

Land Court Regulation 2021

Explanatory notes for SL 2021 No. 117

Made under the

Land Court Act 2000

General Outline

Short Title

Land Court Regulation 2021

Authorising law

Section 78 of the *Land Court Act 2000*

Policy objectives and the reasons for them

The *Land Court Regulation 2010* (2010 Regulation), made under the *Land Court Act 2000* (the Act), will automatically expire on 1 September 2021 under section 54 of the *Statutory Instruments Act 1992*.

Section 78 of the Act provides that the Governor in Council may make regulations under the Act, including to prescribe fees and costs for the Land Court or the Land Appeal Court and how fees and costs are to be received and dealt with in the courts.

The policy objectives of the *Land Court Regulation 2021* (2021 Regulation) are: to allow for the continued collection of the current fees amounts for the provision of registry and related services provided by the Land Court and the Land Appeal Court; and to remove section 3 which preserved the rights and entitlements of an acting member of the Land Court and is now redundant where the previously acting member is now permanently appointed.

Achievement of policy objectives

The 2021 Regulation will provide for the same fees as in the 2010 Regulation and remove section 3 of the Regulation which is no longer required.

Consistency with policy objectives of authorising law

The 2021 Regulation is consistent with the policy objectives of the Act.

Inconsistency with policy objectives of other legislation

The 2021 Regulation is not inconsistent with the policy objectives of other legislation.

Benefits and costs of implementation

The 2021 Regulation supports the operation of the Act by allowing for the continued collection of fees for the provision of registry and related services provided by the Land Court and the Land Appeal Court. There are no implementation costs for the 2021 Regulation.

Consistency with fundamental legislative principles

The 2021 Regulation is consistent with fundamental legislative principles.

Consultation

The Office of Best Practice Regulation (OBPR) was consulted regarding the requirements under the *Queensland Government Guide to Better Regulation* (Guide). OBPR confirmed that no further regulatory impact analysis is required under the Guide.