



Queensland

*COVID-19 Emergency Response Act 2020*  
*Economic Development Act 2012*

# **Economic Development (COVID-19 Emergency Response) Regulation 2020**

**Current as at 4 December 2020**

## **Repeal/Expiry Information**

This legislation expires on the COVID-19 legislation expiry day—see section 8.

© State of Queensland 2020



This work is licensed under a Creative Commons Attribution 4.0 International License.



Queensland

# Economic Development (COVID-19 Emergency Response) Regulation 2020

## Contents

---

		Page
<b>Part 1</b>	<b>Preliminary</b>	
1	Short title .....	3
2	Declaration .....	3
3	Definitions .....	3
<b>Part 2</b>	<b>Provisions in relation to public notification</b>	
4	Application of part .....	4
5	Modification of Economic Development Act 2012, s 84(2)(a) ...	4
6	Publicly notifying applications if no local newspaper .....	4
<b>Part 3</b>	<b>Provision in relation to access to registers</b>	
7	Access to registers .....	7
<b>Part 4</b>	<b>Expiry of regulation</b>	
8	Expiry .....	7



# Economic Development (COVID-19 Emergency Response) Regulation 2020

## Part 1 Preliminary

### 1 Short title

This regulation may be cited as the *Economic Development (COVID-19 Emergency Response) Regulation 2020*.

### 2 Declaration

This regulation is made under the *COVID-19 Emergency Response Act 2020*, section 9.

### 3 Definitions

In this regulation—

***local newspaper***, for a locality, means a newspaper that—

- (a) primarily publishes news in relation to the locality or a region that includes the locality; and
- (b) is intended for a local or regional, rather than State-wide or nation-wide, readership; and
- (c) contains a section for the publication of notices for members of the public.

***relevant land***, for an amendment application, means the land the subject of the application.

***response period*** means the period—

- (a) starting on the commencement; and
- (b) ending on the COVID-19 legislation expiry day.

[s 4]

---

## **Part 2                      Provisions in relation to public notification**

### **4                      Application of part**

This part applies in relation to a PDA development application or an amendment application if—

- (a) the *Economic Development Act 2012*, section 84 applies in relation to the application; and
- (b) before the commencement, the applicant had not published a notice about the application in the way mentioned in the *Economic Development Act 2012*, section 84(2)(a).

### **5                      Modification of Economic Development Act 2012, s 84(2)(a)**

The *Economic Development Act 2012*, section 84(2)(a) applies in relation to the PDA development application or amendment application as if the reference in that section to a newspaper circulating in the area of the relevant local government were a reference to—

- (a) a hard copy local newspaper for the locality of the relevant land for the application; or
- (b) if there is no hard copy local newspaper for the locality of the relevant land for the application—an online local newspaper for the locality.

### **6                      Publicly notifying applications if no local newspaper**

- (1) This section applies in relation to the PDA development application or amendment application if there is no local newspaper for the locality of the relevant land for the application.

- (2) The applicant for the PDA development application or amendment application is taken to have complied with the *Economic Development Act 2012*, section 84(2)(a), as modified by section 5, if—
- (a) during the response period, a notice about the application is given in 1 or more of the following ways—
    - (i) by publishing the notice at least once in a hard copy or an online State or national newspaper;
    - (ii) by giving the notice to the occupier of each lot in the identified area for the application;
    - (iii) by publishing the notice on the website of the responsible entity for the application; and
  - (b) for a notice published in a way mentioned in paragraph (a)(iii)—
    - (i) the notice is published on the website until at least the end of the submission period for the application; and
    - (ii) the submission period ends no later than 30 April 2021.
- (3) The *Economic Development Act 2012* applies in relation to the PDA development application or amendment application as if a reference to compliance with section 84 or 84(2) in the following provisions of that Act includes a reference to compliance with section 84(2)(a) of that Act under subsection (2)—
- (a) section 83B(2)(b);
  - (b) section 84(3) and (5)(a);
  - (c) section 84B(3);
  - (d) section 84C(2) and (3);
  - (e) section 84D(2) and (3);
  - (f) section 84E(1)(b);

- (g) section 85(1)(b);
- (h) schedule 1, definition *compliance statement*.

(4) In this section—

***Cross River Rail Delivery Authority*** means the Cross River Rail Delivery Authority established under the *Cross River Rail Delivery Authority Act 2016*, section 8.

***decision-maker***, for a PDA development application or an amendment application, means—

- (a) if MEDQ’s functions and powers in relation to PDA development applications or amendment applications have been delegated or subdelegated to an entity—the entity; or
- (b) otherwise—MEDQ.

***identified area***, for a PDA development application or an amendment application, means an area identified by the decision-maker for the application as having occupiers that are likely to be interested in the application.

***responsible entity***, for a PDA development application or an amendment application, means—

- (a) if MEDQ, a local representative committee, the chief executive or an appropriately qualified officer or employee of the department is the decision-maker for the application—the department; or
- (b) if the Cross River Rail Delivery Authority or a person mentioned in the *Economic Development Act 2012*, section 169(6)(a), (b) or (c) is the decision-maker for the application—the authority; or
- (c) if a local government or an appropriately qualified employee of a local government is the decision-maker for the application—the local government.

***State or national newspaper*** means a newspaper that—

- (a) is published in Australia; and



- (b) primarily publishes news in relation to the State or Australia; and
- (c) is intended for a State-wide or nation-wide readership.

## **Part 3**                      **Provision in relation to access to registers**

### **7**            **Access to registers**

- (1) This section applies if MEDQ is satisfied it is appropriate to make a register available for inspection by a person at an agreed time and place, rather than keep the register open for inspection by the public in the way mentioned in the *Economic Development Act 2012*, section 173(1)(a)—
  - (a) to protect the health, safety and welfare of persons affected by the COVID-19 emergency; or
  - (b) to facilitate the continuance of public administration disrupted by the COVID-19 emergency.
- (2) MEDQ is taken to have complied with the *Economic Development Act 2012*, section 173(1)(a) if, during the response period, MEDQ makes the register available for inspection by the person at the agreed time and place.

## **Part 4**                      **Expiry of regulation**

### **8**            **Expiry**

This regulation expires on the COVID-19 legislation expiry day.