

Queensland



Subordinate Legislation 1999 No. 33

*Justices Act 1886*

**JUSTICES AMENDMENT REGULATION  
(No. 1) 1999**

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**Short title**

1. This regulation may be cited as the *Justices Amendment Regulation (No. 1) 1999*.

**Regulation amended**

2. This regulation amends the *Justices Regulation 1993*.

**Amendment of s 2A (Prescribed warrants)**

3.(1) Section 2A, ‘of commitment and warrant of execution’—  
*omit.*

(2) Section 2A—  
*insert—*

‘(d) a warrant of arrest issued under the *Police Powers and Responsibilities Act 1997*, section 46.<sup>1</sup>’.

**Amendment of s 6 (Authorised person for nominated laws for reminder notice, enforcement notice and withdrawal from acting under the Act, pt 4A, div 3)**

4. Section 6(2)(b), ‘*Transport Infrastructure (Roads) Act 1991*’—  
*omit, insert—*

‘*Transport Operations (Road Use Management Act) 1995*’.

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<sup>1</sup> *Police Powers and Responsibilities Act 1997*, section 46 (Court may order immediate arrest of person who fails to appear)

**Amendment of s 6C (Authorised person for infringement notice (local laws and regulated parking))**

5. Section 6C, ‘676.’—

*omit, insert—*

‘1084<sup>2</sup>.’.

**Amendment of s 10 (Identifying particulars for an infringement notice offence for a railway law)**

6. Section 10(1)—

*omit, insert—*

‘**10.(1)** In this section—

“**railway law**” means—

- (a) the *Transport Operations (Passenger Transport) Act 1994*; or
- (b) the *Transport Infrastructure (Rail) Regulation 1996* .’.

**Replacement of sch 1, pt 13 (Collections Regulation 1975)**

7. Schedule 1, part 13—

*omit, insert—*

**‘PART 13—COLLECTIONS REGULATION 1998****‘Table of infringement notice offences and penalties**

‘1. The following is the table of infringement notice offences and penalties—

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<sup>2</sup> *Local Government Act 1993*, section 1084 (Appointment)

Column 1 Infringement notice offence	Column 2 Infringement notice penalty (penalty units)
s 12(1) or (2) . . . . .	1
s 16(2) . . . . .	1
s 19 . . . . .	1
s 21(3) . . . . .	1
s 23(2) or (3) . . . . .	1
s 25(2) . . . . .	1
s 26 . . . . .	1
s 31 . . . . .	1
s 32(1) . . . . .	1
s 33(1) . . . . .	1
s 35(1) . . . . .	1
s 36(1) . . . . .	1
s 37 . . . . .	1
s 38(1) or (2) . . . . .	1
s 40 . . . . .	1
s 42(2) or (3) . . . . .	1
s 43(1) or (2) . . . . .	1

**‘Authorised person for service of infringement notice**

‘2. An inspector appointed under the *Collections Act 1966*, section 7(2).<sup>3</sup>’.

**Omission of sch 1, pt 14B**

**8.** Schedule 1, part 14B—

*omit.*

<sup>3</sup> *Collections Act 1966*, section 7 (Administration of this Act)

**Insertion of new sch 1, pts 15A and 15B**

9. Schedule 1, after part 15—

*insert—*

**‘PART 15A—FISHERIES ACT 1994****‘Table of infringement notice offences and penalties**

‘1. The following is the table of infringement notice offences and penalties—

<b>Column 1</b>	<b>Column 2</b>
<b>Infringement notice offence</b>	<b>Infringement notice penalty (penalty units)</b>
s 77 .....	4
s 78(1) For a contravention by a recreational fisher involving the taking or possession of—	
(a) 1 to 2 fish regulated by gender .....	3
(b) 3 to 5 fish regulated by gender .....	4
(c) 1 to 5 fish regulated by size .....	3
(d) 6 to 10 fish regulated by size .....	5
(e) 1 to 5 fish regulated by size and area	3
(f) 6 to 10 fish regulated by size and area	5
For any other contravention .....	3
s 80 For a contravention involving—	
(a) taking fish by jaggging .....	5
(b) taking fish using underwater breathing apparatus (other than a snorkel) .....	5
(c) taking fish using a crab hook .....	5
(d) failing to mark a net in the prescribed way .....	5
(e) failing to mark an eel trap and float .	5
For any other contravention .....	4

