

# Natural Resources, Mines and Energy Legislation (Fees) Amendment Regulation 2018

Explanatory notes for SL 2018 No. 63

made under the

*Acquisition of Land Act 1967*

*Building Units and Group Titles Act 1980*

*Coal Mining Safety and Health Act 1999*

*Electricity Act 1994*

*Explosives Act 1999*

*Foreign Ownership of Land Register Act 1988*

*Fossicking Act 1994*

*Gas Supply Act 2003*

*Geothermal Energy Act 2010*

*Greenhouse Gas Storage Act 2009*

*Land Act 1994*

*Land Title Act 1994*

*Land Valuation Act 2010*

*Mineral and Energy Resources (Common Provisions) Act 2014*

*Mineral Resources Act 1989*

*Mining and Quarrying Safety and Health Act 1999*

*Petroleum Act 1923*

*Petroleum and Gas (Production and Safety) Act 2004*

*Stock Route Management Act 2002*

*Surveyors Act 2003*

*Valuers Registration Act 1992*

*Vegetation Management Act 1999*

*Water Act 2000*

## General Outline

### Short title

*Natural Resources, Mines and Energy Legislation (Fees) Amendment Regulation 2018.*

## Authorising law

Section 42 of the *Acquisition of Land Act 1967*  
Section 134 of the *Building Units and Group Titles Act 1980*  
Section 282 of the *Coal Mining Safety and Health Act 1999*  
Section 263 of the *Electricity Act 1994*  
Section 135 of the *Explosives Act 1999*  
Section 45 of the *Foreign Ownership of Land Register Act 1988*  
Section 107 of the *Fossicking Act 1994*  
Section 323 of the *Gas Supply Act 2003*  
Section 385 of the *Geothermal Energy Act 2010*  
Section 429 of the *Greenhouse Gas Storage Act 2009*  
Section 448 of the *Land Act 1994*  
Section 199 of the *Land Title Act 1994*  
Section 265 of the *Land Valuation Act 2010*  
Section 210 of the *Mineral and Energy Resources (Common Provisions) Act 2014*  
Section 417 of the *Mineral Resources Act 1989*  
Section 262 of the *Mining and Quarrying Safety and Health Act 1999*  
Section 149 of the *Petroleum Act 1923*  
Section 859 of the *Petroleum and Gas (Production and Safety) Act 2004*  
Section 309 of the *Stock Route Management Act 2002*  
Section 192 of the *Surveyors Act 2003*  
Section 66 of the *Valuers Registration Act 1992*  
Section 72 of the *Vegetation Management Act 1999*  
Section 1014 of the *Water Act 2000*

## Policy objectives and the reasons for them

The objective of the *Natural Resources, Mines and Energy Legislation (Fees) Amendment Regulation 2018* (Amendment Regulation) is to index regulatory fees for the Department of Natural Resources, Mines and Energy. Regulatory fees are reviewed annually, in accordance with government policy.

Minor amendments, identified by the Office of the Queensland Parliamentary Counsel, have been included in the Amendment Regulation. These changes include grammar corrections, consistency of wording across regulations and wording to better reflect the applicable Act.

## Achievement of policy objectives

The Amendment Regulation will achieve its objective by increasing fees and charges under the Acts administered by the Department of Natural Resources, Mines and Energy. An index figure of 3.5 per cent has been applied (with rounding for coinable amounts) in accordance with the Government indexation policy.

The amendments identified by OQPC will achieve consistency and currency of the Department of Natural Resources, Mines and Energy legislation.

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

The Amendment Regulation is consistent with the objective of the relevant Acts.

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

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

## **Benefits and costs of implementation**

The indexation of fees provides a mechanism, understood by the community and industry, to maintain price relativity, and aids the government in formulating both state and departmental budgets.

There are no additional costs associated with implementing the Amendment Regulation.

## **Consistency with fundamental legislative principles**

The Amendment Regulation is consistent with fundamental legislative principles.

## **Consultation**

In accordance with the Queensland Government Guide to Better Regulation, the Office of Best Practice Regulation was not consulted in relation to the regulatory proposal. The department applied a self-assessable exclusion from undertaking further regulatory impact analysis (category (h) - Regulatory proposals that put forward standard annual fee variations in line with or below a government endorsed indexation factor).