

Racing Integrity Amendment Act 2022

Explanatory notes for SL 2023 No. 14

made under the

Racing Integrity Amendment Act 2022

General Outline

Short title

Proclamation - *Racing Integrity Amendment Act 2022* (commencing remaining provisions)

Authorising law

Section 2 of the *Racing Integrity Amendment Act 2022*.

Policy objectives and the reasons for them

The *Racing Integrity Amendment Act 2022* (Amendment Act) was passed by the Legislative Assembly on 25 October 2022 and received Royal Assent on 31 October 2022. The objective of the Proclamation is to commence the outstanding provisions of the Amendment Act, namely Part 3 and Schedule 1, Part 2.

Part 3 (sections 21-24, and 26-28), and Schedule 1, Part 2 of the Amendment Act, amends the *Racing Integrity Act 2016* to establish the Racing Appeals Panel as the new independent review body for racing decisions made by stewards.

Part 3 (section 25) of the Amendment Act, amends the *Racing Integrity Act 2016* to provide the Queensland Racing Integrity Commission (QRIC) with a clear authority to publish stewards' racing reports.

Section 2 of the Amendment Act provides that the provisions in Part 3 and Schedule 1, Part 2, are to commence on a day to be fixed by Proclamation. This approach was taken to allow sufficient time to operationally prepare for the establishment of the Racing Appeals Panel, and for communication activities to occur, including necessary process changes.

Achievement of policy objectives

The policy objective is achieved by fixing **31 March 2023** as the commencement date for the outstanding provisions of the Amendment Act.

Consistency with policy objectives of authorising law

The Proclamation is consistent with the policy objectives of the authorising law.

Inconsistency with policy objectives of other legislation

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

Benefits and costs of implementation

The Proclamation will have the effect of establishing the Racing Appeals Panel which will support Queensland's racing industries as the new independent review body for racing decisions made by stewards. The Panel will reduce timeframes for applying for and hearing reviews of racing stewards' decisions compared to existing internal review timeframes.

The total cost of the new arrangements is expected to be similar to QRIC's current expenditure relating to reviews. Any shortfall will be met within the existing resources of the Department of Agriculture and Fisheries.

Consistency with fundamental legislative principles

The Proclamation is consistent with fundamental legislative principles.

Consultation

Extensive consultation was undertaken with representatives across Queensland's racing industries, and public consultation with other industry participants, during the review of the *Racing Integrity Act 2016* and development of the Amendment Act.

The Department of Agriculture and Fisheries undertook further consultation with industry representatives in determining an appropriate date to establish the Racing Appeals Panel. Representatives of Queensland's racing industries supported the timely establishment of the Racing Appeals Panel.

The Department of Agriculture and Fisheries self-assessed the Proclamation to be excluded from further regulatory impact analysis under exclusion category (g) 'regulatory proposals that are of a machinery nature'. Accordingly, the Office of Best Practice Regulation was not consulted in relation to the Proclamation.