s 84	For a contravention by a recreational fisher by—	
	(a) failing to mark crab apparatus in the prescribed way . . . . .	2
	(b) failing to mark fishing apparatus in the prescribed way . . . . .	2
	(c) setting fishing line as a cross line . . .	4
	(d) using more than 6 fishing lines . . . .	4
	For any other contravention . . . . .	3
s 173(2)	. . . . .	2

**‘Authorised person for service of infringement notice**

‘2. An inspector under the *Fisheries Act 1994*, section 140.<sup>4</sup>

**‘PART 15B—FISHERIES REGULATION 1995**

**‘Table of infringement notice offences and penalties**

‘1. The following is the table of infringement notice offences and penalties—

Column 1	Column 2
Infringement notice offence	Infringement notice penalty (penalty units)
s 87(1) . . . . .	2
s 87(2) . . . . .	3
s 91(1) . . . . .	3
s 92(1) . . . . .	2
s 92(2) . . . . .	2
s 97 . . . . .	3

<sup>4</sup> *Fisheries Act 1994*, section 140 (Appointment)

s 98(1) .....	3
s 98(2) .....	3
s 103(2) .....	3

### **‘Authorised person for service of infringement notice**

‘2. An inspector appointed under the *Fisheries Act 1994*, section 140.<sup>5</sup>’.

### **Replacement of sch 1, pt 18 (Griffith University Statute 7.2—Traffic and Parking on University Sites)**

10. Schedule 1, part 18—

*omit, insert—*

### **‘PART 18—GRIFFITH UNIVERSITY ACT 1998**

### **‘Table of infringement notice offences and penalties**

‘1. The following is the table of infringement notice offences and penalties—

Column 1 Infringement notice offence	Column 2 Infringement notice penalty (penalty units)
sch 1, s 6(2) .....	1
sch 1, s 7(2) If a regulatory notice indicates a speed limit and the contravention involves exceeding the speed limit by—	
(a) less than 15 km/h .....	1
(b) at least 15km/h but less than 30 km/h .....	2
(c) at least 30 km/h .....	3

<sup>5</sup> *Fisheries Act 1994*, section 140 (Appointment)

If the regulatory notice restricts or prohibits the parking or standing of vehicles and the contravention involves—

- (a) failing to display a permit; or .
- (b) parking in a marked space with any part of the vehicle outside the boundary of the space; or
- (c) parking in a metered space in contravention of the conditions applying to parking at the metered space . . . . .

1/2

If the contravention involves any other driving, parking or operating vehicles contrary to a regulatory notice . . . . .

1

**‘Authorised person for service of infringement notice**

‘2. An authorised person appointed under the *Griffith University Act 1998*, schedule 1, section 1.<sup>6</sup>’

**Amendment of sch 1, pt 18A (Health Services Act 1991)**

11. Schedule 1, part 18A, section 2, ‘20(1).’—

*omit, insert—*

‘39(1).<sup>7</sup>’.

