

Justice and Other Legislation Amendment Act 2020

Explanatory notes for SL 2020 No. 142

Made under the

Justice and Other Legislation Amendment Act 2020

General Outline

Short Title

Proclamation No. 2 – Justice and Other Legislation Amendment Act 2020 (commencing remaining provisions).

Authorising law

Section 2 of the *Justice and Other Legislation Amendment Act 2020* (Amendment Act).

Policy objectives and the reasons for them

The objectives of the Amendment Act include making amendments of a technical or drafting nature to justice portfolio statutes.

The Amendment Act was passed by the Legislative Assembly on 20 May 2020 and received assent on 25 May 2020.

Section 2 of the Amendment Act provides that parts 17, 20 and 24 commence on a day to be fixed by proclamation. Parts 20 and 24 of the Amendment Act commenced by proclamation on 10 July 2020.

Part 17 of the Amendment Act will make minor corrections to section 5 of the *Guardianship and Administration Act 2000* (GAA), as amended by the *Guardianship and Administration and Other Legislation Amendment Act 2019* (GAA Amendment Act), by renumbering the GAA, section 5(c)(ii) and (iii) as section 5(c)(i) and (ii).

This proclamation will fix the time immediately after the commencement of the GAA Amendment Act, section 6, for the commencement of the provisions of the Amendment Act that are not in force.

Achievement of policy objectives

The policy objective is achieved by the proclamation commencing the provisions of the Amendment Act that are not in force immediately after the commencement of the GAA Amendment Act, section 6.

Consistency with policy objectives of authorising law

The proclamation is consistent with the policy objectives of the Amendment Act.

Inconsistency with policy objectives of other legislation

The proclamation is not inconsistent with the policy objectives of other legislation.

Alternative ways of achieving policy objectives

There are no alternative ways of achieving the policy objectives.

Benefits and costs of implementation

The proclamation will commence provisions of the Amendment Act that will make minor corrections to the GAA, as amended by the GAA Amendment Act.

The proclamation, that will commence the provisions of the Amendment Act that are not in force, will not impose any costs.

Consistency with fundamental legislative principles

The proclamation is consistent with fundamental legislative principles.

Consultation

A self-assessment by the Department of Justice and Attorney-General determined that no further regulatory impact analysis is required as the regulatory proposal is excluded under category (g) of the *Queensland Government Guide to Better Regulation* – regulatory proposal that are of a machinery nature.