



Queensland

Civil Proceedings (Postponement) Regulation 2012

Explanatory Notes for SL 2012 No. 200

made under the

Civil Proceedings Act 2011

General outline

Short title

Civil Proceedings (Postponement) Regulation 2012.

Authorising law

Section 107 of the *Civil Proceedings Act 2011*.

Policy objectives and the reasons for them

The objective of the regulation is to extend the date for automatic commencement of part 32, division 6 of the *Civil Proceedings Act 2011* to 7 December 2013.

Achievement of policy objectives

The policy objective is achieved by making of a postponement regulation under the *Civil Proceedings Act 2011* to postpone the automatic commencement of the relevant provisions, pursuant to section 15DA(3) of the *Acts Interpretation Act 1954*.

Part 32, division 6 of the *Civil Proceedings Act 2011* will, on commencement, insert a new section 35A in the *Justices of the Peace and Commissioners for Declarations Act 1991* which would give Justices of the Peace a discretion to copy or record details of proof of identity documents sighted by them when attesting documents, for the purpose of being satisfied that persons whose signatures they witness are who they claim to be.

Further consultation on the amendment is proposed prior to implementation, requiring extension of the period before automatic commencement. The provision would otherwise automatically commence on 7 December 2012.

Consistency with policy objectives of authorising law

The regulation is consistent with the main objects of the *Civil Proceedings Act 2011*.

Inconsistency with policy objectives of other legislation

The regulation is not inconsistent with any policy objectives of any other legislation.

Benefits and costs of implementation

The postponement will allow for further consultation with affected stakeholders prior to implementation and has no cost implications.

Consistency with fundamental legislative principles

The regulation does not conflict with fundamental legislative principles.

Consultation

Due to the machinery nature of the regulation, no consultation was undertaken.

ENDNOTES

- 1 Laid before the Legislative Assembly on . . .
- 2 The administering agency is the Department of Justice and Attorney-General.

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