

# Economic Development Bill 2012

## Amendments agreed to during Consideration

### 1 **Clause 169 (Delegations)**

Page 113, after line 22—

*insert—*

- ‘(4) A local government may subdelegate a function or power of MEDQ delegated to it under subsection (1) to an appropriately qualified employee of the local government.
- ‘(5) However, subsection (4) does not apply to a function or power if MEDQ has, when delegating the function or power to the local government, directed that the function or power can not be subdelegated.’.

### 2 **Clause 169 (Delegations)**

Page 113, line 23, ‘(4)’—

*omit, insert—*

‘(6)’.

### 3 **Clause 232 (Insertion of new ch 7, pt 4A)**

Page 151, line 15, ‘emergent’—

*omit, insert—*

‘*applicable*’.

### 4 **Clause 232 (Insertion of new ch 7, pt 4A)**

Page 151, line 16, ‘emergent’—

*omit, insert—*

‘*applicable*’.

**5 Clause 232 (Insertion of new ch 7, pt 4A)**

Page 152, line 4, ‘emergent’—

*omit, insert*—

‘applicable’.

**6 Clause 232 (Insertion of new ch 7, pt 4A)**

Page 152, line 9, ‘emergent’—

*omit, insert*—

‘applicable’.

**7 Clause 232 (Insertion of new ch 7, pt 4A)**

Page 152, line 10, ‘emergent’—

*omit, insert*—

‘applicable’.

**8 Clause 232 (Insertion of new ch 7, pt 4A)**

Page 152, line 11, ‘emergent’—

*omit, insert*—

‘applicable’.

**9 Clause 232 (Insertion of new ch 7, pt 4A)**

Page 152, line 14, ‘emergent’—

*omit, insert*—

‘applicable’.

**10 Clause 232 (Insertion of new ch 7, pt 4A)**

Page 153, lines 9 to 11—

*omit, insert*—

‘(b) the extent and impact of the applicable event, including the potential economic impact of granting or not granting the licence;’.

**11 Clause 232 (Insertion of new ch 7, pt 4A)**

Page 153, line 13, ‘emergent’—

*omit, insert—*

‘applicable’.

**12 Clause 232 (Insertion of new ch 7, pt 4A)**

Page 153, line 14, ‘emergent’—

*omit, insert—*

‘applicable’.

**13 Clause 232 (Insertion of new ch 7, pt 4A)**

Page 153, line 16, ‘emergent’—

*omit, insert—*

‘applicable’.

**14 Clause 232 (Insertion of new ch 7, pt 4A)**

Page 155, line 12, before ‘a condition’—

*insert—*

‘a transitional environmental program or’.

**15 Clause 234 (Amendment of s 467 (Emergency powers))**

Page 157, after line 13—

*insert—*

‘(3) Section 467—

*insert—*

‘(11) A person who takes an action in compliance with an emergency direction does not commit an offence against this Act merely because the person takes the action.’.’.

**16 After clause 238**

Page 158, after line 10—

*insert—*

**‘238A Amendment of s 540 (Required registers)**

Section 540(1)—

*insert—*

‘(1a) temporary emissions licences;’.’.

**17 Clause 240 (Amendment of sch 4 (Dictionary))**

Page 159, line 9, ‘emergent’—

*omit, insert—*

*‘applicable’.*

**18 Clause 243 (Insertion of new ss 24A–24C)**

Page 160, line 21, ‘emergent’—

*omit, insert—*

*‘applicable’.*

**19 Clause 243 (Insertion of new ss 24A–24C)**

Page 160, line 24, ‘emergent’—

*omit, insert—*

*‘applicable’.*

**20 Clause 243 (Insertion of new ss 24A–24C)**

Page 160, line 25, ‘emergent’—

*omit, insert—*

*'applicable'*.

**21 After clause 244**

Page 162, after line 2—

*insert—*

**'244A Amendment of s 47 (Replacement of ss 540 and 541)**

Section 47, inserted section 540(1)—

*insert—*

'(ea) temporary emissions licences;'.'

**22 Clause 250 (Amendment of s 3 (Definitions))**

Page 164, line 7, after '*lawful use*,'—

*insert—*

'*operational work*,'.

**23 Clause 250 (Amendment of s 3 (Definitions))**

Page 164, after line 22—

*insert—*

'*operational work* has the meaning given in the Sustainable Planning Act, section 10(1) but does not include placing an advertising device on premises.'.

**24 After clause 273**

Page 171, after line 22—

*insert—*

**'273A Amendment of s 86 (Court may exclude person from the site)**

'Section 86(1) and (3), after 'corporation'—

*insert—*

'or council'.'.

**25 After clause 300**

Page 188, after line 29—

*insert—*

**‘300A Amendment of s 76L (When step in notice may be given)**

‘Section 76L(1)—

*omit, insert—*

- ‘(1) Subject to subsection (3), the Coordinator-General may give a step in notice for a prescribed decision or process only if—
- (a) a progression notice or notice to decide has been given for the decision or process; or
  - (b) the Coordinator-General is satisfied that a step in notice is required to ensure timely decision-making for the decision or process.’.

**26 Clause 310 (Insertion of new pt 6, div 7, sdivs 2–4)**

Page 193, lines 23 to 27 and page 194, lines 1 to 3—

*omit, insert—*

- ‘(a) each of the following apply—
- (i) the project has been declared a coordinated project for which an EIS is required under section 26(1)(a);
  - (ii) the Coordinator-General has publicly notified the Coordinator-General’s report for the project;
  - (iii) the report has not lapsed;
  - (iv) the area of land identified as required for the infrastructure facility is consistent with the land assessed in the EIS for the project; or
- (b) both of the following apply—
- (i) the Coordinator-General is satisfied that adequate environmental assessment has been carried out for the project in accordance with an environmental

assessment process under an Act, other than this Act, or under a Commonwealth Act;

- (ii) the area of land identified as required for the infrastructure facility is consistent with the land assessed in the document, similar to an EIS, to which the process relates.’.

**27 Clause 310 (Insertion of new pt 6, div 7, sdivs 2–4)**

Page 195, line 18, ‘4 months’—

*omit, insert—*

‘6 months’.

**28 Clause 312 (Amendment of s 173 (Regulation-making power))**

Page 202, lines 18 and 19—

*omit, insert—*

- ‘(2) Without limiting subsection (1)(h), a regulation may—
  - (a) prescribe a fee for monitoring compliance with an imposed condition; and
  - (b) prescribe a fee that is a stated amount, CPI indexed for the year the fee becomes payable.’.’.