

# **Electrical Safety and Other Legislation (Fees) Amendment Regulation 2018**

Explanatory notes for SL 2018 No. 93

made under the

*Electrical Safety Act 2002*  
*Work Health and Safety Act 2011*

## **General Outline**

### **Short title**

*Electrical Safety and Other Legislation (Fees) Amendment Regulation 2018*

### **Authorising law**

Section 210 of the *Electrical Safety Act 2002*  
Section 276 of the *Work Health and Safety Act 2011*

### **Policy objectives and the reasons for them**

The Office of Industrial Relations (OIR) in the Department of Education is responsible for administering the *Electrical Safety Act 2002* and the *Work Health and Safety Act 2011* which provide for the prescription of particular fees and charges.

The Queensland Government Principles for Fees and Charges (the Fees and Charges Principles) require agencies to set fees and charges to accurately reflect the cost of providing their services and ensure fees and charges maintain their value over time. Where a regular comprehensive review of fees and charges is not cost effective or no specific indexation method has been approved by the Cabinet Budget Review Committee, agencies are required to annually apply the Government endorsed indexation factor to their fees and charges. The current Government endorsed indexation factor is 3.5 per cent.

The objective of the *Electrical Safety and Other Legislation (Fees) Amendment Regulation 2018* (Amendment Regulation) is to index OIR's administered fees and charges in accordance with the Fees and Charges Principles.

## **Achievement of policy objectives**

The objective of the Amendment Regulation is achieved by making amendments to index the majority of OIR's administered fees and charges under regulations made under the legislation listed above in accordance with the Fees and Charges Principles, using the Government endorsed indexation factor of 3.5 per cent.

In accordance with the Fees and Charges Principles, a consistent rounding policy has been applied.

However, four fees under the *Electrical Safety Regulation 2013* are not proposed to be adjusted in the Amendment Regulation, due to an agreement with industry not to increase these charges at this time (items 9 and 10 of Schedule 8 of the *Electrical Safety Regulation 2013*).

The amendments take effect on 1 July 2018.

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

The Amendment Regulation is consistent with the policy objectives of each of the authorising laws.

## **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**

The Amendment Regulation will ensure that OIR's administered fees and charges retain their value over time. The Amendment Regulation will not substantially increase the financial burden on the community or industry.

There are no anticipated implementation costs associated with the amendments.

## **Consistency with fundamental legislative principles**

The Amendment Regulation does not conflict with the 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).