

Electrical Safety and Other Legislation (Fees) Amendment Regulation 2021

Explanatory notes for SL 2021 No. 81

made under the

Electrical Safety Act 2002
Labour Hire Licensing Act 2017
Work Health and Safety Act 2011

General Outline

Short title

Electrical Safety and Other Legislation (Fees) Amendment Regulation 2021

Authorising law

Section 210 of the *Electrical Safety Act 2002*
Section 108 of the *Labour Hire Licensing Act 2017*
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*, *Labour Hire Licensing Act 2017* 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) requires 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 government endorsed indexation factor for 2021-22 is 1.7 per cent.

The objective of the *Electrical Safety and Other Legislation (Fees) Amendment Regulation 2021* (amendment regulation) is to increase fees and charges prescribed under the *Electrical Safety Act 2002*, *Labour Hire Licensing Act 2017* and the *Work Health and Safety Act 2011* in accordance with the Fees and Charges Principles and government endorsed indexation factor.

Achievement of policy objectives

The objective of the amendment regulation is achieved by making amendments to increase the majority of fees and charges prescribed under the *Electrical Safety Act 2002*, *Labour Hire Licensing Act 2017* and the *Work Health and Safety Act 2011* using the government endorsed indexation factor for 2021-22 of 1.7 per cent.

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

The amendments take effect on 1 July 2021.

Consistency with policy objectives of authorising law

The amendment regulation is consistent with the objectives of the relevant authorising Acts.

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 indexation of fees provides a mechanism understood by the community and industry to maintain price relativity, aiding the government in formulating the state and departmental budgets. The amendment regulation will not substantially increase the financial burden on the community or industry.

There are no additional costs associated with implementing the amendment regulation.

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).

No stakeholder consultation was undertaken as the amendment regulation implements annual fee increases in line with the government endorsed indexation rate and policy.