



# Major Sports Facilities Act 2001

Reprinted as in force on 18 March 2005  
(includes commenced amendments up to 2005 Act No. 6)

Reprint No. 1C

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This Act is reprinted as at 18 March 2005. The reprint—

- shows the law as amended by all amendments that commenced on or before that day (Reprints Act 1992 s 5(c))
- incorporates all necessary consequential amendments, whether of punctuation, numbering or another kind (Reprints Act 1992 s 5(d)).

The reprint includes a reference to the law by which each amendment was made—see list of legislation and list of annotations in endnotes. Also see list of legislation for any uncommenced amendments.

Minor editorial changes allowed under the provisions of the Reprints Act 1992 mentioned in the following list have also been made to use aspects of format and printing style consistent with current drafting practice (s 35).

This page is specific to this reprint. See previous reprints for information about earlier changes made under the Reprints Act 1992. A table of reprints is included in the endnotes.

**Also see endnotes for information about—**

- **when provisions commenced**
- **editorial changes made in earlier reprints.**

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If the date of a hard copy reprint is the same as the date shown for an electronic version previously published, it merely means that the electronic version was published before the hard copy version. Also, any revised edition of the previously published electronic version will have the same date as that version.

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Queensland

# Major Sports Facilities Act 2001

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# Major Sports Facilities Act 2001

[as amended by all amendments that commenced on or before 18 March 2005]

**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**

## Part 1 Preliminary

### 1 Short title

This Act may be cited as the *Major Sports Facilities Act 2001*.

### 3 Definitions

The dictionary in schedule 2 defines particular words used in this Act.

## Part 2 Major sports facilities

### 4 Declaration of major sports facilities

- (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.
- (2) On the making of the declaration, property in the facility vests in the Authority.
- (3) However, the declaration—

- (a) may be made only with the agreement of the person who is the owner of the facility; and
- (b) does not affect any interest that another person had in the facility immediately before its making.

## **Part 3 Major sports facilities authority**

### **Division 1 Establishment, functions and powers of Authority**

#### **5 Establishment of authority**

The Major Sports Facilities Authority is established.

#### **6 Legal status of Authority**

- (1) The Authority—
  - (a) is a body corporate; and
  - (b) has a seal; and
  - (c) may sue and be sued in its corporate name.
- (2) The Authority does not represent the State.

#### **7 Authority's functions**

- (1) The Authority's functions are to manage, operate, use and promote major sports facilities.
- (2) The Authority must perform its functions in a way that—
  - (a) is consistent with sound commercial principles; and
  - (b) has regard to the requirements of tenants of the facilities.



## **8 Authority's powers**

- (1) The Authority has all the powers of an individual, and may, for example—
  - (a) enter into contracts; and
  - (b) acquire, hold, dispose of, and deal with property; and
  - (c) appoint agents and attorneys; and
  - (d) engage consultants; and
  - (e) charge, and fix terms for goods, services and information supplied by it; and
  - (f) do anything else necessary or convenient to be done for, or in connection with, its functions.
- (2) Without limiting subsection (1), the Authority has the powers given to it under this or another Act.
- (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.
- (4) The Authority may exercise its powers inside or outside Queensland.
- (5) Without limiting subsection (4), the Authority may exercise its powers outside Australia.

## **9 Restriction on Authority's power to deal with property**

- (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.
- (2) The Governor in Council may impose conditions on a sale approved under subsection (1).
- (3) The Authority may use its property other than for performing its functions only with the Minister's prior written approval.
- (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.

## **Division 2                    The board of directors**

### **10        The board**

There is a board of directors of the Authority.

### **11        Role of board**

- (1) The board is responsible for the way in which the Authority performs its functions and exercises its powers.
- (2) Without limiting subsection (1), it is the board's role—
  - (a) to decide the objectives, strategies and policies to be followed by the Authority; and
  - (b) to ensure that the Authority performs its functions in a proper, effective and efficient way.

### **12        Composition of board**

The board consists of not more than 7 directors.

## **Division 3                    Provisions relating to directors**

### **13        Appointment**

- (1) The Governor in Council appoints the directors.
- (2) The Governor in Council must appoint 1 of the directors as the chairperson.

### **14        Qualifications for appointment**

A person is not qualified to be, or to continue as, a director if the person—

- (a) is an insolvent under administration; or
- (b) is, or has been, convicted of an indictable offence.

**15 Duration of appointment**

The appointment of a director is for the term, not longer than 3 years, stated in the director's instrument of appointment.

