



Queensland

# Freedom of Information Amendment Bill 2004





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**2004**

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**A Bill**

for

**An Act to amend the *Freedom of Information Act 1992***

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<b>The Parliament of Queensland enacts—</b>	1
<b>Clause 1      Short title</b>	2
This Act may be cited as the <i>Freedom of Information</i>	3
<i>Amendment Act 2004</i> .	4
<b>Clause 2      Act amended</b>	5
This Act amends the <i>Freedom of Information Act 1992</i> .	6
<b>Clause 3      Insertion of new s 47A</b>	7
After section 47—	8
<i>insert—</i>	9
<b>‘47A      Matter relating to investment incentive scheme</b>	10
‘(1) Matter is exempt matter if its disclosure could reasonably be	11
expected to disclose information about—	12
(a) a particular incentive given to or arranged for a relevant	13
person under an investment incentive scheme; or	14
(b) an incentive sought by or proposed for a relevant person	15
whether or not an incentive was, in fact, given to or	16
arranged for the relevant person under an investment	17
incentive scheme.	18
‘(2) In this section—	19
<i>department</i> means the department in which the <i>State</i>	20
<i>Development and Public Works Organisation Act 1971</i> is	21
administered.	22
<i>incentive</i> includes any of the following—	23
(a) an amount that is a refund of all or part of an amount	24
paid as a tax, fee or charge;	25
(b) another amount, whether as a lump sum or by	26
instalments;	27
(c) a benefit that is not an amount mentioned in paragraph	28
(a) or (b).	29

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- investment incentive scheme*** means a written scheme to promote projects by providing incentives, that includes processes for assessing an application under the scheme and is administered by the department. 1  
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- project*** means a project or proposed project that involves investing or spending money, or the continued investing or spending of money, and is intended to create job opportunities or to continue existing jobs. 5  
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- relevant person*** means a person to the extent the person is or was any 1 or more of the following— 9  
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- (a) a person who inquires of, or enters into discussions with, the department or a public service employee about an incentive for a project, whether or not the person makes an application under an investment incentive scheme for an incentive; 11  
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- (b) a person who makes an application under an investment incentive scheme, whether or not the person is given an incentive; 16  
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- (c) a person who is given an incentive for a project, whether or not the person continues to be subject to a provision of an agreement about the incentive that allows the department to monitor the person or project.’. 19  
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