



Queensland

State Development and Public Works Organisation Act 1971

State Development and Public Works Organisation (State Development Areas) Regulation 1998

Reprinted as in force on 11 November 2005

Reprint No. 11

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Information about this reprint

This regulation is reprinted as at 11 November 2005. 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. Also see list of legislation for any uncommenced amendments.

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

Also see endnotes for information about—

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

Dates shown on reprints

Reprints dated at last amendment All reprints produced on or after 1 July 2002, hard copy and electronic, are dated as at the last date of amendment. Previously reprints were dated as at the date of publication. If a hard copy reprint is dated earlier than an electronic 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 a hard copy reprint is the same as the date shown for an electronic version previously published, it merely means that the electronic version was published before the hard copy version. Also, any revised edition of the previously published electronic version will have the same date as that version.

Replacement reprint date If the date of a hard copy reprint is the same as the date shown on another hard copy reprint it means that one is the replacement of the other.



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[as amended by all amendments that commenced on or before 11 November 2005]

Part 1 Preliminary

1 Short title

This regulation may be cited as the *State Development and Public Works Organisation (State Development Areas) Regulation 1998*.

Part 2 Gladstone State Development Area

2 Definitions for pt 2

In this part—

board see section 4.

GDR means the Gladstone Development Region.

Gladstone Development Region means the area consisting of the local government areas of the City of Gladstone and the Shire of Calliope.

GSDA see section 3(2).

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management strategy means the strategy constituted by the content of the document called ‘Gladstone Industrial Development Management Strategy’, prepared for the department and dated April 1998, as that strategy is modified from time to time.¹

3 Declaration of Gladstone State Development Area

- (1) The parts of the State delineated in red on the GSDA plan are declared to be a State development area.²
- (2) The area is called the Gladstone State Development Area (the **GSDA**).
- (3) In this section—

GSDA plan means plan GSDA/2001/1C held at the office of the Coordinator-General.

4 Name of project board

The project board established for the GSDA on the gazettal of the *Establishment of Gladstone Area Development Board Notification (No. 1) of 1999*³ is renamed and continues in existence as the Gladstone Economic and Industry Development Board (the **board**).

1 A copy of the document is available for inspection at any office of the Department of State Development, Trade and Innovation.

2 The plan can be inspected and the boundary locations in digital electronic form can be viewed at the office of the Coordinator-General, 100 George Street, Brisbane. The information held in digital electronic form can be reduced or enlarged to show the detail required for a particular area. Copies of the plan can also be inspected at the offices of the Department of Natural Resources and Mines (Rockhampton), Department of State Development, Trade and Innovation (Gladstone), Calliope Shire Council and Gladstone City Council.

3 The *Establishment of Gladstone Area Development Board Notification (No. 1) of 1999* was published in the gazette on 23 July 1999 at pages 1786 to 1788.

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5 Functions of board

(1) The board's functions are as follows—

- (a) functions delegated to the board by the Coordinator-General, including, for example—
 - (i) preparing a development scheme for the GSDA and any amendment of the scheme; and
 - (ii) implementing the scheme;
- (b) performing other functions delegated to the board under the Act or another Act for the development of the GSDA;
- (c) preparing a business plan and a management strategy for the GSDA;
- (d) facilitating the establishment of industry in the GSDA;
- (e) co-ordinating development approvals in relation to the GSDA;
- (f) advising prospective developers about the preparation of impact assessment studies in relation to the GSDA;
- (g) developing funding strategies to provide infrastructure in the GSDA, including infrastructure funding by the private sector;
- (h) developing and implementing a marketing plan to promote the use of the GSDA and to attract investment to the GSDA;
- (i) undertaking industry and community liaison in relation to the GSDA;
- (j) coordinating with other persons or agencies to achieve the development of the GSDA, including providing infrastructure;

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Examples of co-ordination with other persons or agencies under paragraph (j)—

