



Attorney-General Act 1999

Attorney-General Regulation 2010

Reprinted as in force on 27 August 2010

Reprint No. 1

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Information about this reprint

This regulation is reprinted as at 27 August 2010.

This page is specific to this reprint. A table of reprints is included in the endnotes.

Also see endnotes for information about when provisions commenced.

Spelling

The spelling of certain words or phrases may be inconsistent with other reprints because of changes made in various editions of the Macquarie Dictionary (for example, in the dictionary, 'lodgement' has replaced 'lodgment').

Dates shown on reprints

Reprints dated at last amendment All reprints produced on or after 1 July 2002, authorised (that is, hard copy) and unauthorised (that is, electronic), are dated as at the last date of amendment. Previously reprints were dated as at the date of publication. If an authorised reprint is dated earlier than an unauthorised version published before 1 July 2002, it means the legislation was not further amended and the reprint date is the commencement of the last amendment.

If the date of an authorised reprint is the same as the date shown for an unauthorised version previously published, it merely means that the unauthorised version was published before the authorised version. Also, any revised edition of the previously published unauthorised version will have the same date as that version.

Replacement reprint date If the date of an authorised reprint is the same as the date shown on another authorised reprint it means that one is the replacement of the other.



Queensland

Attorney-General Regulation 2010

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Attorney-General Regulation 2010

[reprinted as in force on 27 August 2010]

1 Short title

This regulation may be cited as the *Attorney-General Regulation 2010*.

2 Application for a fiat—Act, s 7(1)(g)(ii)

- (1) An application for the Attorney-General to grant a fiat to start a proceeding in the Attorney-General's name to enforce or protect public rights must contain the following information—
 - (a) the applicant's name, address, phone number and fax number;
 - (b) the reasons why the applicant can not obtain complete relief in the proceeding if the fiat is not granted;
 - (c) whether the applicant has pursued other forms of relief, for example, mediation.
- (2) The application must be accompanied by the following documents—
 - (a) the proposed originating process;
 - (b) a certificate signed by counsel stating that—
 - (i) the proceeding is appropriate to be started in the Attorney-General's name; and
 - (ii) the originating process is appropriate for the Attorney-General's fiat; and
 - (iii) the applicant can not obtain complete relief if the fiat is not granted;
 - (c) an opinion from counsel as to the likelihood of success of the proceeding that details the facts of the case and explains the proceeding;

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- (d) a certificate signed by the applicant's solicitor stating that the applicant is an appropriate person to act as relator in the proceeding;
 - (e) a document signed by the applicant or the applicant's solicitors undertaking that—
 - (i) the proceeding is at the sole risk and cost of the applicant; and
 - (ii) the applicant will pay all of the Attorney-General's costs of the proceeding including any costs payable by the Attorney-General to a party; and
 - (iii) the applicant indemnifies the Attorney-General for the proceeding; and
 - (iv) the applicant will give the Attorney-General copies of all pleadings and other court documents for the proceeding; and
 - (v) the applicant will only take any of the following steps with the Attorney-General's approval—
 - (A) amend the originating process for the proceeding;
 - (B) discontinue the proceeding or withdraw part of it;
 - (C) withdraw all or part of any answer to a counterclaim;
 - (D) settle all or part of the proceeding.
- (3) If a proceeding has already started—
- (a) this section applies, with necessary changes, to an application in the proceeding; and
 - (b) the application under this section must state the stage of the proceeding.

3 Repeal

The Attorney-General Regulation 2000, SL No. 58 is repealed.

Endnotes

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2 Date to which amendments incorporated

This is the reprint date mentioned in the Reprints Act 1992, section 5(c). However, no amendments have commenced operation on or before that day. Future amendments of the Attorney-General Regulation 2010 may be made in accordance with this reprint under the Reprints Act 1992, section 49.

3 Key

Key to abbreviations in list of legislation and annotations

Key	Explanation	Key	Explanation
AIA	= Acts Interpretation Act 1954	(prev)	= previously
amd	= amended	proc	= proclamation
amdt	= amendment	prov	= provision
ch	= chapter	pt	= part
def	= definition	pubd	= published
div	= division	R[X]	= Reprint No. [X]
exp	= expires/expired	RA	= Reprints Act 1992
gaz	= gazette	reloc	= relocated
hdg	= heading	renum	= renumbered
ins	= inserted	rep	= repealed
lap	= lapsed	(retro)	= retrospectively
notfd	= notified	rv	= revised edition
num	= numbered	s	= section
o in c	= order in council	sch	= schedule
om	= omitted	sdiv	= subdivision
orig	= original	SIA	= Statutory Instruments Act 1992
p	= page	SIR	= Statutory Instruments Regulation 2002
para	= paragraph	SL	= subordinate legislation
prec	= preceding	sub	= substituted
pres	= present	unnum	= unnumbered
prev	= previous		

4 Table of reprints

Reprints are issued for both future and past effective dates. For the most up-to-date table of reprints, see the reprint with the latest effective date.

If a reprint number includes a letter of the alphabet, the reprint was released in unauthorised, electronic form only.

Reprint No.	Amendments included	Effective	Notes
1	none	27 August 2010	

5 List of legislation

Attorney-General Regulation 2010 SL No. 234

made by the Governor in Council on 26 August 2010

notfd gaz 27 August 2010 pp 1520–4

commenced on date of notification

exp 1 September 2020 (see SIA s 54)

Note—The expiry date may have changed since this reprint was published. See the latest reprint of the SIR for any change.