



Queensland

Queensland Competition Authority Act 1997

Queensland Competition Authority Regulation 2007

Reprinted as in force on 24 August 2007

Reprint No. 1

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the Office of the Queensland Parliamentary Counsel
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Information about this reprint

This regulation is reprinted as at 24 August 2007.

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.

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.



Queensland

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Contents

	Page
Part 1	General
1	Short title 3
2	Definitions 3
3	Fees—Act, s 245(2) 4
Part 2	Repeal, savings and transitional provisions
Division 1	Repeal
4	Repeal 4
Division 2	Savings and transitional provisions
5	Continuation of existing declaration under the Act, s 72 4
6	Continuation of existing declaration under the Act, s 97—rail transport infrastructure 5
7	Continuation of existing declaration under the Act, s 97—Dalrymple Bay Coal Terminal. 5
Schedule	Services and functions for which fees are payable 7
Endnotes	
1	Index to endnotes. 9
2	Date to which amendments incorporated. 9
3	Key 9
4	Table of reprints 10
5	List of legislation. 10

Queensland Competition Authority Regulation 2007

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Part 1 General

1 Short title

This regulation may be cited as the *Queensland Competition Authority Regulation 2007*.

2 Definitions

In this regulation—

Gas Pipelines Access (Queensland) Law see the *Gas Pipelines Access (Queensland) Act 1998*, section 3.

Gas Pipelines Access (Queensland) Regulations see the *Gas Pipelines Access (Queensland) Act 1998*, section 3.

National Electricity (Queensland) Law see the *Electricity—National Scheme (Queensland) Act 1997*, section 3(1).

National Electricity (Queensland) Regulations see the *Electricity—National Scheme (Queensland) Act 1997*, section 3(1).

railway manager see the *Transport Infrastructure Act 1994*, schedule 6.

repealed regulation means the *Queensland Competition Authority Regulation 1997*.

subsidiary see the *Government Owned Corporations Act 1993*, section 3.

3 Fees—Act, s 245(2)

- (1) The fee payable to the authority for providing a service or performing a function mentioned in the schedule is the amount—
 - (a) the authority considers to be reasonable; and
 - (b) that is not more than the reasonable cost of providing the service or performing the function.
- (2) The amount may be recovered as a debt payable to the authority.

Part 2 Repeal, savings and transitional provisions**Division 1 Repeal****4 Repeal**

The Queensland Competition Authority Regulation 1997, SL No. 125 is repealed.

Division 2 Savings and transitional provisions**5 Continuation of existing declaration under the Act, s 72**

- (1) The service mentioned in subsection (2) continues to be declared for section 72(2)(c) of the Act.

Note—

See section 3 of the repealed regulation.

- (2) The service is the use of rail transport infrastructure for providing transportation by rail between Queensland and another State if—
 - (a) the infrastructure—
 - (i) is a public facility; and

- (ii) is used for operating a railway for which Queensland Rail, or a successor, assign or subsidiary of Queensland Rail, is the railway manager; and
 - (iii) is standard gauge track; and
- (b) the transportation is effected by using standard gauge rolling stock.

6 Continuation of existing declaration under the Act, s 97—rail transport infrastructure

- (1) The service mentioned in subsection (2) continues to be declared for section 97 of the Act.

Note—

See section 4 of the repealed regulation.

- (2) The service is the use of rail transport infrastructure for providing transportation by rail if the infrastructure is used for operating a railway for which Queensland Rail, or a successor, assign or subsidiary of Queensland Rail, is the railway manager.
- (3) The continuation of the declaration has effect only while the rail transport infrastructure remains a public facility.

7 Continuation of existing declaration under the Act, s 97—Dalrymple Bay Coal Terminal

- (1) The service mentioned in subsection (2) continues to be declared for section 97 of the Act.

Note—

See section 5 of the repealed regulation.

- (2) The service is the handling of coal at Dalrymple Bay Coal Terminal by the terminal operator.
- (3) In this section—

Dalrymple Bay Coal Terminal means the port infrastructure located at the port of Hay Point owned by Ports Corporation of Queensland or the State, or a successor or assign of Ports Corporation of Queensland or the State, and known as

Dalrymple Bay Coal Terminal and includes the following which form part of the terminal—

- (a) loading and unloading equipment;
- (b) stacking, reclaiming, conveying and other handling equipment;
- (c) wharfs and piers;
- (d) deepwater berths;
- (e) ship loaders.

handling of coal includes unloading, storing, reclaiming and loading.

terminal operator means—

- (a) the owner or lessee of Dalrymple Bay Coal Terminal; or
- (b) a person operating Dalrymple Bay Coal Terminal for the owner or lessee.

Schedule Services and functions for which fees are payable

section 3

- 1 investigation about, or for monitoring, pricing practices relating to a government monopoly business activity under part 3, division 3 of the Act
- 2 consideration of an application for accreditation, or the granting of accreditation, under part 4, division 5 of the Act
- 3 mediation of an access dispute under part 5, division 5, subdivision 2A of the Act
- 4 arbitration of an access dispute, including the making of an access determination, under part 5, division 5, subdivision 3 of the Act
- 5 preparation, approval or amendment of an access undertaking for a declared service under part 5, division 7 of the Act
- 6 monitoring compliance with, and reviewing terms of, an approved access undertaking under part 5, division 7 of the Act
- 7 preparation or revision of a cost allocation manual under part 5, division 9 of the Act
- 8 investigation about, or for monitoring, pricing practices relating to a monopoly water supply activity under part 5A, division 2, subdivision 7 of the Act
- 9 mediation of a water supply dispute under part 5A, division 4, subdivision 3 of the Act
- 10 arbitration of a water supply dispute, including the making of a water supply determination, under part 5A, division 4, subdivision 4 of the Act
- 11 preparation, approval or amendment of a water supply undertaking under part 5A, division 5 of the Act
- 12 monitoring compliance with, and reviewing terms of, an approved water supply undertaking under part 5A, division 5 of the Act

Schedule (continued)

- 13 performance by the authority of a function as the local regulator under the Gas Pipelines Access (Queensland) Law or the Gas Pipelines Access (Queensland) Regulations
- 14 performance of a function given to the authority under the *Electricity Act 1994*, the National Electricity (Queensland) Law or the National Electricity (Queensland) Regulations

Endnotes

1 Index to endnotes

	Page
2 Date to which amendments incorporated.	9
3 Key	9
4 Table of reprints	10
5 List of legislation	10

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 Queensland Competition Authority Regulation 2007 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	24 August 2007	

5 List of legislation

Queensland Competition Authority Regulation 2007 SL No. 207

made by the Governor in Council on 23 August 2007

notfd gaz 24 August 2007 pp 2151–3

commenced on date of notification

exp 1 September 2017 (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.