- 1 The Coordinator-General, concerning—
 - (a) environmental co-ordination under section 29⁴ of the Act; or
 - (b) compulsory acquisition of land within the GSDA; and
 - 2 The Minister administering the *Industrial Development Act 1963*, about acquiring or disposing of land in the GSDA by the Minister.
 - 3 The Gladstone Area Water Board, about providing water in the GSDA under the *Water Act 2000*, chapter 4.⁵
 - 4 The Calliope Shire Council and the Gladstone City Council, about providing infrastructure and utilities for the GSDA under the *Integrated Planning Act 1997* or *Local Government Act 1993*.
 - 5 The Central Queensland Ports Authority, about providing port facilities and services under the *Transport Infrastructure Act 1994*.
- (k) advising the Minister about the following matters—
- (i) the need to establish infrastructure in the GDR;
 - (ii) the potential for the development of industry in the GDR;
 - (iii) impediments to the development of industry in the GDR;
 - (iv) promotion and marketing of the GDR;
 - (v) other matters relating to economic development of the GDR;
- (l) implementing, managing and maintaining the management strategy.
- (2) For performing a function relating to a matter mentioned in subsection (1)(k)(i) to (iv), the board may act either at the request of the Minister or on its own initiative.

4 Section 29 of the Act was renumbered as section 29A by 1999 No. 32, section 4. Section 29A of the Act was later renumbered as section 25 under section 122A of the Act.

5 *Water Act 2000*, chapter 4 (Water authorities)

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- (3) For performing a function relating to a matter mentioned in subsection (1)(k)(v), the board may act only at the request of the Minister.

6 Powers of board

The board has, for or in connection with the performance of its functions, all the powers of an individual, and may, for example, do the following—

- (a) acquire, hold, deal with or dispose of property;
- (b) spend amounts on capital works and improvements to, or for the maintenance of—
 - (i) property it owns; or
 - (ii) other property if its owner consents and the spending is for the development of the GSDA;
- (c) spend other amounts applied to it under an appropriation from Parliament;
- (d) borrow money;
- (e) open financial institution accounts;
- (f) enter into contracts;
- (g) appoint agents and attorneys;
- (h) make charges for services and facilities it provides;
- (i) join and take part in industry associations;
- (j) anything else necessary or convenient to be done for, or in connection with, the performance of its functions.

Part 3 Townsville State Development Area

7 Declaration of Townsville State Development Area

- (1) The part of the State delineated in red on plan number TSDA/2003/2 held in the office of the Coordinator-General is declared to be a State development area.⁶
- (2) The area is called the Townsville State Development Area.

⁶ The plan can be inspected and the boundary locations in digital electronic form can be viewed at the office of the Coordinator-General, 100 George Street, Brisbane. The information held in digital electronic form can be reduced or enlarged to show the detail required for a particular area. Copies of the plan can also be inspected at the office of the Department of State Development, Trade and Innovation (Townsville).

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 11 November 2005. Future amendments of the State Development and Public Works Organisation (State Development Areas) Regulation 1998 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
o in c	= order in council	s	= section
om	= omitted	sch	= schedule
orig	= original	sdiv	= subdivision
p	= page	SIA	= Statutory Instruments Act 1992
para	= paragraph	SIR	= Statutory Instruments Regulation 2002
prec	= preceding	SL	= subordinate legislation
pres	= present	sub	= substituted
prev	= previous	unnum	= unnumbered

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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 to	Effective	Reprint date
1	none	9 April 1998	2 October 1998
1A	1999 SL No. 167	23 July 1999	10 August 1999
1B	2000 SL No. 84	12 May 2000	16 May 2000
1C	2001 SL No. 277	21 December 2001	11 January 2002

Reprint No.	Amendments included	Effective	Notes
1D	2002 SL No. 377	20 December 2002	
1E	2003 SL No. 256	7 November 2003	
1F	2003 SL No. 352	19 December 2003	
1G	2004 SL No. 85	1 July 2004	
1H	2005 SL No. 79	6 May 2005	
1I	2005 SL No. 267	11 November 2005	

