



Queensland

Safety in Recreational Water Activities (Codes of Practice) Notice 2011

Explanatory Notes for SL 2011 No. 261

made under the

Safety in Recreational Water Activities Act 2011

General outline

Short title

Safety in Recreational Water Activities (Codes of Practice) Notice 2011.

Authorising law

Section 43 of the *Safety in Recreational Water Activities Act 2011*

Policy objectives and the reasons for the notice

The notice gives notification that the Minister for Education and Industrial Relations has made a code of practice under section 43 of the *Safety in Recreational Water Activities Act 2011*.

How the policy objectives are to be achieved

The policy objectives are achieved by the commencement of the *Safety in Recreational Water Activities Act 2011* on 1 January 2012.

Estimated cost for the implementation

Not applicable.

Consistency with Fundamental Legislative Principles

The notice does not conflict with fundamental legislative principles.

Consultation

Dive operators and other recreational scuba diving and snorkelling industry stakeholders have been consulted about the implications of the *Safety in Recreational Water Activities Act 2011* for their industry, specifically its role in ensuring the continuation of their health and safety regulations and code of practice for recreational diving and snorkelling. The *Safety in Recreational Water Activities Act 2011* and the *Safety in Recreational Water Activities Regulation 2011* have strong support from recreational dive operators, as they will maintain Queensland's high safety standards among stakeholders in the industry.

NOTES ON PROVISIONS

Short title

Clause 1 sets out the short title of the notice.

Commencement

Clause 2 states that the notice commences on 1 January 2012.

Dictionary

Clause 3 states that the dictionary in schedule 3 defines particular words used in the notice.

Notice of approval of codes of practice-Act, s 43(2)

Clause 4 explains that an entry in schedule 1 naming a code of practice and stating that it has been approved as a code of practice by a ministerial statement, provides notice for the purposes of section 43(2) of the *Safety in Recreational Water Activities Act 2011* that the code of practice has been approved by the Minister.

Notice of variation of code of practice, and of making of instrument varying code of practice-Act, s 43(2)

Clause 5 provides that if an entry in schedule 1 for a code of practice states that the code of practice has been varied by a ministerial statement stated in the entry, then the entry gives notice for the purposes of section 43(2) of the *Safety in Recreational Water Activities Act 2011* that the ministerial instrument stated in the entry has been made by the Minister.

Notice of revocation of code of practice, and of making of instrument revoking code of practice-Act, s 43(2)

Clause 6 provides that if an entry in schedule 2 for a code of practice states that the code of practice has been revoked by a ministerial statement stated in the entry, then the entry gives notice for the purposes of section 43(2) of the *Safety in Recreational Water Activities Act 2011* that the ministerial instrument stated in the entry has been made by the Minister.

Schedule 1 Codes of practice

Schedule 1 provides details about codes of practice that have been approved and varied by the Minister under section 43(2) of the *Safety in Recreational Water Activities Act 2011*.

Schedule 2 Revoked codes of practice

Schedule 2 provides details about codes of practice that have been revoked by a ministerial statement. Schedule 3 does not yet contain any approved code of practice that has been revoked.

Schedule 3 Dictionary

Schedule 3 defines particular words used in this notice.

ENDNOTES

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

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