# Workers' Compensation and Rehabilitation and Other Acts Amendment Bill 2004

#### Amendments agreed to during Consideration

#### 1 Clause 21—

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At page 22, line 5, '65%'—

omit, insert—

'70%'.
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#### 2 Clause 107—

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At page 66, after line 2—insert—
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'(2A) Section 118(6)(a), 'an immediate'—

omit, insert—

'the'.'.

#### 3 Clause 113—

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At page 67, lines 23 to 26 and page 68, lines 1 to 5—omit, insert—
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- "(2) The advisory standards mentioned in the notice, and as in force immediately before the commencement of this section—
  - (a) are continued in force as codes of practice; and
  - (b) expire 10 years after their commencement.
- '(3) To remove any doubt, it is declared that subsection (2)(b) does not prevent a statutory instrument, mentioned in the subsection and being continued in force, from being amended or repealed before its expiry under this Act.

#### '191 Existing codes of practice

- '(1) The industry codes of practice mentioned in the Workplace Health and Safety (Industry Codes of Practice) Notice 1999, and as in force immediately before the commencement of this section—
  - (a) are continued in force as codes of practice; and
  - (b) expire 10 years after their commencement.
- '(2) To remove any doubt, it is declared that subsection (1)(b) does not prevent a statutory instrument, mentioned in the subsection and being continued in force, from being amended or repealed before its expiry under this Act.'.'.

#### 4 Clause 132—

At page 76, lines 2 to 5—

omit, insert—

- "(1) The codes of practice mentioned in the *Electrical Safety* (*Codes of Practice*) *Notice* 2002, and as in force immediately before the commencement of this section, expire 10 years after their commencement.
- '(2) To remove any doubt, it is declared that subsection (1) does not prevent a code of practice mentioned in the subsection from being amended or repealed before its expiry under this Act.'.'.

#### 5 Clause 136—

At page 77, after line 7—

insert—

#### 'Part 7

## **Amendment of Trading** (Allowable Hours) Act 1990

#### '137 Act amended in pt 7

'This part amends the *Trading (Allowable Hours) Act 1990*.

#### '138 Insertion of new pt 9

'After section 48—

insert—

### **'Part 9** Provisions for 26 December 2004

#### '49 Definitions for pt 9

'In this part—

south-east Queensland area see section 31B.

trading hours order see section 31B.

#### '50 Displacement of trading hours order

- '(1) This part applies only to a non-exempt shop in the south-east Queensland area to which the trading hours order applies.
- '(2) Despite section 28,¹ the trading hours order does not apply to a non-exempt shop in the south-east Queensland area to the extent the order is inconsistent with this part.

#### '51 Allowable hours on Sunday 26 December 2004

'(1) On Sunday 26 December 2004, the occupier of a non-exempt shop, other than an excluded shop, must ensure the shop is closed.

Maximum penalty—40 penalty units.

'(2) In this section—

excluded shop means a non-exempt shop in the following areas as defined in the trading hours order—

- (a) gold coast area;
- (b) sunshine coast area.

<sup>1</sup> Section 28 (Occupier to comply with order relating to premises)

### **Work on Sunday 26 December 2004 to be on a voluntary basis**

'An employer must not require an employee to work on Sunday 26 December 2004 unless the employee agrees, in writing, to work on that day.

Maximum penalty—16 penalty units.

#### '53 Expiry of part

'This part expires on 31 March 2005.'.'.

#### 6 Schedule, amendment 17—

At page 80, line 15, before 'days'—

insert—

'business'.

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