**16 Terms of appointment**

- (1) A director is appointed on a part-time basis.
- (2) Directors are entitled to be paid the remuneration and allowances decided by the Governor in Council.
- (3) A director holds office on the terms not provided in this Act that are decided by the Governor in Council.

**17 Termination of appointment**

The Governor in Council may, at any time, terminate the appointment of all directors, or any director, for any reason or none.

**Division 4 Business and meetings of the board****18 Conduct of business**

Subject to this division, the board may conduct its business, including its meetings, in the way it considers appropriate.

**19 Times and places of meetings**

- (1) Board meetings are to be held at least 12 times a year at the times and places the chairperson decides.
- (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 Quorum**

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.

**21 Presiding at meetings**

- (1) The chairperson must preside at all meetings of the board at which the chairperson is present.
- (2) If the chairperson is absent from a board meeting the director chosen by the members present must preside.

**22 Departmental officer may attend board meetings**

- (1) The Minister may nominate an officer of the department to attend board meetings.
- (2) The board must give the officer notice of each board meeting—
  - (a) for an ordinary meeting—5 business days before the meeting; or
  - (b) for another meeting—a reasonable time before the meeting.
- (3) The officer may take part in board meetings but must not take part in a decision of the board.

**23 Conduct of meetings**

- (1) A question at a board meeting is decided by a majority of the votes of the directors present.
- (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.
- (3) A director present at the meeting who abstains from voting is taken to have voted for the negative.
- (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.

*Example of 'technology allowing reasonably contemporaneous and continuous communication'—*

Teleconferencing.

- (5) A director who takes part in a board meeting under subsection (4) is taken to be present at the meeting.

- (6) A resolution is validly made by the board, even if it is not passed at a board meeting, if—
- (a) a majority of the board directors gives written agreement to the resolution; and
  - (b) notice of the resolution is given under procedures approved by the board.

## **24 Minutes**

The board must keep—

- (a) minutes of its meetings; and
- (b) a record of any resolutions made under section 23(6).

## **25 Disclosure of interests by directors**

- (1) This section applies to a director if—
- (a) the director has a direct or indirect interest in an issue being considered, or about to be considered, by the board; and
  - (b) the interest could conflict with the proper performance of the director's duties about the consideration of the issue.
- (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.
- (3) Unless the board otherwise directs, the director must not—
- (a) be present when the board considers the issue; or
  - (b) take part in a decision of the board about the issue.
- (4) The director must not be present when the board is considering whether to give a direction under subsection (3).
- (5) If there is another director who must, under subsection (2), also disclose an interest in the issue, the other director must not—
- (a) be present when the board is considering whether to give a direction under subsection (3) about the director; or

- (b) take part in making the decision about giving the direction.
- (6) If—
  - (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
  - (b) there would be a quorum if the director were present; the remaining directors present are a quorum of the board for considering or deciding the issue, or for considering or deciding whether to give the direction, at the meeting.
- (7) A disclosure under subsection (2) must be recorded in the board's minutes.

## **Division 5                    Other provisions about Authority**

### **26            Application of other Acts**

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

### **27            The Authority's seal**

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

**28 Judicial notice of certain signatures**

Judicial notice must be taken of—

- (a) the official signature of a person who is or has been the chairperson; and
- (b) the fact that the person holds or has held the office concerned.

**29 Authentication of documents**

- (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) 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.

**30 Delegations**

- (1) The Authority may delegate its powers under this Act to—
  - (a) a director; or
  - (b) an appropriately qualified employee of the Authority.
- (2) In this section—

*appropriately qualified* includes having the qualifications, experience or standing appropriate to exercise the power.

*Example of ‘standing’—*

An employee’s seniority level within the staff of the Authority.

**Part 4 Miscellaneous provisions****31 Park land**

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.

## **32 Offences**

A person must not—

- (a) be disorderly or create a disturbance on facility land; or
- (b) without the Authority's approval, enter on the part of facility land usually used by persons engaged in sport or entertainment; or
- (c) interfere with a person engaged in sport or entertainment on facility land.

Maximum penalty—

- (a) for paragraph (a)—20 penalty units;
- (b) for paragraph (b)—40 penalty units;
- (c) for paragraph (c)—80 penalty units.

## **32A Control of traffic on facility land**

Schedule 1 has effect.

## **33 Regulation-making power**

- (1) The Governor in Council may make regulations under this Act.
- (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.



