

Queensland



Queensland Competition Authority Act 1997

QUEENSLAND COMPETITION AUTHORITY REGULATION 1997

**Reprinted as in force on 4 December 1997
(includes amendments up to SL No. 391 of 1997)**

Reprint No. 1A

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Information about this reprint

This regulation is reprinted as at 4 December 1997. The reprint shows the law as amended by all amendments that commenced on or before that day (Reprints Act 1992 s 5(c)).

The reprint includes a reference to the law by which each amendment was made—see list of legislation and list of annotations in endnotes.

This page is specific to this reprint. See previous reprint for information about earlier changes made under the Reprints Act 1992. A table of earlier reprints is included in the endnotes.

Also see endnotes for information about—

- **when provisions commenced**
- **editorial changes made in earlier reprint.**

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QUEENSLAND COMPETITION AUTHORITY REGULATION 1997

[as amended by all amendments that commenced on or before 4 December 1997]

Short title

1. This regulation may be cited as the *Queensland Competition Authority Regulation 1997*.

Exclusion of government coal-carrying service from meaning of “service”—Act, s 72

2.(1) For section 72(2)(c)¹ of the Act, a government coal-carrying service is a service to which part 5² of the Act does not apply.

(2) In this section—

“**authority of the State**” means—

- (a) a body corporate established for a purpose of the State under a law of the State; or
- (b) an incorporated company in which the State, or a body corporate mentioned in paragraph (a), has a controlling interest.

“**government coal-carrying service**” means a service of carrying coal by rail, where the provider of the service is the State or an authority of the State.

(3) This section expires on 6 November 2000.

Fees

3.(1) The fee mentioned in subsection (2) is the fee payable to the

¹ Section 72 (Meaning of “service”)

² Part 5 (Access to services)

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authority for—

- (a) the consideration by the authority of an application for accreditation under part 4, division 5 of the Act;³ or
- (b) the conduct by the authority of the arbitration of an access dispute for part 5, division 5, subdivision 3 of the Act.⁴

(2) The fee is the amount—

- (a) that the authority considers to be reasonable; and
- (b) that is not more than the reasonable cost of considering the application for accreditation or conducting the arbitration of the access dispute.

³ Part 4 (Competitive neutrality and significant business activities), division 5 (Accreditation)

⁴ Part 5 (Access to services), division 5 (Access disputes about declared services), subdivision 3 (Arbitration of access disputes and making of determinations)

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). Accordingly, this reprint includes all amendments that commenced operation on or before 4 December 1997. Future amendments of the Queensland Competition Authority Regulation 1997 may be made in accordance with this reprint under the Reprints Act 1992, section 49.

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3 Key

Key to abbreviations in list of legislation and annotations

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

4 Table of earlier reprints

TABLE OF EARLIER REPRINTS

[If a reprint number includes a roman letter, the reprint was released in unauthorised, electronic form only.]

Reprint No.	Amendments included	Reprint date
1	none	30 May 1997

5 List of legislation

Queensland Competition Authority Regulation 1997 SL No. 125

made by the Governor in Council on 22 May 1997
pubd gaz 22 May 1997 pp 260C–D
commenced on date of notification
exp 22 May 2007 (see SIA s 54)

as amended by—

Queensland Competition Authority Amendment Regulation 1997 (No. 1) 1997 SL No. 391

notfd gaz 21 November 1997 pp 1294–5
commenced on date of notification

6 List of annotations

**Exclusion of government coal-carrying service from meaning of
“service”—Act, s 72**

s 2 exp 6 November 2000 (see s 2(3))

Fees

s 3 ins 1997 SL No. 391 s 3