<sup>6</sup> *Griffith University Act 1998*, schedule 1, section 1 (Appointment)

<sup>7</sup> Section 39 (Appointment of authorised persons and security officers)

**Replacement of sch 1, pt 21A**

**12.** Schedule 1, part 21A—

*omit, insert—*

**‘PART 21A—MARINE PARKS (MORETON BAY)  
ZONING PLAN 1997**

**‘Table of infringement notice offences and penalties**

**‘1.** The following is the table of infringement notice offences and penalties—

<b>Column 1</b>	<b>Column 2</b>
<b>Infringement notice offence</b>	<b>Infringement notice penalty (penalty units)</b>
s 28 .....	6
s 32 .....	6
s 35 .....	3
s 43 .....	4
s 45 .....	4
s 64(2) .....	3
s 65(2) .....	2
s 66(2) .....	2
s 66(3)(a) .....	3
s 66(3)(b) .....	4
s 66(3)(c) .....	3

**‘Authorised person for service of infringement notice**

**‘2.** An inspector appointed under the *Marine Parks Regulation 1990*, section 36.<sup>8</sup>.

<sup>8</sup> Section 36 (Appointment of inspectors)

## **‘PART 21B—MARINE PARKS REGULATION 1990**

### **‘Table of infringement notice offences and penalties**

‘1. The following is the table of infringement notice offences and penalties—

<b>Column 1</b>	<b>Column 2</b>
<b>Infringement notice offence</b>	<b>Infringement notice penalty (penalty units)</b>
s 8A .....	3
s 19 .....	5
s 20(1) .....	6
s 21 .....	5
s 22 .....	2
s 23 .....	2
s 24 .....	7
s 25 .....	5
s 26(2) .....	2
s 27(3) .....	2
s 30 .....	10
s 31(a) to (d) .....	3
s 31(e) .....	4
s 32 .....	3
s 33(1)(a) .....	4
s 33(1)(b) .....	5
s 34(1) .....	4
s 35 .....	10
s 42(3) .....	5

### **‘Authorised person for service of infringement notice**

‘2. An inspector appointed under the *Marine Parks Regulation 1990*, section 36.’

**Amendment of sch 1, pt 23 (Motor Accident Insurance Act 1994)**

13. Schedule 1, part 23, section 2, ‘*Transport Infrastructure (Roads) Act 1991*, section 9.1(1),’—

*omit, insert—*

‘*Transport Operations (Road Use Management) Act 1995*, section 20(2),<sup>9</sup>.’

**Replacement of sch 1, pt 27 (Nature Conservation Regulation 1994)**

14. Schedule 1, part 27—

*omit, insert—*

**‘PART 27—NATURE CONSERVATION  
REGULATION 1994**

**‘Table of infringement notice offences and penalties**

‘1. The following is the table of infringement notice offences and penalties—

<b>Column 1</b>	<b>Column 2</b>
<b>Infringement notice offence</b>	<b>Infringement notice penalty (penalty units)</b>
s 27(4) or (5) . . . . .	5
s 40 . . . . .	1
s 41 . . . . .	3
s 42(1) or (2)(a) . . . . .	1/2
s 42(2)(b) . . . . .	3/4
s 42(2)(c) . . . . .	1
s 45 . . . . .	1/4
s 46 . . . . .	1
s 48(1) . . . . .	3

<sup>9</sup> Section 20(2) (Appointment of authorised officers)

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s 49 .....	3
s 52 .....	5
s 55(1) .....	4
s 56(2) .....	4
s 57(1) or (3) .....	4
s 59 .....	5
s 62 .....	4
s 63(1) .....	5
s 63(2) .....	2
s 63(3) .....	2
s 64(1) .....	1
s 65 .....	2
s 66 .....	3
s 67 .....	3
s 68 .....	4
s 69(1), (2), (3) or (5) .....	5
s 70(2) .....	5
s 73(3) or (4) .....	1
s 74(1) .....	1
s 77(1) .....	4
s 78(1) .....	2
s 79(1)(b), (c), (d), (e), (f) or (g) .....	2
s 80 .....	2
s 81(2) .....	4
s 82(2) .....	4
s 83(1), (2) or (4) .....	1
s 84 .....	4
s 85 .....	2
s 86(1) .....	1
s 87 .....	1
s 88(1) .....	1
s 104(2) .....	1
s 109A(2) .....	5
s 131(1) or (3) .....	1
s 132(1) or (2) .....	1
s 135(1) .....	5
s 136 .....	5
s 137 .....	5
s 144 .....	1

