

Queensland

Police Service Administration Amendment Regulation (No. 2) 2012

Explanatory Notes for SL 2012 No. 28

made under the
Police Service Administration Act 1990

General outline

Short title
The Police Service Administration Amendment Regulation (No. 2) 2012 (the Regulation).

Authorising law
Sections 5.2(3) of the Police Service Administration Act 1990 (the Act) provides for an ability to transfer a police officer on a basis prescribed by a regulation need not involve the procedures in section 5.2(2)(a) of the Act. Section 10.28 of the Act provides the power to make regulations for the purposes of the Act.

Policy objectives and the reasons for them
The purpose of the Regulation is to give effect to determinations by the Queensland Industrial Relations Commission (the QIRC) in section 4.2A of the Police Service Administration Regulation 1990 (the PSAR). Section 4.2A of the PSAR currently only refers to an industrial agreement or an award as a prescribed basis for the transfer of an officer for section 5.2(3) of the Act.
The Regulation also makes a technical amendment to update the reference to the Queensland Police Commissioned Officers’ Union of Employees (the QPCOUE) in section 4.2A of the PSAR.

**Achievement of policy objectives**

The amendment to section 4.2A of the PSAR is to recognise determinations made by the QIRC pending a new industrial agreement or award being made. It also makes a technical amendment to update the name of the QPCOUE.

**Consistency with policy objectives of authorising law**

The Regulation is consistent with the objects of the Act as provided for in s 5.2(3) of the Act.

**Inconsistency with policy objectives of other legislation**

The Regulation is consistent with the policy objectives of other legislation in particular section 150(8) of the *Industrial Relations Act 1999*.

**Benefits and costs of implementation**

The benefit of Regulation is to recognise determinations made by QIRC as a prescribed basis for the transfer of a police officer pursuant to section 5.2(3) of the Act. It also updates the name of the QPCOUE. The costs associated with implementation are minor administrative cost. These are not considered significant and will be funded by existing budget allocations.

**Consistency with fundamental legislative principles**

The Regulation is consistent with fundamental legislative principles.

**Consultation**

The Department of the Premier and Cabinet and the Department of Justice and Attorney-General were consulted regarding the Regulation.
ENDNOTES

1  Laid before the Legislative Assembly on . . .
2  The administering agency is the Department of Police.

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