



State Buildings Protective Security Act 1983

State Buildings Protective Security Regulation 2008

Current as at 11 August 2017



Queensland

State Buildings Protective Security Regulation 2008

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State Buildings Protective Security Regulation 2008

1 Short title

This regulation may be cited as the *State Buildings Protective Security Regulation 2008*.

2 Definitions

The dictionary in schedule 2 defines particular words used in this regulation.

3 Declaration of the Queensland Cultural Centre as state buildings—Act, s 4(4)

- (1) For section 4(4) of the Act, the buildings and their precincts located on the land described in schedule 1, part 1 are state buildings.
- (2) This section expires on 1 September 2018.

3A Declaration of Legal Aid Queensland offices as state buildings—Act, s 4(4)

- (1) For section 4(4) of the Act, the following are state buildings—
 - (a) the buildings and their precincts located on the land described in schedule 1, part 2, item 1;
 - (b) the part of the building, located on the land described in schedule 1, part 2, item 2, that is the subject of registered leases GA, GE and G2 under the *Land Title Act 1994* and the precincts of the building located on that land.
- (2) This section expires on 1 September 2018.

4 Security officers to serve in state buildings as directed

A security officer must serve in any state building in which the commissioner directs the officer to serve.

5 Standards of physique and physical fitness for security officers—Act, s 9(2)

- (1) The standard of physique and state of physical fitness for protective security officers is a physique suitable, and level of physical fitness appropriate, for performing the functions of a protective security officer.
- (2) The standard of physique and state of physical fitness for senior protective security officers is a physique suitable, and level of physical fitness appropriate, for performing the functions of a senior protective security officer.

6 Uniforms

The uniform for a security officer is the uniform decided for the officer by the commissioner.

7 Surrender of uniforms—Act, s 30(1)(c)

For section 30(1)(c) of the Act, a security officer's uniform is a prescribed thing.

8 Hand over of duties

- (1) A security officer (the *duty officer*) performing the duty officer's functions in a state building must remain on duty in the building until—
 - (a) relieved of duty by another security officer; or
 - (b) authorised by the commissioner to leave the building.
- (2) However, the duty officer may leave the building if it is necessary for performing the duty officer's functions.

9 Emergency duties

A security officer must take up duty promptly in an emergency, if directed by the commissioner, unless the security officer has a reasonable excuse.

10 Security officers on duty not to be under the influence of liquor or a drug

- (1) This section applies to a security officer who is on duty.
- (2) The security officer must not be under the influence of liquor or a drug to the extent the security officer is not fit to perform the security officer's functions.

11 Security officers in uniform not to obtain liquor

- (1) A security officer in uniform must not obtain liquor from licensed premises.
- (2) Subsection (1) does not apply if—
 - (a) the security officer obtains the liquor in a motor vehicle; and
 - (b) the motor vehicle is not a motor vehicle used to provide services for the security of state buildings; and
 - (c) the liquor is in a sealed container; and
 - (d) the security officer leaves the licensed premises immediately after obtaining the liquor.

12 Security officers in uniform not to enter or remain on licensed premises

- (1) A security officer in uniform must not enter licensed premises or remain on licensed premises.
- (2) Subsection (1) does not apply if—
 - (a) the security officer enters or remains on licensed premises to perform the security officer's functions; or
 - (b) the security officer enters or remains on licensed premises under section 11(2).

13 Repeal

The State Buildings Protective Security Regulation 1998, SL No. 98 is repealed.

**Schedule 1 Land on which state buildings
are located**

sections 3 and 3A

Part 1 Queensland Cultural Centre

- 1 Lot 100 on SP259360
- 2 Lot 401 on SP259399
- 3 Lot 500 on SP259412
- 4 Lot 600 on SP259442
- 5 Lot 700 on SP273957

**Part 2 Legal Aid Queensland
buildings**

- 1 Lots 5 and 6 on Crown Plan B361 situated in the County of Stanley, Parish of North Brisbane
- 2 Lot 8 on B118228 situated in the County of Stanley, Parish of North Brisbane

Schedule 2 Dictionary

section 2

licensed premises see the *Liquor Act 1992*, section 4.

liquor see the *Liquor Act 1992*, section 4B.

uniform includes associated accoutrements.

1 Index to endnotes

- 2 Key
- 3 Table of reprints
- 4 List of legislation
- 5 List of annotations

2 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
amd	= amendment	prov	= provision
t			
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	renu	= renumbered
		m	
ins	= inserted	rep	= repealed
lap	= lapsed	(retro	= retrospectively
)	
notf	= notified	rv	= revised version
d			
num	= numbered	s	= section

Key	Explanation	Key	Explanation
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 2012
para	= paragraph	SL	= subordinate legislation
prec	= preceding	sub	= substituted
pres	= present	unnum	= unnumbered
prev	= previous	m	

3 Table of reprints

A new reprint of the legislation is prepared by the Office of the Queensland Parliamentary Counsel each time a change to the legislation takes effect.