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s 145(2) . . . . .	1
s 146 . . . . .	2
s 149(2) . . . . .	5
s 149(3) . . . . .	4
s 150(2) . . . . .	4
s 151 . . . . .	4
s 153(3) . . . . .	5
s 154(a), (b) or (c) . . . . .	5
s 154(d) or (e) . . . . .	4
s 155(2)(a), (b) or (c) . . . . .	4
s 156(1), (2) or (3) . . . . .	4
s 157 . . . . .	4
s 158 . . . . .	3
s 159 . . . . .	2
s 162(a), (b) or (c) . . . . .	5
s 162(d) or (e) . . . . .	4
s 163(2) . . . . .	4
s 164(1), (2) or (3) . . . . .	4
s 167A(3) . . . . .	5
s 167B(1) . . . . .	5
s 170(2), (3) or (4) . . . . .	3
s 173(1)(b) or (c) . . . . .	4
s 173(1)(d) or (e) . . . . .	5
s 174 . . . . .	4
s 174F . . . . .	4
s 174G . . . . .	3
s 174H . . . . .	4
s 174I(2) . . . . .	4
s 174J(1) . . . . .	3
s 174L(3) . . . . .	4
s 177(2)(b) or (d) . . . . .	3
s 179(a), (b) or (c) . . . . .	5
s 179(d) . . . . .	4
s 180 . . . . .	1
s 181 . . . . .	2
s 183(1) . . . . .	4
s 184 . . . . .	4
s 184D . . . . .	4
s 184E . . . . .	4

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s 185B(3) . . . . .	4
s 192(a), (b) or (c) . . . . .	5
s 193 . . . . .	5
s 194 . . . . .	2
s 195(2), (3), (4), (5), (6) or (7) . . . . .	3
s 196 . . . . .	3
s 197 . . . . .	4
s 198 . . . . .	4
s 202 . . . . .	5
s 203 . . . . .	2
s 204(2), (3), (4) or (5) . . . . .	3
s 204A . . . . .	5
s 205 . . . . .	3
s 206(a), (b) or (c) . . . . .	5
s 207 . . . . .	4
s 208 . . . . .	4
s 211A . . . . .	5
s 213(2)(d), (3), (4) or (5) . . . . .	3
s 214(1) or (2) . . . . .	4
s 214A . . . . .	3
s 214B . . . . .	4
s 215 . . . . .	4
s 216 . . . . .	3
s 217A(3) . . . . .	4
s 220(1)(a), (b) or (c) . . . . .	5
s 220(2) . . . . .	5
s 221(3) or (4) . . . . .	4
s 222(2) . . . . .	4
s 225A(3) . . . . .	4
s 226(2) or (4) . . . . .	1
s 227(1) . . . . .	3
s 228(1) . . . . .	3
s 228A(3) . . . . .	4
s 230 . . . . .	4
s 235(1) . . . . .	5
s 236 . . . . .	5
s 237 . . . . .	1
s 238(1) . . . . .	5
s 239 . . . . .	3

s 240(1) .....	2
s 241(b) .....	2
s 243 .....	3
s 244 .....	1
s 247 .....	5
s 248 .....	3
s 258(1), (3) or (4) .....	4
s 259(2), (3) or (5) .....	4
s 260(3), (4), (5), (6) or (7) .....	4

### **‘Authorised person for service of infringement notice**

‘2. A conservation officer under the *Nature Conservation Act 1992*, section 127.<sup>10</sup>’.

