

# Liquor Amendment Regulation (No. 2) 2015

Explanatory notes for SL 2015 No. 181

made under the

*Liquor Act 1992*

## General Outline

### Short Title

*Liquor Amendment Regulation (No.2) 2015*

### Authorising law

Sections 173NC and 235 of the *Liquor Act 1992* (the Liquor Act).

### Policy objectives and the reasons for them

The objective of the *Liquor Amendment Regulation (No. 2) 2015* (Amendment Regulation) is to prescribe Safe Night Cairns CBD Precinct Inc. as a local board to manage the Cairns CBD Safe Night Precinct, in Schedule 17 of the *Liquor Regulation 2002* (Liquor Regulation).

Section 173NC of the Liquor Act provides that a regulation may prescribe an incorporated association (the local board) to be the local board to manage a safe night precinct. To be prescribed as the local board for a safe night precinct, an association must be incorporated under the *Associations Incorporation Act 1981*.

Local boards have already been prescribed for the following safe night precincts: Airlie Beach CBD; Broadbeach CBD; Bundaberg CBD; Fortitude Valley; Gladstone CBD; Inner West Brisbane; Ipswich CBD; Rockhampton CBD; Sunshine Coast; Toowoomba CBD; and Surfers Paradise CBD. The Amendment Regulation prescribes an additional local board for the Cairns CBD safe night precinct.

### Achievement of policy objectives

To achieve the policy objectives, the Amendment Regulation will amend the Liquor Regulation to prescribe Safe Night Cairns CBD Precinct Inc. as the local board to manage the Cairns CBD safe night precinct, in Schedule 17 of the Liquor Regulation.

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

The Amendment Regulation is consistent with the policy objectives of the Liquor Act.

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

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

## **Benefits and costs of implementation**

There are no costs associated with the implementation of this Amendment Regulation.

## **Consistency with fundamental legislative principles**

The Amendment Regulation is consistent with fundamental legislative principles.

## **Consultation**

Community and industry consultation has taken place in relation to provisions in the Liquor Act that authorise the making of a regulation to prescribe incorporated association as local boards to manage safe night precincts. No additional community consultation was undertaken in relation to the Amendment Regulation as it is a consequential amendment and machinery in nature.

The Office of Best Practice Regulation was consulted regarding the Regulatory Impact Statement (RIS) system requirements and has advised that the Amendment Regulation is excluded from the RIS system.

The Department of the Premier and Cabinet and Queensland Treasury have been consulted and have raised no issues.