The notes column for this reprint gives details of any discretionary editorial powers under the **Reprints Act 1992** used by the Office of the Queensland Parliamentary Counsel in preparing it. Section 5(c) and (d) of the Act are not mentioned as they contain mandatory requirements that all amendments be included and all necessary consequential amendments be incorporated, whether of punctuation, numbering or another kind. Further details of the use of any discretionary editorial power noted in the table can be obtained by contacting the Office of the Queensland Parliamentary Counsel by telephone on 3003 9601 or email legislation.queries@oqpc.qld.gov.au.

From 29 January 2013, all Queensland reprints are dated and authorised by the Parliamentary Counsel. The previous numbering system and distinctions between printed and electronic reprints is not continued with the relevant details for historical reprints included in this table.

Reprint No.	Amendments included	Effective	Notes
1	none	29 August 2008	
1A	2008 SL No. 337	17 October 2008	

Reprint No.	Amendments included	Effective	Notes
1B	—	2 November 2008	prov exp 1 November 2008
1C	2011 SL No. 53	6 May 2011	
1D	—	29 May 2011	prov exp 28 May 2011
1E	2011 SL No. 132	1 July 2011	

Current as at	Amendments included	Notes
18 October 2013	—	prov exp 17 October 2013
30 June 2014	2014 SL No. 110	
12 June 2015	2015 SL No. 36	
8 September 2016	2016 Act No. 43	
1 July 2017	2017 SL No. 86	
11 August 2017	2017 SL No. 139	

4 List of legislation

Regulatory impact statements

For subordinate legislation that has a regulatory impact statement, specific reference to the statement is included in this list.

Explanatory notes

All subordinate legislation made on or after 1 January 2011 has an explanatory note. For subordinate legislation made before 1 January 2011 that has an explanatory note, specific reference to the note is included in this list.

State Buildings Protective Security Regulation 2008 SL No. 278

made by the Governor in Council on 28 August 2008
 notfd gaz 29 August 2008 pp 2831–5
 commenced on date of notification
exp 1 September 2018 (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 Buildings Protective Security Amendment Regulation (No. 2) 2008 SL No. 337
notfd gaz 17 October 2008 pp 966–7
commenced on date of notification

State Buildings Protective Security Amendment Regulation (No. 1) 2011 SL No. 53
notfd gaz 6 May 2011 pp 39–40
commenced on date of notification

State Buildings Protective Security Amendment Regulation (No. 2) 2011 SL No. 132
notfd gaz 1 July 2011 pp 589–96
commenced on date of notification

State Buildings Protective Security Amendment Regulation (No. 1) 2014 SL No. 110
notfd <www.legislation.qld.gov.au> 20 June 2014
ss 1–2 commenced on date of notification
remaining provisions commenced 30 June 2014 (see s 2)

State Buildings Protective Security Amendment Regulation (No. 1) 2015 SL No. 36
notfd <www.legislation.qld.gov.au> 12 June 2015
commenced on date of notification

Public Safety Business Agency and Other Legislation Amendment Act 2016 No. 43 s 1, pt 3 div 7
date of assent 8 September 2016
commenced on date of assent

Weapons and Other Legislation Amendment Regulation 2017 SL No. 86
notfd <www.legislation.qld.gov.au> 9 June 2017
ss 1–2 commenced on date of notification
pt 3 commenced 1 July 2017 (see s 2)

State Buildings Protective Security (State Buildings) Amendment Regulation 2017 SL No. 139
notfd <www.legislation.qld.gov.au> 11 August 2017
commenced on date of notification

5 List of annotations

Declaration of the Queensland Cultural Centre as state buildings—Act, s 4(4)
s 3 amd 2008 SL No. 337 s 3; 2011 SL No. 132 s 3; 2014 SL No. 110 s 4; 2017 SL No. 86 s 14
exp 1 September 2018 (see s 3(2))

Declaration of Legal Aid Queensland offices as state buildings—Act, s 4(4)
s 3A prev s 3A ins 2008 SL No. 337 s 4
exp 17 October 2013 (see s 3A(2))
pres s 3A ins 2014 SL No. 110 s 5

amd 2017 SL No. 86 s 15
exp 1 September 2018 (see s 3A(2))

**Declaration of Mackay Entertainment and Convention Centre as a state building—
Act, s 4(4)**

s 3B orig s 3B ins 2008 SL No. 337 s 4
exp 1 November 2008 (see s 3B(3))
prev s 3B ins 2011 SL No. 53 s 3
exp 28 May 2011 (see s 3B(3))

**Security officers to serve in state buildings as directed
s 4** amd 2016 Act No. 43 s 49

Uniforms

s 6 amd 2016 Act No. 43 s 50

Hand over of duties

s 8 amd 2016 Act No. 43 s 51

Emergency duties

s 9 amd 2016 Act No. 43 s 52

Security officers in uniform not to obtain liquor

s 11 amd 2016 Act No. 43 s 53

SCHEDULE 1—LAND ON WHICH STATE BUILDINGS ARE LOCATED

sch 1 amd 2011 SL No. 132 s 4; 2014 SL No. 110 s 6; 2015 SL No. 36 s 3; 2017 SL
No. 139 s 3

SCHEDULE 2—DICTIONARY

sch 2 def *manager* om 2016 Act No. 43 s 54