



Queensland

Justice (Fees) Amendment Regulation (No. 1) 2011

Explanatory Notes for SL 2011 No. 115

made under the

Appeal Costs Fund Act 1973

Associations Incorporation Act 1981

Bills of Sale and Other Instruments Act 1955

Births, Deaths and Marriages Registration Act 2003

Body Corporate and Community Management Act 1997

Building Units and Group Titles Act 1980

Business Names Act 1962

Casino Control Act 1982

Charitable and Non-Profit Gaming Act 1999

Collections Act 1966

Cooperatives Act 1997

Coroners Act 2003

Dispute Resolution Centres Act 1990

Electoral Act 1992

Electrical Safety Act 2002

Evidence Act 1977

Funeral Benefit Business Act 1982

Gaming Machine Act 1991

Interactive Gambling (Player Protection) Act 1998

Introduction Agents Act 2001

Jury Act 1995

Justices Act 1886

Justices of the Peace and Commissioners for Declarations Act 1991

Keno Act 1996

Land Court Act 2000

Land Sales Act 1984

Legal Profession Act 2007

Liens on Crops of Sugar Cane Act 1931

Liquor Act 1992

Lotteries Act 1997
Motor Vehicles and Boats Securities Act 1986
Partnership Act 1891
Property Agents and Motor Dealers Act 2000
Property Law Act 1974
Queensland Civil and Administrative Tribunal Act 2009
Recording of Evidence Act 1962
Retail Shop Leases Act 1994
Retirement Villages Act 1999
Right to Information Act 2009
Second-hand Dealers and Pawnbrokers Act 2003
Security Providers Act 1993
State Penalties Enforcement Act 1999
Supreme Court of Queensland Act 1991
Tourism Services Act 2003
Travel Agents Act 1988
Wagering Act 1998
Wine Industry Act 1994
Workplace Health and Safety Act 1995

General outline

Short title

Justice (Fees) Amendment Regulation (No. 1) 2011.

Authorising law

Section 26 of the *Appeal Costs Fund Act 1973*

Section 134 of the *Associations Incorporation Act 1981*

Section 47 of the *Bills of Sale and Other Instruments Act 1955*

Section 56 of the *Births, Deaths and Marriages Registration Act 2003*

Section 322 of the *Body Corporate and Community Management Act 1997*

Section 134 of the *Building Units and Group Titles Act 1980*
Section 32 of the *Business Names Act 1962*
Section 127 of the *Casino Control Act 1982*
Section 186 of the *Charitable and Non-Profit Gaming Act 1999*
Section 47 of the *Collections Act 1966*
Section 468 of the *Cooperatives Act 1997*
Section 99 of the *Coroners Act 2003*
Section 41 of the *Dispute Resolution Centres Act 1990*
Section 392 of the *Electoral Act 1992*
Section 210 of the *Electrical Safety Act 2002*
Section 135 of the *Evidence Act 1977*
Section 88 of the *Funeral Benefit Business Act 1982*
Section 366 of the *Gaming Machine Act 1991*
Section 263 of the *Interactive Gambling (Player Protection) Act 1998*
Section 99 of the *Introduction Agents Act 2001*
Section 74 of the *Jury Act 1995*
Section 266 of the *Justices Act 1886*
Section 40 of the *Justices of the Peace and Commissioners for Declarations Act 1991*
Section 243 of the *Keno Act 1996*
Section 78 of the *Land Court Act 2000*
Section 36 of the *Land Sales Act 1984*
Section 715 of the *Legal Profession Act 2007*
Section 25 of the *Liens on Crops of Sugar Cane Act 1931*
Section 235 of the *Liquor Act 1992*
Section 228 of the *Lotteries Act 1997*
Section 39 of the *Motor Vehicles and Boats Securities Act 1986*
Section 120 of the *Partnership Act 1891*

Section 600 of the *Property Agents and Motor Dealers Act 2000*

Section 351 of the *Property Law Act 1974*

Section 242 of the *Queensland Civil and Administrative Tribunal Act 2009*

Section 13 of the *Recording of Evidence Act 1962*

Section 121 of the *Retail Shop Leases Act 1994*

Section 228 of the *Retirement Villages Act 1999*

Section 193 of the *Right to Information Act 2009*

Section 115 of the *Second-hand Dealers and Pawnbrokers Act 2003*

Section 54 of the *Security Providers Act 1993*

Section 165 of the *State Penalties Enforcement Act 1999*

Section 120 of the *Supreme Court of Queensland Act 1991*

Section 100 of the *Tourism Services Act 2003*

Section 57 of the *Travel Agents Act 1988*

Section 312 of the *Wagering Act 1998*

Section 62 of the *Wine Industry Act 1994*

Section 38 of the *Workplace Health and Safety Act 1995*

Policy objectives and the reasons for them

The purpose of the Regulation is to amend the fees and charges in the subordinate legislation listed above from 1 July 2011. For most fees, the amendments reflect a 3% increase in the Brisbane All Groups Consumer Price Index (CPI) from 1 January 2010 to 31 December 2010.

There are also fee increases as part of a staged approach to standardising fees under the *Queensland Civil and Administrative Tribunal Regulation 2009*.

The Regulation also increases remuneration and allowances under the *Jury Regulation 2007*; makes some amendments of a minor, technical or drafting nature; and removes redundant provisions.

Achievement of policy objectives

The Regulation amends the stated subordinate legislation to give effect to their stated policy objectives.

Consistency with policy objectives of authorising law

The Regulation is consistent with the policy objectives of the stated subordinate legislation.

Inconsistency with policy objectives of other legislation

The Regulation is not inconsistent with the policy objectives of other legislation.

Benefits and costs of implementation

The Regulation will maintain the relative value of the fees and charges.

Consistency with fundamental legislative principles

The Regulation does not raise any fundamental legislative principle issues.

Consultation

Queensland Treasury has been consulted on the Regulation.

Notes on Provisions

Clause 1 provides for the short title of the regulation.

Clause 2 provides for the regulation to commence on 1 July 2011.

Clause 3 provides for the amendments to individual fees in line with government endorsed indexation principles or as part of a staged approach to the standardisation of fees under the *Queensland Civil and Administrative Tribunal Regulation 2009*. It also provides for increases in remuneration and allowances for jurors.

ENDNOTES

- 1 Laid before the Legislative Assembly on . . .
- 2 The administering agency is the Department of Justice and Attorney-General.

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