

# Proclamation - Police Service Administration and Other Legislation Amendment Act 2022

Explanatory notes for SL 2023 No. 8

made under the

*Police Service Administration and Other Legislation Amendment Act 2022*

## General Outline

### Short title

*Proclamation - Police Service Administration and Other Legislation Amendment Act 2022*

### Authorising law

Section 2 of the *Police Service Administration and Other Legislation Amendment Act 2022*

### Policy objectives and the reasons for them

The *Police Service Administration and Other Legislation Amendment Act 2022* (the Amendment Act) was assented to on 20 May 2022.

The objective of the Proclamation is to fix 6 March 2023 for the commencement of the provisions of the Amendment Act that are not in force. These provisions will modernise the legislative framework underpinning Protective Services which operates as a distinctive administrative unit within the Queensland Police Service (QPS) and is tasked with providing security services for state buildings in Queensland.

The provisions that are to commence are parts 2, 4 and part 1 of schedule 1 of the Amendment Act. Part 2 of the Amendment Act provides the powers that may be exercised by protective services officers and outlines the legislative responsibilities that must be undertaken by these officers when performing their duties. This part also includes offence provisions relevant to Protective Services. Part 4 of the Amendment Act repeals the *State Buildings Protective Security Act 1983*. Part 1 of schedule 1 of the Amendment Act makes consequential amendments.

## **Achievement of policy objectives**

The policy objective is achieved by fixing a commencement date of 6 March 2023 for the provisions of the Amendment Act that are not yet in force.

## **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 means to achieve the policy objectives.

## **Benefits and costs of implementation**

The commencement of the remaining provisions will result in benefits arising from the modernising of Protective Services including the optimised use of protective service officers. Explanatory Notes for the Police Service Administration and Other Legislation Amendment Bill 2021 noted that any costs associated with implementation will be met through existing budgets. There are no anticipated additional costs to the Government.

## **Consistency with fundamental legislative principles**

The Proclamation is consistent with fundamental legislative principles.

## **Consultation**

Extensive consultation was undertaken with affected stakeholders and professional bodies during the development of the parts 2, 4 and part 1 of schedule 1 of the Amendment Act. No consultation on the Proclamation was undertaken given its machinery nature.

A self-assessment undertaken by the QPS under the *Queensland Government Guide to Better Regulation* determined that the Proclamation is exempt from regulatory impact analysis as it falls within the agency-assessed exclusion category (g) 'regulatory proposals that are of a machinery nature'. Consequently, the Office of Best Practice Regulation was not consulted about the Proclamation.