### **Replacement of sch 1, pt 28**

15. Schedule 1, part 28—

*omit, insert—*

### **‘PART 28—NATURE CONSERVATION (DUCK AND QUAIL) CONSERVATION PLAN 1995**

### **‘Table of infringement notice offences and penalties**

‘1. The following is the table of infringement notice offences and penalties—

	<b>Column 1</b>	<b>Column 2</b>
	<b>Infringement notice offence</b>	<b>Infringement notice penalty (penalty units)</b>
s 7 .....		4
s 8 .....		4

<sup>10</sup> *Nature Conservation Act 1992*, section 127 (Appointment of conservation officers)

**‘Authorised person for service of infringement notice**

‘2. A conservation officer under the *Nature Conservation Act 1992*, section 127.<sup>11</sup>

**‘PART 28A—NATURE CONSERVATION  
(MACROPOD HARVESTING) CONSERVATION  
PLAN 1994**

**‘Table of infringement notice offences and penalties**

‘1. The following is the table of infringement notice offences and penalties—

<b>Column 1</b>	<b>Column 2</b>
<b>Infringement notice offence</b>	<b>Infringement notice penalty (penalty units)</b>
s 6(3) . . . . .	4
s 10(2) . . . . .	5
s 11(2), (3), (4), (5), (6) or (7) . . . . .	3
s 12(1) . . . . .	3
s 14(2) or (3) . . . . .	3
s 15(2) or (3) . . . . .	5
s 16(2) . . . . .	5
s 17(2)(b), (c) or (d) . . . . .	5
s 20(1), (2) or (3) . . . . .	4

<sup>11</sup> *Nature Conservation Act 1992*, section 127 (Appointment of conservation officers)

**‘Authorised person for service of infringement notice**

‘2. A conservation officer under the *Nature Conservation Act 1992*, section 127.<sup>12</sup>

**‘PART 28B—NATURE CONSERVATION (WHALES AND DOLPHINS) CONSERVATION PLAN 1997**

**‘Table of infringement notice offences and penalties**

‘1. The following is the table of infringement notice offences and penalties—

Column 1	Column 2
Infringement notice offence	Infringement notice penalty (penalty units)
s 6(1)(a) . . . . .	4
s 6(1)(b)(i) or (ii) . . . . .	4
s 6(1)(c), (d), (e) or (f) . . . . .	4
s 6(2), (3), (4), (5) or (6) . . . . .	4
s 7(1) . . . . .	3
s 10 . . . . .	5
s 11(1) . . . . .	5
s 12 . . . . .	4
s 15(4) . . . . .	5
s 18 . . . . .	5

<sup>12</sup> *Nature Conservation Act 1992*, section 127 (Appointment of conservation officers)

**‘Authorised person for service of infringement notice**

**‘2.** A conservation officer under the *Nature Conservation Act 1992*, section 127.<sup>13</sup>

**‘PART 28C—QUEENSLAND UNIVERSITY OF TECHNOLOGY ACT 1998**

**‘Table of infringement notice offences and penalties**

**‘1.** The following is the table of infringement notice offences and penalties—

<b>Column 1</b>	<b>Column 2</b>
<b>Infringement notice offence</b>	<b>Infringement notice penalty (penalty units)</b>
sch 1, s 6(2) . . . . .	1/2
sch 1, s 7(2) If a regulatory notice indicates a speed limit and the contravention involves exceeding the speed limit by—	
(i) at least 15 km/h . . . . .	1/2
(ii) more than 15 km/h . . . . .	1
If a regulatory notice restricts or prohibits driving, parking or standing of vehicles and the contravention involves—	
(a) parking in a way that obstructs emergency vehicle access or traffic flow . . . . .	1

<sup>13</sup> *Nature Conservation Act 1992*, section 127 (Appointment of conservation officers)

(b) any other driving, parking or standing .....	1/2
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**‘Authorised person for service of infringement notice**

‘2. An authorised person appointed under the *Queensland University of Technology Act 1998*, schedule 1, section 1.<sup>14</sup>’.