## **Part 6                      Repeals and transitional provisions**

### **Division 1                Repeal, and transitional provisions for repeal, of Lang Park Trust Act 1994**

#### **Subdivision 1        Repeal**

##### **54      Act repealed**

The *Lang Park Trust Act 1994* is repealed.

#### **Subdivision 2        Transitional provisions for repeal of Lang Park Trust Act 1994**

##### **55      Definitions for sdiv 2**

In this subdivision—

*former authority* means the former Lang Park Trust.

*Redevelopment Authority* means the Stadium Redevelopment Authority established under section 34.

*repeal* means the repeal of the *Lang Park Trust Act 1994*.

*repealed Act* means the repealed *Lang Park Trust Act 1994*.

##### **56      References to repealed Act and former authority**

- (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.
- (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.

**57 Redevelopment Authority is legal successor**

- (1) The Redevelopment Authority is the successor in law of the former authority that ceased to exist on the repeal.
- (2) Sections 58 to 61 do not limit subsection (1).

**58 Assets and liabilities etc.**

- (1) On the repeal—
  - (a) assets and liabilities of the former authority immediately before the repeal vest in the Redevelopment Authority; and
  - (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.
- (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.
- (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.

**59 Employee's rights and entitlements**

- (1) This section applies to a person who immediately before the repeal was an employee of the former authority.
- (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.
- (3) Also, the person—
  - (a) keeps all rights accrued or accruing to the person as an employee of the former authority; and

- (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
- (c) if the person is a member of a superannuation scheme—
  - (i) the person keeps all entitlements accrued or accruing to the person as a member of the scheme; and
  - (ii) the person's membership of the scheme is not affected.
- (4) Without limiting subsection (2), if an industrial instrument under the *Industrial Relations Act 1999* applies to the person immediately before the repeal, the instrument continues to apply to the person.
- (5) Subsection (4) has effect subject to the *Industrial Relations Act 1999*.

## **60 Proceedings**

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.

## **61 Particular interests continue**

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.

**Division 2**                    **Repeal, and transitional provisions  
for repeal of Brisbane Cricket  
Ground Act 1993**

**Subdivision 1**            **Repeal**

**62**        **Act repealed**

The *Brisbane Cricket Ground Act 1993* is repealed.

**Subdivision 2**            **Transitional provisions for repeal of  
Brisbane Cricket Ground Act 1993**

**63**        **Definitions for sdiv 2**

In this subdivision—

*former authority* means the former Brisbane Cricket Ground Trust.

*repeal* means the repeal of the *Brisbane Cricket Ground Act 1993*.

*repealed Act* means the repealed *Brisbane Cricket Ground Act 1993*.

**64**        **References to repealed Act and former authority**

- (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.
- (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.

**65**        **Authority is legal successor**

- (1) The Authority is the successor in law of the former authority that ceased to exist on the repeal.
- (2) Sections 66 to 69 do not limit subsection (1).

**66 Assets and liabilities etc.**

- (1) On the repeal—
  - (a) assets and liabilities of the former authority immediately before the repeal vest in the Authority; and
  - (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.
- (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.
- (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.

**67 Employee's rights and entitlements**

- (1) This section applies to a person who immediately before the repeal was an employee of the former authority.
- (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.
- (3) Also, the person—
  - (a) keeps all rights accrued or accruing to the person as an employee of the former authority; and
  - (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
  - (c) if the person is a member of a superannuation scheme—
    - (i) the person keeps all entitlements accrued or accruing to the person as a member of the scheme; and

- (ii) the person's membership of the scheme is not affected.
- (4) Without limiting subsection (2), if an industrial instrument under the *Industrial Relations Act 1999* applies to the person immediately before the repeal, the instrument continues to apply to the person.
- (5) Subsection (4) has effect subject to the *Industrial Relations Act 1999*.

## **68 Proceedings**

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.

## **69 Particular rights and interests continue**

This Act does not affect—

- (a) any membership rights that a person had to the Brisbane Cricket Ground immediately before the repeal; and
- (b) subject to section 66(2), any interest that a person had in the property of the former authority immediately before the repeal.

## **70 Declaration of Brisbane Cricket Ground as major sports facility**

Section 4(3) does not apply to the declaration of the Brisbane Cricket Ground as a major sports facility.

## **Division 3 Transitional provisions for expiry of part 5**

### **71 Definition for div 3**

In this division—

*former authority* means the former Stadium Redevelopment Authority.

