



Queensland

Professional Standards Act 2004

Professional Standards Regulation 2017

Current as at 4 August 2017



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Professional Standards Regulation 2017

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Professional Standards Regulation 2017

1 Short title

This regulation may be cited as the *Professional Standards Regulation 2017*.

2 Fees for approval, amendment or revocation of scheme—Act, s 71(2)(b)(i)

A fee of \$5,000 is payable to the council for an application for approval, amendment or revocation of a scheme.

3 Annual fee for members of occupational associations—Act, s 71(2)(b)(ii)

- (1) A fee (the *annual fee*) of \$50 is payable to the council for each resident member to whom a scheme applies during an annual fee period of the scheme.
- (2) The annual fee must be paid—
 - (a) if the scheme commences during the 3 month period ending on 31 March in a year—not later than 31 March in each annual fee period; or
 - (b) if the scheme commences during the 3 month period ending on 30 June in a year—not later than 30 June in each annual fee period; or
 - (c) if the scheme commences during the 3 month period ending on 30 September in a year—not later than 30 September in each annual fee period; or
 - (d) if the scheme commences during the 3 month period ending on 31 December in a year—not later than 31 January in each annual fee period.
- (3) However, if the scheme starts to apply to an additional resident member during an annual fee period, the annual fee for the additional resident member for the annual fee period must be paid—

- (a) if the scheme starts to apply during the 3 month period ending on 31 March in a year—not later than 31 March in the year; or
 - (b) if the scheme starts to apply during the 3 month period ending on 30 June in a year—not later than 30 June in the year; or
 - (c) if the scheme starts to apply during the 3 month period ending on 30 September in a year—not later than 30 September in the year; or
 - (d) if the scheme starts to apply during the 3 month period ending on 31 December in a year—not later than 31 January in the following year.
- (4) In this section—

annual fee period, of a scheme, means a period of 12 months beginning on the day the scheme commences or each anniversary of that day occurring while the scheme is in force.

resident member means a member of an occupational association who is ordinarily resident in the State.

4 Interest payable on unpaid fee—Act, s 71(3)

- (1) If an amount of a fee payable under section 3 is not paid within 30 days after it becomes payable, simple interest is payable at a rate of 0.05% per day on the unpaid amount.
- (2) The interest is payable on and from the day after the 30 days mentioned in subsection (1) ends until and including the day the amount is paid.

5 Waiver of fee or interest

- (1) The council may waive, wholly or partly, the payment of a fee or interest under section 2, 3 or 4.
- (2) When considering whether to waive the payment in a particular case, the council must consider whether there are special reasons for doing so having regard to any relevant matter.

Examples of relevant matters for a payment of a fee under section 2—

- 1 the number of other applications the occupational association has made to other jurisdictions for approval, amendment or revocation of a scheme
 - 2 the cost to the council of considering the application for which the fee is payable
 - 3 any financial hardship the payment of the fee may cause the occupational association.
- (3) The council may delegate its power to waive the payment of a fee or interest to a person holding the position of executive officer of the council.
- (4) The maximum amount the person may waive under the delegation in a particular case is \$250.

6 Prescribed statement and particulars for notification of limitation of liability—Act, s 34(2)

- (1) The statement ‘Liability limited by a scheme approved under professional standards legislation’ is prescribed for section 34(1) of the Act.
- (2) The statement must be printed in a size not less than the face measurement of Times New Roman typeface in 8 point.

7 Repeal

The Professional Standards Regulation 2007, SL No. 9 is repealed.

1 Index to endnotes

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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
o in	= order in council	sch	= schedule
c			

Key	Explanation	Key	Explanation
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	unnu	= unnumbered
		m	
prev	= previous		

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.

Current as at	Amendments included	Notes
4 August 2017	none	RA s 35

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.

Professional Standards Regulation 2017 SL No. 131

made by the Governor in Council on 3 August 2017

notfd <www.legislation.qld.gov.au> 4 August 2017

commenced on date of notification

exp 1 September 2027 (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.

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