



Queensland

# Statutory Instruments Regulation 2012

## Explanatory Notes for SL 2012 No. 143

made under the

*Statutory Instruments Act 1992*

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## General outline

### Short title

*Statutory Instruments Regulation 2012.*

### Authorising law

Section 59 of the *Statutory Instruments Act 1992*

### Policy objectives and the reasons for them

The *Statutory Instruments Regulation 2002* was due to expire on 1 September 2012 under subsection 54(1) of the *Statutory Instruments Act 1992*.

Section 59 of the *Statutory Instruments Act 1992* provides that the Governor in Council may make regulations under the Act.

The *Statutory Instruments Regulation 2012* repeals and replaces the *Statutory Instruments Regulation 2002*.

The *Statutory Instruments Regulation 2012* retains the definitions of statutory instruments that are subordinate legislation for the purposes of section 9 of the *Statutory Instruments Act 1992*. This is provided for in section 2 and Schedule 1 of the *Statutory Instruments Regulation 2012*.

The *Statutory Instruments Regulation 2012* also ensures that subordinate legislation may continue to be exempted from expiry or further exempted from expiry where appropriate grounds exist under sections 56 or 56A of the *Statutory Instruments Act 1992*. This is provided for in section 3 and Schedule 2 of the *Statutory Instruments Regulation 2012*.

### **Achievement of policy objectives**

The objectives are achieved by making the *Statutory Instruments Regulation 2012*.

### **Consistency with policy objectives of authorising law**

The *Statutory Instruments Regulation 2012* is consistent with the main objects of the *Statutory Instruments Act 1992*.

### **Inconsistency with policy objectives of other legislation**

The *Statutory Instruments Regulation 2012* is consistent with the policy objectives of other relevant legislation.

### **Benefits and costs of implementation**

There are no costs to Government in implementing the *Statutory Instruments Regulation 2012*.

### **Consistency with fundamental legislative principles**

The *Statutory Instruments Regulation 2012* is consistent with fundamental legislative principles as set out in the *Legislative Standards Act 1992*.

### **Consultation**

The Department of Environment and Heritage Protection, the Department of Transport and Main Roads and the Department of Natural Resources and Mines were consulted and support the making of the *Statutory Instruments Regulation 2012* with respect to the definitions of subordinate legislation for the purposes of section 9 of the *Statutory Instruments Act 1992*.

All Government departments were consulted and support the making of the *Statutory Instruments Regulation 2012* with respect to the list of subordinate legislation that is exempt from expiry or further exempt from expiry under sections 56 and 56A of the *Statutory Instruments Act 1992*.

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#### ENDNOTES

- 1 Laid before the Legislative Assembly on . . .
- 2 The administering agency is the Department of the Premier and Cabinet.

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