'—	2
	<i>omit, insert</i> —	3
	'gazette'.	4
<b>Clause 59</b>	<b>Amendment of ss 205, 217 and 218A</b>	5
	Sections 205(3), 217(3)(a) and 218A(3), 'industrial gazette notice'—	6
	<i>omit, insert</i> —	7
	'gazette notice'.	8
<b>Clause 60</b>	<b>Amendment of ss 393, 397, 400, 406, 408, 460, 476 and 477</b>	10
	Sections 393(3), 397(5), 400(3), 406(5), 408(4), 460(7), 476(4)(a) and 477(5)(a), 'industrial gazette'—	11
	<i>omit, insert</i> —	12
	'gazette'.	13
<b>Clause 61</b>	<b>Amendment of s 479 (Amounts payable by Authority on Minister's instruction)</b>	14
	Section 479(2), 'industrial gazette notice'—	15
	<i>omit, insert</i> —	16
	'gazette notice'.	17
<b>Clause 62</b>	<b>Amendment of ss 480–483</b>	18
	Sections 480(4)(a), 481(4)(a), 482(6)(a) and 483(6)(a), 'industrial gazette'—	19
	<i>omit, insert</i> —	20
	'gazette'.	21

[s 63]

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<b>Clause 63</b>	<b>Insertion of new ch 25</b>	1
	After section 659—	2
	<i>insert—</i>	3
	<b>‘Chapter 25</b>	4
	<b>Transitional provisions for</b>	5
	<b>Electrical Safety and Other</b>	6
	<b>Legislation Amendment Act</b>	7
	<b>2009</b>	7
<b>‘660</b>	<b>Definition for ch 25</b>	8
	‘In this chapter—	9
	<i>amending Act</i> means the <i>Electrical Safety and Other</i>	10
	<i>Legislation Amendment Act 2009</i> .	11
<b>‘661</b>	<b>Matters published in industrial gazette</b>	12
‘(1)	This section applies if, before the commencement, a matter	13
	was published in the industrial gazette as required or	14
	permitted by a provision of this Act ( <i>relevant provision</i> ) as in	15
	force before the commencement.	16
‘(2)	The matter continues to have been published for the relevant	17
	provision after the commencement despite the amendment of	18
	that provision by the amending Act.	19
‘(3)	A reference to the publication of a matter under the relevant	20
	provision in another Act is taken to include a reference to the	21
	publication of the matter in the industrial gazette as continued	22
	in effect under subsection (2).	23
‘(4)	In this section—	24
	<i>commencement</i> means the commencement of this section.	25
	<i>industrial gazette</i> means the Queensland Government	26
	Industrial Gazette.	27

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<b>'662</b>	<b>Amendment of regulation</b>	1
	'The amendment of the <i>Workers' Compensation and Rehabilitation Regulation 2003</i> by the amending Act does not affect the power of the Governor in Council to further amend the regulation or to repeal it.'	2 3 4 5
<b>Clause 64</b>	<b>Amendment of sch 6 (Dictionary)</b>	6
	Schedule 6, definition <i>classification group employer</i> , paragraph (b), 'industrial gazette notice'—	7 8
	<i>omit, insert—</i>	9
	'gazette notice'.	10
<b>Part 16</b>	<b>Amendment of Workers' Compensation and Rehabilitation Regulation 2003</b>	11 12 13
<b>Clause 65</b>	<b>Regulation amended</b>	14
	This part amends the <i>Workers' Compensation and Rehabilitation Regulation 2003</i> .	15 16
<b>Clause 66</b>	<b>Amendment of ss 11, 20, 21 and 23</b>	17
	Sections 11(2)(a), 20(2), 21(2)(c) and 23(2), 'industrial gazette notice'—	18 19
	<i>omit, insert—</i>	20
	'gazette notice'.	21
<b>Clause 67</b>	<b>Amendment of s 23A (Deemed levy for appeals—Act, s 569(2)(a))</b>	22 23
	Section 23A(2), 'industrial gazette'—	24

[s 68]

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*omit, insert—* 1  
*‘gazette’.* 2

**Clause 68 Amendment of ss 24, 99A, 99C, 99D and 122** 3

Sections 24(2), 99A(2), 99C(4), 99D(4) and 122(4),  
*‘industrial gazette notice’—* 4  
5

*omit, insert—* 6  
*‘gazette notice’.* 7

**Part 17 Amendment of Workplace Health and Safety Act 1995** 8  
9

**Clause 69 Act amended** 10

This part amends the *Workplace Health and Safety Act 1995*. 11

**Clause 70 Insertion of new pt 17, div 6** 12

After section 195— 13

*insert—* 14

**‘Division 6 Transitional provision for Electrical Safety and Other Legislation Amendment Act 2009** 15  
16  
17

**‘196 Effect of regulation amendment** 18

*‘The amendment of the Workplace Health and Safety Regulation 2008 by the Electrical Safety and Other Legislation Amendment Act 2009 does not affect the power of the Governor in Council to further amend the regulation or to repeal it.’.* 19  
20  
21  
22  
23

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<b>Part 18</b>	<b>Amendment of Workplace Health and Safety Regulation 2008</b>	1 2 3
<b>Clause 71</b>	<b>Regulation amended</b>	4
	This part amends the <i>Workplace Health and Safety Regulation 2008</i> .	5 6
<b>Clause 72</b>	<b>Amendment of s 352 (Amount of workplace health and safety contribution)</b>	7 8
	Section 352(2), ‘industrial gazette notice’—	9
	<i>omit, insert—</i>	10
	‘gazette notice’.	11