

QUEENSLAND BUILDING SERVICES AUTHORITY AMENDMENT BILL 2013

Explanatory Notes

for

**Amendments to be moved during consideration in detail by
the Honourable Tim Mander MP, Minister for Housing and
Public Works**

Title of the Bill

Queensland Building Services Authority Amendment Bill 2013.

Objectives of the Amendments

In its Report No. 27 which was tabled on 31 July 2013, the Transport, Housing and Local Government Committee provided its recommendations on the Queensland Building Services Authority Amendment Bill 2013.

One of the objectives of the amendments is to implement the recommendations of the Transport, Housing and Local Government Committee to:

- Amend proposed new subsection 11(f) so that the Queensland Building and Construction Board (QBCB) is required to advise the Minister about unfair or unconscionable trading practices affecting the security of payments to subcontractors and contractors, rather than just subcontractors;
- Amend Schedule 1 of the Bill to include an amendment to section 14(1)(d)(i) of the *Pest Management Act 2001* to replace the provision's reference to the *Queensland Building Services Authority Act 1991* with the *Queensland Building and Construction Commission Act 1991*.

The other objective of the amendments is to make a minor drafting correction to the long title of the Bill.

Achievement of policy objectives

The objectives are achieved by way of amendments to the Bill as described below.

Alternative ways of achieving policy objectives

There is no alternative way to achieve the objectives.

Estimated cost for government implementation

There are no costs associated with these amendments.

Consistency with fundamental legislative principles

The amendments are consistent with fundamental legislative principles.

Consultation

The proposed amendments to the Bill which stem from the recommendations of the Transport, Housing and Local Government Committee are as a result of the Committee's consultation with stakeholders.

Notes on provisions

Amendment 1 amends clause 5 of the Bill which introduces new section 11 setting out the functions of the QBCB and amends new subsection 11(f) to provide that the QBCB has the function of advising the Minister about unfair or unconscionable trading practices affecting the security of payments to subcontractors and contractors, rather than just subcontractors.

Amendment 2 amends Schedule 1 of the Bill to provide that all references in section 14 of the *Pest Management Act 2001* to the *Queensland Building Services Authority Act 1991* are changed to refer to the *Queensland Building and Construction Commission Act 1991*.

Amendment 3 makes a minor drafting correction to the long title of the Bill.