

Major Events (Motor Racing Events) Amendment Regulation (No. 1) 2016

Explanatory notes for SL 2016 No. 57

made under the

Major Events Act 2014

General Outline

Short title

Major Events (Motor Racing Events) Amendment Regulation (No. 1) 2016

Authorising law

Sections 12 and 84(1) of the *Major Events Act 2014*
Section 22(1)(b) of the *Statutory Instruments Act 1992*

Policy objectives and the reasons for them

The 2016 Castrol EDGE Townsville 400 will be held from 8 – 10 July 2016. The event is televised nationally and internationally, bringing valuable publicity for Townsville and Queensland. It receives live coverage on Network Ten and Fox Sports and international coverage in the United Kingdom, New Zealand, Singapore, Malaysia, and the United Arab Emirates. The spectator attendance for the 2015 Townsville 400 event was 142,159. Accordingly, the 2016 event meets the criteria under the *Major Events Act 2014* (the Act) relating to size and scale to warrant being prescribed as a major event.

The policy objective of the *Major Events (Motor Racing Events) Amendment Regulation (No. 1) 2016* (the Amendment Regulation) is to facilitate the 2016 Castrol EDGE Townsville 400 being held.

The Amendment Regulation also seeks to provide certainty and clarity for building certifiers that they are required to consult with the Queensland Fire and Emergency Service (QFES) in relation to any proposed special fire services (as defined under the *Building Act 1975*) contained in works carried out by the major event organiser for the major event.

Achievement of policy objectives

The policy objective will be achieved by prescribing the 2016 Castrol EDGE Townsville 400 as a major event under the Act. The Amendment Regulation also prescribes the major event period and periods for carrying out temporary works for the event, and the official title of the event. The major event organiser (V8 Supercars Australia Pty Ltd) and prescribed major event area (the area surrounding Townsville Civic Theatre) for the 2016 Castrol EDGE Townsville 400 are the same as for the 2015 event. As well, Part 4 of the *Major Events (Motor Racing Events) Regulation 2015* (the Regulation) details other provisions from the Act that apply to the event.

The Amendment Regulation also amends Part 4 of the Regulation to include provision for a building certifier to consult with QFES before giving a compliance certificate about special fire services for building work associated with activities or works under section 78(1) of the Act for a major event or in a major event area. This provision will henceforth apply to motor racing events prescribed as major events under the Act (namely, the Townsville 400 and the Gold Coast 600).

Consistency with policy objectives of authorising law

The Amendment Regulation is consistent with the policy objectives of the authorising law, as described above.

Inconsistency with policy objectives of other legislation

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

Benefits and costs of implementation

The costs of implementing the Amendment Regulation are negligible.

Consistency with fundamental legislative principles

The Amendment Regulation is consistent with fundamental legislative principles.

Provisions in the Amendment Regulation regarding the 2016 Castrol EDGE Townsville 400 have the following time limitations placed on them:

- the major event period is between midday on Thursday 7 July 2016 and midday on Monday 11 July 2016; and
- the periods for temporary works for the event are between Monday 30 May 2016 and midday on Thursday 7 July 2016, and between midday on Monday 11 July 2016 and Saturday 30 July 2016.

These limitations will help ensure relevant provisions in the Amendment Regulation do not have a significant impact outside of these times, and help ensure they have sufficient regard for the rights and liberties of individuals.

Consultation

The Minister for Police, Fire and Emergency Services and Minister for Corrective Services, the Minister for Transport and the Commonwealth Games, and the Mayor of the City of Townsville have been consulted, as required under section 13 of the Act.

Consultation has also occurred with V8 Supercars Australia Pty Ltd and Tourism and Events Queensland.

All parties consulted support the Amendment Regulation.

The Queensland Productivity Commission (QPC) was consulted and has advised that the provisions of the Amendment Regulation relating to the 2016 Castrol EDGE Townsville 400 are excluded from the Regulatory Impact Statement system. QPC also advised that as the amendment to provide for a building certifier to consult with QFES before giving a compliance certificate under section 78(3) of the Act ensures clarity and consistency in the application of the compliance process, no further assessment is required.