**72 References to former authority**

A reference in an Act or document to the former authority may, if the context permits, be taken as a reference to the Authority.

**73 Authority is legal successor**

- (1) The Authority is the successor in law of the former authority that ceased to exist on the expiry of part 5.
- (2) Sections 74 to 76 do not limit subsection (1).

**74 Assets and liabilities etc.**

- (1) On the expiry of part 5—
  - (a) assets and liabilities of the former authority immediately before the expiry vest in the Authority; and
  - (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.
- (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.

**75 Employee's rights and entitlements**

- (1) This section applies to a person who immediately before the expiry of part 5 was an employee of the former authority.
- (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.
- (3) Also, the person—
  - (a) keeps all rights accrued or accruing to the person as an employee of the former authority; and

- (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
- (c) if the person is a member of a superannuation scheme—
  - (i) the person keeps all entitlements accrued or accruing to the person as a member of the scheme; and
  - (ii) the person's membership of the scheme is not affected.

**76 Proceedings**

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.

**77 Declaration of Suncorp Metway Stadium as major sports facility**

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

**Division 3 Transitional provision for Major Sports Facilities Amendment Act 2005****78 Effect of regulation amendment**

The amendment of the *State Penalties Enforcement Regulation 2000* by the *Major Sports Facilities Amendment Act 2005* does not affect the power of the Governor in Council to further amend the regulation or to repeal it.



## **Schedule 1      Control of traffic on facility land**

section 32A

### **Part 1                      Authorised persons**

#### **1                      Appointment**

The Authority may, in writing, appoint a person who the Authority is satisfied has the necessary training, or knowledge and experience, to be an authorised person under this Act.

#### **2                      Limitation of authorised person's powers**

- (1) The powers of an authorised person may be limited—
  - (a) under a condition of appointment; or
  - (b) by written notice of the Authority given to the authorised person.
- (2) Notice under subsection (1)(b) may be given orally, but must be confirmed in writing as soon as possible.

#### **3                      Terms of appointment**

- (1) An authorised person holds office on the conditions stated in the instrument of appointment.
- (2) An authorised person—
  - (a) if the appointment provides for a term of appointment—ceases to hold office as an authorised person at the end of the term; and
  - (b) may resign by signed notice given to the Authority.

#### **4                      Identity cards**

- (1) The Authority must issue an identity card to each authorised person.

**Schedule 1 (continued)**

- (2) The identity card must—
  - (a) contain a recent photograph of the authorised person; and
  - (b) be in a form approved by the Authority; and
  - (c) be signed by the authorised person.
- (3) A person who ceases to be an authorised person must, as soon as practicable, return the person's identity card to the Authority, unless the person has a reasonable excuse for not returning it.

Maximum penalty for subsection (3)—10 penalty units.

**5 Proof of authority**

- (1) An authorised person may exercise a power under this Act in relation to someone else only if the authorised person—
  - (a) first produces his or her identity card for inspection by the other person; or
  - (b) has his or her identity card displayed so that it is clearly visible.
- (2) If, for any reason, it is not practicable to comply with subsection (1), the authorised person must produce the identity card for inspection by the person at the first reasonable opportunity.
- (3) If subsection (2) is relevant and is complied with by an authorised person, the exercise of a power in relation to someone else by the authorised person is not invalid merely because of subsection (1).

**Part 2 Traffic control****6 Persons authorised to control traffic on facility land**

- (1) An authorised person may control traffic on facility land and, for this purpose, may give directions to persons on the land.

**Schedule 1 (continued)**

- (2) A person must not fail to comply with a direction given under subsection (1), unless the person has a reasonable excuse for not complying with it.

Maximum penalty for subsection (2)—10 penalty units.

**7 Regulatory notice**

- (1) The Authority may erect or display at or near any vehicular entrance to facility land, a notice (a *regulatory notice*) regulating the driving, parking or standing of vehicles on the land, including, for example—

- (a) fixing a maximum speed limit; or
- (b) indicating a pedestrian crossing; or
- (c) indicating a place where the driving, parking or standing of a vehicle is restricted or prohibited.

- (2) A person on facility land must comply with a regulatory notice, unless the person has a reasonable excuse for not complying with it.

Maximum penalty—10 penalty units.

