

# **Sustainable Planning Amendment Regulation (No. 5) 2014**

## **Explanatory notes for SL 2014 No. 137**

made under the

*Sustainable Planning Act 2009*

## **General Outline**

### **Short title**

*Sustainable Planning Amendment Regulation (No. 5) 2014.*

### **Authorising law**

Sections 536 and 763 of the *Sustainable Planning Act 2009*.

### **Policy objectives and the reasons for them**

The purpose of the regulation is to prescribe fees for water and sewerage connection decision, particular charges and conversion application appeals to the Building and Development Dispute Resolution Committee.

### **Achievement of policy objectives**

The policy objectives will be achieved by the making of the *Sustainable Planning Amendment Regulation (No. 5) 2014* which will prescribe fees for appeals to the Building and Development Dispute Resolution Committee for water and sewerage connection decisions, particular charging matters and conversion applications.

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

The regulation is consistent with the objectives of the *Sustainable Planning Act 2009* which includes seeking to achieve ecological sustainability by managing the process by which development takes place and managing the effects of development on the environment.

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

There is no inconsistency with the policy objectives of other legislation.

## **Benefits and costs of implementation**

The Government has committed to facilitating economic development across Queensland. The regulation supports this.

The regulation prescribes fees for an appeal to the Building and Development Dispute Resolution Committee which provides access to quick and simple dispute resolution processes.

Some costs may be incurred by the Queensland Government through the establishment of clearer and extended jurisdiction for appeals regarding infrastructure charges matters, which may have the effect of increasing the number of appeals heard by the Building and Development Dispute Resolution Committee. New fees for appeals are being proposed for this purpose.

## **Consistency with fundamental legislative principles**

The subordinate legislation is consistent with the fundamental legislative principles of the *Legislative Standards Act 1992*.

## **Consultation**

Consultation meetings with the distributor-retailers, their participating local governments, the Property Council of Australia, the Urban Development Institute of Australia, the Housing Institute of Australia, the Queensland Master Builders Association, and the Council of Mayors South East Queensland have occurred.

All stakeholders support the use of the Building and Development Dispute Resolution Committee as an avenue for appeal and the fees that accompany the appeal.

The Office of Best Practice Regulation has confirmed that a Regulatory Impact Statement is not required.