

Royal National Agricultural and Industrial Association of Queensland Amendment Regulation (No. 2) 2016

Explanatory notes for SL 2016 No. 236

made under the

Royal National Agricultural and Industrial Association of Queensland Act 1971

General Outline

Short title

Royal National Agricultural and Industrial Association of Queensland Amendment Regulation (No. 2) 2016

Authorising law

Sections 17D and 21 of the *Royal National Agricultural and Industrial Association of Queensland Act 1971*

Policy objectives and the reasons for them

Part 3A of the *Royal National Agricultural and Industrial Association of Queensland Act 1971* (the Act) protects the State's interest in land vested for an estate in fee simple in the Royal National Agricultural and Industrial Association of Queensland (RNA). The Act section 17D provides for particular land held by the RNA to be designated as 'prescribed land' under a regulation. Prescribed land is subject under the Act section 17E to restrictions on granting mortgages, charges or liens to any party other than Queensland Treasury Corporation (QTC). In the event of insolvency of the RNA, the Act section 17F provides that all prescribed land is divested from the RNA and vests in the State.

The *Royal National Agricultural and Industrial Association of Queensland Regulation 2010* (the RNA regulation) section 2 prescribes six lots for the purposes of section 17D of the Act.

The policy objective is to amend the RNA regulation to reflect a reconfiguration of land held by the RNA. The reconfiguration results in:

- cancellation of lot 702 on SP219237 (refer RNA regulation section 2(c))

- cancellation of lot 708 on SP238200 (refer RNA regulation section 2(g))
- creation of new lots to be prescribed: lot 800 on SP288047; lot 801 on SP288047; lot 802 on SP288047; lot 803 on SP288047
- cancellation of lot 703 on SP238193 (refer RNA regulation section 2(d)) and creation of new lot 703 on SP288048 to be prescribed
- cancellation of lot 704 on SP219239 (refer RNA regulation section 2(e)) and creation of new lot 704 on SP288049 with a smaller area (3.968ha), to be prescribed.

Achievement of policy objectives

The *Royal National Agricultural and Industrial Association of Queensland Amendment Regulation (No. 2) 2016* achieves the policy objective. It amends the RNA regulation to:

- repeal section 2(c) (Lot 702 on SP219237)
- repeal section 2(g) (Lot 708 on SP238200)
- prescribe
 - lot 800 on SP288047 containing an area of 1.417ha
 - lot 801 on SP288047 containing an area of 0.045ha
 - lot 802 on SP288047 containing an area of 0.1808ha
 - lot 803 on SP288047 containing an area of 0.1068ha
- replace lot 703 on SP238193 with lot 703 on SP288048
- replace lot 704 on SP219239 with lot 704 on SP288049 and replace 4.065ha with 3.968ha

It also provides that a plan mentioned in section 2 of the RNA regulation with a number beginning with SP is a plan held by the department administering the *Land Title Act 1994* and available for inspection by members of the public.

Consistency with policy objectives of authorising law

The amendments are consistent with the policy objective of Part 3A of the RNA Act which regulates dealing with particular land.

Inconsistency with policy objectives of other legislation

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

Benefits and costs of implementation

The *Royal National Agricultural and Industrial Association of Queensland Amendment Regulation (No. 2) 2016* protects the interests of the State in prescribed land.

Consistency with fundamental legislative principles

The amendments have been drafted with regard to the fundamental legislative principles outlined in the *Legislative Standards Act 1992* and are consistent with the principles.

Consultation

The RNA, Lendlease, Economic Development Queensland, Queensland Treasury and QTC were consulted and supported the amendments.

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