- (3) A regulatory notice—
- (a) must state the limits of the area to which the notice applies; and
  - (b) may state that a contravention of a requirement of the notice is an offence against the Act and the penalty for the offence.
- (4) Without limiting subsection (1), the Authority may erect and display regulatory notices in the form of official traffic signs.
- (5) Evidence that a notice purporting to be a regulatory notice was erected or displayed at a place mentioned in subsection (1) is evidence that the notice was a regulatory notice erected or displayed by the Authority.
- (6) A regulatory notice erected or displayed under this section must be easily visible to passers-by.

## Schedule 1 (continued)

**8 Information notices**

- (1) This section applies if a regulatory notice does not state that a contravention of a requirement of the notice is an offence against this Act and the penalty for the offence.
- (2) The Authority must erect or display at or near each vehicular entrance to facility land to which the regulatory notice relates, and other places the Authority considers appropriate, information notices stating that a contravention of a requirement of a regulatory notice is an offence and the penalty for the offence.
- (3) An information notice may contain any other information the Authority considers appropriate.
- (4) An information notice erected or displayed under this section must be easily visible to passers-by.
- (5) In this section—  
*regulatory notice* does not include an official traffic sign.

**9 Removal and detention of illegally parked or abandoned vehicles**

- (1) An authorised person may seize, remove and hold a vehicle that the authorised person believes on reasonable grounds—
  - (a) is parked in contravention of a regulatory notice; or
  - (b) is abandoned.
- (2) The vehicle must be held at a safe place.
- (3) An authorised person may exercise the powers given under subsection (1)(a) only if—
  - (a) the authorised person believes on reasonable grounds that it is necessary or desirable to seize and remove the vehicle having regard to the safety and convenience of traffic on facility land; and
  - (b) the authorised person—
    - (i) can not immediately locate the driver of the vehicle; or

## Schedule 1 (continued)

- (ii) believes on reasonable grounds that the driver of the vehicle is not willing or able to remove the vehicle immediately.
- (4) As soon as is practicable and no later than 14 days after the vehicle is seized, the Authority must give to the owner of the vehicle a written notice stating how the owner may recover the vehicle.
- (5) If the owner can not be ascertained or located within 14 days after the vehicle is seized, the notice may be given by publishing it in a newspaper circulating generally in the State.
- (6) If the vehicle was parked in contravention of a regulatory notice, the owner of the vehicle must pay to the Authority the amount demanded by it for the cost of seizing, removing, holding and returning the vehicle.
- (7) In this section—  
*vehicle* includes a part of the vehicle and anything attached to, or contained in, the vehicle.

**10 Disposal of unclaimed vehicles**

- (1) This section applies if the owner of a seized vehicle does not recover the vehicle within 2 months after notice is given to the owner under section 9(4) or (5).
- (2) After publishing a notice in a newspaper circulating generally in the State, the Authority may sell the vehicle by public auction.
- (3) The notice must—
  - (a) identify the vehicle; and
  - (b) state that the vehicle is to be sold by auction; and
  - (c) state how the owner may recover the vehicle before the auction; and
  - (d) state the time and place of the auction.
- (4) Compensation is not recoverable against the Authority because of the sale of a vehicle under this section.

## Schedule 1 (continued)

- (5) In this section—  
*vehicle* includes a part of the vehicle and anything attached to, or contained in, the vehicle.

**11 Application of proceeds of sale**

- (1) The proceeds of the sale must be applied in the following order—
- (a) in payment of the reasonable expenses incurred in the sale;
  - (b) in payment of the reasonable cost of seizing, removing and holding the vehicle;
  - (c) if there is an amount owing to a person under a security interest registered for the vehicle under the *Motor Vehicles and Boats Securities Act 1986*—in payment of the amount owing to the holder of the security interest;
  - (d) in payment of any balance to the owner.
- (2) Compensation is not recoverable against the Authority because of a payment under this section.

## Schedule 2      Dictionary

### section 3

***authorised person*** means a person appointed as an authorised person under schedule 1, section 1.

***Authority*** means the Major Sports Facilities Authority established under section 5.

***board*** means the board of directors of the Authority.

***director*** means a director of the Authority.

***facility land*** means land on which there is a major sports facility.

***insolvent under administration*** means insolvent under administration as defined under the Corporations Act, section 9.

***major sports facility*** means a facility declared under section 4 to be a major sports facility.

***official traffic sign*** has the meaning given by the *Transport Operations (Road Use Management) Act 1995*.

***owner***, of a vehicle, includes the person registered as the owner of the vehicle under—

- (a) the *Transport Operations (Road Use Management) Act 1995*; or
- (b) the corresponding law of another State or a Territory.

