

Proclamation - *Racing Integrity Act 2016*

Explanatory notes for SL 2016 No. 41

made under the

Racing Integrity Act 2016

General Outline

Short Title

Proclamation for the commencement of specific provisions of the *Racing Integrity Act 2016* on 1 May 2016.

Authorising law

Section 2 of the *Racing Integrity Act 2016*.

Policy Objectives and the reasons for them

The objective of the Proclamation is to commence relevant sections of the *Racing Integrity Act 2016* to:

- amend the structure of the Queensland All Codes Racing Industry Board (sections 308 to 310, 312 and 313);
- establish the Queensland Racing Integrity Commission (the Commission) as a legal entity and as a public service office (Chapter 2, part 1, sections 12 and 13 and Schedule 2, part 2); and
- allow the Commissioner and one or two Deputy Commissioners to be appointed with limited corporate powers to set up the Commission and its operations (Chapter 2, part 3).

The other provisions referenced in the proclamation are necessary to provide for the effective commencement of the abovementioned sections of the *Racing Integrity Act 2016* and the sections which amend the *Racing Act 2002*.

A further proclamation will commence the remaining sections of the *Racing Integrity Act 2016* which will give effect to the transfer of animal welfare and integrity functions from the control body to the Commission and provide for the Commission to appoint authorised officers with specific powers.

It would also be at this time that the responsibilities for integrity and animal welfare would transfer from Racing Queensland and the Office of Racing to the Commission.

Achievement of policy objectives

The above policy objectives are achieved by the proclamation commencing the relevant sections of the *Racing Integrity Act 2016* on 1 May 2016.

Consistency with policy objectives of authorising law

The proclamation is not inconsistent with the policy objectives of the authorising law. It simply provides that particular section of the *Racing Integrity Act 2016* and amendments to the *Racing Act 2002* will commence on 1 May 2016.

The remaining sections of the *Racing Integrity Act 2016* and amendments to the *Racing Act 2002* and other legislation will not commence until a later date to be fixed.

Inconsistency with policy objectives of other legislation

This proclamation is not inconsistent with any policy objectives of any other legislation.

Alternative ways of achieving policy objectives

There are no alternative means to achieve the relevant policy objectives without the commencement of these sections of the *Racing Integrity Act 2016* and the amendments to the *Racing Act 2002*.

Benefits and costs of implementation

The costs of the implementation of the policy objectives for the *Racing Integrity Act 2016* have been addressed in the Minister's second reading speech and during the debate of the Bill in Parliament.

Consistency with fundamental legislative principles

The proclamation is consistent with fundamental legislative principles as defined in section 4 of the *Legislative Standards Act 1992*.

Consultation

The Department of National Parks, Sport and Racing has met with the Racing Integrity Commissioner Designate and Racing Queensland regarding the commencement of the abovementioned policy objectives on 1 May 2016. No issues were raised.

No other stakeholders were consulted regarding the proclamation as the commencement of the sections are machinery in nature.

No changes to the Proclamation have been made following consultation. The commencement of the specific sections of the *Racing Integrity Act 2016* will not change the policy objectives or content of the legislation.