5 List of legislation

State Development and Public Works Organisation (State Development Areas) Regulation 1998 SL No. 71 (prev State Development and Public Works Organisation (Gladstone State Development Area) Regulation 1998)

made by the Governor in Council on 9 April 1998

notfd gaz 9 April 1998 pp 1530–32

commenced on date of notification

exp 1 September 2008 (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.

amending legislation—

State Development (Gladstone) Legislation Amendment and Repeal Regulation (No. 1) 1999 SL No. 167 pts 1–2

notfd gaz 23 July 1999 pp 1792–3

commenced on date of notification

State Development and Public Works Organisation (Gladstone State Development Area) Amendment Regulation (No. 1) 2000 SL No. 84

notfd gaz 12 May 2000 pp 128–9

commenced on date of notification

State Development and Public Works Organisation (Gladstone State Development Area) Amendment Regulation (No. 1) 2001 SL No. 277

notfd gaz 21 December 2001 pp 1482–8
commenced on date of notification

State Development and Public Works Organisation (Gladstone State Development Area) Amendment Regulation (No. 1) 2002 SL No. 377

notfd gaz 20 December 2002 pp 1359–63
commenced on date of notification

State Development and Public Works Organisation (Gladstone State Development Area) Amendment Regulation (No. 1) 2003 SL No. 256

notfd gaz 7 November 2003 pp 757–60
commenced on date of notification

State Development and Public Works Organisation (State Development Areas) Amendment Regulation (No. 2) 2003 SL No. 352

notfd gaz 19 December 2003 pp 1307–13
commenced on date of notification

Government Owned Corporations (Central Queensland Ports Authority) Regulation 2004 SL No. 85 ss 1–2, pt 10

notfd gaz 25 June 2004 pp 573–81
ss 1–2 commenced on date of notification
remaining provisions commenced 1 July 2004 (see s 2)

State Development and Public Works Organisation (State Development Areas) Amendment Regulation (No. 1) 2005 SL No. 79

notfd gaz 6 May 2005 pp 73–4
commenced on date of notification

State Development and Public Works Organisation (State Development Areas) Amendment Regulation (No. 2) 2005 SL No. 267

notfd gaz 11 November 2005 pp 955–7
commenced on date of notification

6 List of annotations

PART 1—PRELIMINARY

pt hdg ins 2003 SL No. 256 s 3

Short title

s 1 sub 2003 SL No. 256 s 3

PART 2—GLADSTONE STATE DEVELOPMENT AREA

pt hdg ins 2003 SL No. 256 s 3

Definitions for pt 2

prov hdg amd 2003 SL No. 256 s 4(1)

s 2 amd 2003 SL No. 256 s 4(2)

def “**GDR**” ins 1999 SL No. 167 s 3

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def “**Gladstone Development Region**” ins 1999 SL No. 167 s 3
def “**management strategy**” ins 1999 SL No. 167 s 3

Declaration of Gladstone State Development Area

s 3 amd 2001 SL No. 277 s 3; 2002 SL No. 377 s 3; 2003 SL No. 352 s 3; 2005
 SL No. 79 s 3

Name of project board

s 4 sub 1999 SL No. 167 s 4; 2000 SL No. 84 s 3

Functions of board

s 5 amd 1999 SL No. 167 s 5; 2001 SL No. 277 s 4; 2004 SL No. 85 s 20

PART 3—TOWNSVILLE STATE DEVELOPMENT AREA

pt hdg ins 2003 SL No. 256 s 5

Declaration of Townsville State Development Area

s 7 prev s 7 exp 10 April 1998 (see s 7(2))
 pres s 7 ins 2003 SL No. 256 s 5
 amd 2005 SL No. 267 s 3