

Proclamation No. 2 – *Land and Other Legislation Amendment Act 2023*

Explanatory notes for SL 2023 No. 70

made under the

Land and Other Legislation Amendment Act 2023

General Outline

Short title

Proclamation No. 2 – *Land and Other Legislation Amendment Act 2023*.

Authorising law

Subsection 2(d) of the *Land and Other Legislation Amendment Act 2023*.

Policy objectives and the reasons for them

The objective of the Proclamation is to:

1. commence sections 79, 81, 83 and 86 of the *Land and Other Legislation Amendment Act 2023* (Amendment Act).

Once commenced these sections will omit certain technical and procedural surveying requirements from the *Survey and Mapping Infrastructure Act 2003* (SMI Act). Instead, the Chief Executive will make survey standards under the SMI Act to stipulate these requirements. The use of survey standards rather than provisions of the SMI Act for this purpose allows greater flexibility to administer technical and procedural requirements when necessary.

Achievement of policy objectives

The policy objective is achieved by fixing 3 July 2023 for the commencement of sections 79, 81, 83 and 86 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

No inconsistency with the policy objectives of other legislation has been identified.

Benefits and costs of implementation

Commencement of the Amendment Act in stages considers the operational needs of affected stakeholders, providing them with appropriate lead time to support implementation.

The amendments that will be commenced by the Proclamation can be met through existing budgets.

Consistency with fundamental legislative principles

The Proclamation is consistent with fundamental legislative principles.

Consultation

Consultation was undertaken in relation to the authorising law. This is outlined in detail within the explanatory notes of the Amendment Act.

No further consultation has been undertaken in relation to the Proclamation, however advice of the commencement of these sections has been provided to external stakeholders e.g., the surveying profession.

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 of Resources applied self-assessable exclusions from undertaking further regulatory impact analysis (category (g) – regulatory proposals that are of a machinery nature).