

Electrical Safety (Codes of Practice) Notice 2024

Explanatory Notes for SL 2024 No. 156

made under the

Electrical Safety Act 2002

General outline

Short title

Electrical Safety (Codes of Practice) Notice 2024

Authorising law

Section 44 of the *Electrical Safety Act 2002*.

Policy objectives and the reason for them

The *Electrical Safety (Codes of Practice) Notice 2013* (the existing notice) expires on 1 September 2024 under section 54 of the *Statutory Instruments Act 1992*. The existing notice is being repealed and replaced to retain notification of codes of practice made under the *Electrical Safety Act 2002* (the Act). Repealing the existing notice prior to its expiry on 1 September 2024 enables the *Electrical Safety (Codes of Practice) Notice 2024* (2024 Codes Notice) to commence on 15 August 2024.

The 2024 Codes Notice includes past notifications given by the Minister for the making of codes under section 44(2) of the Act.

Achievement of policy objectives

The 2024 Codes Notice achieves the policy objective of making new subordinate legislation to enable the Minister to give notice in relation to making, amending or repealing codes of practice made under the Act.

Consistency with policy objectives of authorising laws

Making the 2024 Codes Notice is consistent with the policy objectives to provide a framework for continuous improvement and progressively higher electrical safety standards.

Inconsistency with policy objectives of other legislation

No inconsistencies with policy objectives of other legislation have been identified.

Alternative ways of achieving policy objectives

The policy objectives can only be achieved by remaking the existing notice.

Benefits and costs on implementation

The making of the 2024 Codes Notice fulfils a requirement under section 44 of the Act for the Minister to give notice of making, amending or repealing a code of practice. The 2024 Codes Notice serves as a public record of decisions the Minister is authorised to make in relation to codes of practice and does not directly impose any requirements or regulatory burden.

The 2024 Codes Notice does not impose costs on industry or the community. There are minimal costs to government associated with drafting and making the 2024 Codes Notice which have been met within existing resourcing.

Consistency with fundamental legislative principles

The 2024 Codes Notice does not conflict with fundamental legislative principles.

Consultation

The Office of Best Practice Regulation (OBPR) was consulted about the 2024 Codes Notice. Given the administrative nature of the 2024 Codes Notice and its purpose under section 44 of the Act, OBPR agreed no further regulatory impact analysis under the *Queensland Government Better Regulation Policy* was required.

Notes on Provisions

Short title

Clause 1 sets out the short title of the notice.

Commencement

Clause 2 states that the notice commences on 15 August 2024.

Code of practice—Act, s 44

Clause 3 provides that the listing of a code of practice in schedule 1 is notice for the purpose of section 44(2) of the Act that the code of practice has been made by the Minister.

The clause also clarifies that a code of practice mentioned in schedule 1 commenced on the date stated in schedule 1, column 3 for the code of practice.

Repeal of Electrical Safety (Codes of Practice) Notice 2013

Clause 4 repeals the Electrical Safety (Codes of Practice) Notice 2013, SL No. 276.

Schedule 1 Codes of practice

Schedule 1 provides details about the codes of practice that have been made by the Minister under section 44(2) of the Act and that are therefore currently in effect.