***regulatory notice*** see schedule 1, section 7.

***vehicle*** has the meaning given by the *Transport Operations (Road Use Management) Act 1995*.

## Endnotes

### 1 Index to endnotes

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### 2 Date to which amendments incorporated

This is the reprint date mentioned in the Reprints Act 1992, section 5(c). Accordingly, this reprint includes all amendments that commenced operation on or before 18 March 2005. Future amendments of the Major Sports Facilities Act 2001 may be made in accordance with this reprint under the Reprints Act 1992, section 49.

### 3 Key

#### Key to abbreviations in list of legislation and annotations

Key	Explanation	Key	Explanation
AIA	= Acts Interpretation Act 1954	(prev)	= previously
amd	= amended	proc	= proclamation
amdt	= amendment	prov	= provision
ch	= chapter	pt	= part
def	= definition	pubd	= published
div	= division	R[X]	= Reprint No.[X]
exp	= expires/expired	RA	= Reprints Act 1992
gaz	= gazette	reloc	= relocated
hdg	= heading	renum	= renumbered
ins	= inserted	rep	= repealed
lap	= lapsed	(retro)	= retrospectively
notfd	= notified	rv	= revised edition
o in c	= order in council	s	= section
om	= omitted	sch	= schedule
orig	= original	sdiv	= subdivision
p	= page	SIA	= Statutory Instruments Act 1992
para	= paragraph	SIR	= Statutory Instruments Regulation 2002
prec	= preceding	SL	= subordinate legislation
pres	= present	sub	= substituted
prev	= previous	unnum	= unnumbered



## 4 Table of reprints

Reprints are issued for both future and past effective dates. For the most up-to-date table of reprints, see the reprint with the latest effective date.

If a reprint number includes a letter of the alphabet, the reprint was released in unauthorised, electronic form only.

Reprint No.	Amendments included	Effective	Reprint date
1	none	21 December 2001	11 January 2002 (Column discontinued) Notes
1A	to 2003 Act No. 33	29 May 2003	
1Brv	to 2003 Act No. 33	31 May 2003	provs exp 30 May 2003 provs commenced 31 May 2003
1C	to 2005 Act No. 6	18 March 2005	

## 5 List of legislation

### **Major Sports Facilities Act 2001 No. 84**

date of assent 3 December 2001

ss 1–2 commenced on date of assent

pt 6, div 3 commenced 31 May 2003 (see ss 2(2), 53)

remaining provisions commenced 21 December 2001 (2001 SL No. 271)

amending legislation—

### **Major Sports Facilities Amendment Act 2003 No. 33**

date of assent 29 May 2003

commenced on date of assent

### **Major Sports Facilities Amendment Act 2005 No. 6 pts 1–2**

date of assent 18 March 2005

commenced on date of assent

## 6 List of annotations

### **Commencement**

s 2 om 2005 No. 6 s 3

### **Definitions**

s 3 amd 2005 No. 6 s 4

### **Qualifications for appointment**

s 14 amd 2005 No. 6 s 5

### **Times and places of meetings**

s 19 amd 2005 No. 6 s 6

**PART 3A—DECLARATORY PROVISIONS FOR REDEVELOPED SUNCORP STADIUM**

**pt 3A (ss 30A–30D)** ins 2003 No. 33 s 3  
om 2005 No. 6 s 7

**Offences**

**s 32** amd 2005 No. 6 s 8

**Control of traffic on facility land**

**s 32A** ins 2005 No. 6 s 9

**PART 5—STADIUM REDEVELOPMENT AUTHORITY**

**pt 5 (ss 34–53)** exp 30 May 2003 (see s 53(b) and Major Sports Facilities Regulation 2002 s 3)

**Division 3—Transitional provision for Major Sports Facilities Amendment Act 2005**

**div 3 (s 78)** ins 2005 No. 6 s 10

**SCHEDULE 1—CONTROL OF TRAFFIC ON FACILITY LAND**

ins 2005 No. 6 s 12

**SCHEDULE 2—DICTIONARY**

(prev sch) renum 2005 No. 6 s 11(2)

def “**authorised person**” ins 2005 No. 6 s 11(1)

def “**insolvent under administration**” ins 2005 No. 6 s 11(1)

def “**official traffic sign**” ins 2005 No. 6 s 11(1)

def “**owner**” ins 2005 No. 6 s 11(1)

def “**regulatory notice**” ins 2005 No. 6 s 11(1)

def “**vehicle**” ins 2005 No. 6 s 11(1)