

Surat Basin Rail (Infrastructure Development and Management) Bill 2012

Amendments agreed to during Consideration

1 **Clause 14 (Granting works authority)**

Page 11, after line 15—

insert—

- ‘(1A) The Coordinator-General must not grant the works authority unless satisfied the applicant has made reasonable efforts to consult with the owner or occupier of the land to be entered under the authority.’.

2 **Clause 15 (Granting investigation authority)**

Page 12, after line 3—

insert—

- ‘(1A) The Coordinator-General must not grant the investigation authority unless satisfied the applicant has made reasonable efforts to consult with the owner or occupier of the land to be entered under the authority.’.

3 **Clause 38 (Approvals to divert or construct watercourses)**

Page 29, lines 15 to 18—

omit, insert—

- ‘(2) In deciding whether to approve the diversion or construction of a watercourse, the Coordinator-General must consider—
- (a) for the diversion of a watercourse—
 - (i) the effect the works for the diversion would have on the watercourse’s physical integrity and flow characteristics; and

- (ii) the impact of the diversion on land adjacent to the watercourse; and
- (b) for the construction of a watercourse—the impact of the construction on land adjacent to the watercourse.’.

4 Clause 44 (Approval to carry out works near the railway)

Page 35, after line 10—

insert—

- ‘(2A) However, before giving an approval under this section the Coordinator-General must consult with a railway manager and the railway licensee or railway lessee.’.

5 Clause 45 (Power to require works to stop)

Page 36, after line 7—

insert—

- ‘(6A) Before giving a direction under subsection (2) or a notice under subsection (4), the Coordinator-General must consult with a railway manager and the railway licensee or railway lessee.’.

6 Clause 50 (Interfering with railway)

Page 39, line 4, after ‘relevant person’—

insert—

‘under this section’.

7 Clause 50 (Interfering with railway)

Page 39, line 6, after ‘authorised’—

insert—

‘under section 44 or’.

8 Clause 50 (Interfering with railway)

Page 39, after line 27—

insert—

- ‘(7A) If a railway manager gives an approval under this section, the railway manager must give the Coordinator-General written notice of the approval.
- ‘(7B) The notice must include details of the works or other thing to which the approval relates.
- ‘(7C) An approval given by a railway manager under this section is of no effect to the extent the approval—
- (a) is inconsistent with an approval given by the Coordinator-General under this section or section 44; or
 - (b) is for works for which the Coordinator-General has given a direction under section 45(2) or a notice under section 45(4); or
 - (c) is for works or another thing for which the Coordinator-General has refused to give an approval under this section.’.

9 Clause 50 (Interfering with railway)

Page 40, line 6, ‘otherwise’—

omit, insert—

‘if there is no railway manager’.

10 After clause 70

Page 51, after line 2—

insert—

‘70A Review of Act

- ‘(1) The Minister must review the operation of this Act no later than 10 years after the commencement of this section.

- ‘(2) The Minister must, as soon as practicable after the review is finished, table in the Legislative Assembly a report on the outcome of the review.’.

© State of Queensland 2012