**Amendment of sch 1, pt 30A (Standard Water Supply Law)**

16. Schedule 1, part 30A, section 2, ‘676.’—  
*omit, insert—*  
‘1084.<sup>15</sup>’.

**Omission of sch 1, pt 42 (Transport Infrastructure (Roads) Act 1991)**

17. Schedule 1, part 42—  
*omit.*

**Amendment of sch 1, pt 43B (Transport Operations (Marine Safety) Regulation 1995)**

18.(1) Schedule 1, part 43B, entry for sections 51(1) and 174(2)—  
*omit.*

(2) Schedule 1, part 43B—  
*insert—*

‘s 18(a) and (b) .....	3
s 51(1) .....	2
s 51A(1) .....	2
s 95(1) .....	3

<sup>14</sup> *Queensland University of Technology Act 1998*, schedule 1, section 1 (Appointment)

<sup>15</sup> Section 1084 (Appointment).

s 174(1) .....	2
s 181(2) .....	3'

**Amendment of sch 1, pt 45B (Transport Operations (Road Use Management) Regulation 1995)**

**19. Schedule 1, part 45B—**

*insert—*

's 11C(3) .....	4
s 62B .....	4'

**Insertion of new sch 1, pt 47A and 47B**

**20. Schedule 1, after part 47—**

*insert—*

**'PART 47A—UNIVERSITY OF QUEENSLAND ACT  
1998**

**'Table of infringement notice offences and penalties**

**1.** The following is the table of infringement notice offences and penalties—

Column 1	Column 2
Infringement notice offence	Infringement notice penalty (penalty units)
sch 1, s 6(2) .....	2/3
sch 1, s 7(2) If a regulatory notice restricts or prohibits driving, parking or standing of vehicles and the contravention involves—	
(a) driving or parking on a site not set aside for that purpose by the vice-chancellor; or	

- (b) failing to obey a traffic sign; or
- (c) parking—
  - (i) on a pedestrian crossing; or
  - (ii) in a disabled parking space without a valid permit; or
  - (iii) adjacent a yellow kerb line or railing; or
  - (iv) in a way obstructing the free passage of other vehicles or pedestrians . . . 2/3
- (d) any other driving, parking or standing . . . . . 1/3

**‘Authorised person for service of infringement notice**

‘2. An authorised person appointed under the *University of Queensland Act 1998*, schedule 1, section 1.<sup>16</sup>’.

**‘PART 47B—UNIVERSITY OF SOUTHERN QUEENSLAND ACT 1997**

**‘Table of infringement notice offences and penalties**

‘1. The following is the table of infringement notice offences and penalties—

<b>Column 1</b>	<b>Column 2</b>
<b>Infringement notice offence</b>	<b>Infringement notice penalty (penalty units)</b>
sch 1, s 6(2) . . . . .	1/3
sch 1, s 7(2) If a regulatory notice indicates a	speed limit

<sup>16</sup> *University of Queensland Act 1998*, schedule 1, section 1 (Appointment)

and the contravention involves exceeding the speed limit by—

- |  |     |
|--|-----|
| (a) less than 15 km/h . . . . .                      | 1/6 |
| (b) at least 15 km/h but less than 30 km/h . . . . . | 1/3 |
| (c) at least 30 km/h . . . . .                       | 1/2 |

If a regulatory notice restricts or prohibits driving, parking or standing of vehicles and the contravention involves—

- |  |     |
|--|-----|
| (a) parking in a metered space in contravention of the conditions applying to parking at the metered space; or |     |
| (b) failing to display a parking permit; or  |     |
| (c) driving on a road contrary to the permitted direction . . . . .  | 1/6 |
| (d) any other driving, parking or standing . . . . .   | 1/3 |

### ‘Authorised person for service of infringement notice

‘2. An authorised person appointed under the *University of Southern Queensland Act 1998*, schedule 1, section 1.<sup>17</sup>’.

#### ENDNOTES

1. Made by the Governor in Council on 25 March 1999.
2. Notified in the gazette on 26 March 1999.
3. Laid before the Legislative Assembly on . . .
4. The administering agency is the Department of Justice and Attorney-General.

<sup>17</sup> *University of Southern Queensland Act 1998*, schedule 1, section 1 (Appointment)