

Acquisition of Land Regulation 2014

Explanatory notes for SL 2014 No. 181

made under the

Acquisition of Land Act 1967

General Outline

Short title

Acquisition of Land Regulation 2014

Authorising law

Section 42 of the *Acquisition of Land Act 1967*

Policy objectives and the reasons for them

The objective of the *Acquisition of Land Regulation 2014* (the Regulation) is to continue the current effect of the provisions of the *Acquisition of Land Regulation 2003* (the AL Regulation) which is due to expire on 31 August 2014. The new regulation makes no changes.

Not replacing the expiring AL Regulation would result with discontinuation of charging the statutory fee for applications under the *Acquisition of Land Act 1967* (the Act).

Achievement of policy objectives

The remake of the AL Regulation, rather than the extension of exemption from expiry, meets the government policy of ensuring that regulations are regularly reviewed for efficiency and necessity. The necessities for continuation of the regulation and its low impact on stakeholders have been confirmed by the Office of Best Practice. The Regulation is to continue the provisions of the expiring AL Regulation without change.

Consistency with policy objectives of authorising law

The Regulation is consistent with the main objectives of the Act and enshrines the necessary operational framework for the achievement of those objectives.

Inconsistency with policy objectives of other legislation

The Regulation is consistent with the policy objectives of other legislation.

Benefits and costs of implementation

The benefit of the Regulation is that it will allow for continuation of a basis for charging for the making of an application under section 9 of the Act. Implementing the Regulation will have negligible costs.

Consistency with fundamental legislative principles

The Regulation is consistent with fundamental legislative principles.

Consultation

Consultation was undertaken with the Office of Best Practice Regulation, Queensland Competition Authority; the Local Government Association of Queensland; the Department of Transport and Main Roads; and the Office of the Coordinator General.

The Office of Best Practice Regulation, Queensland Competition Authority has confirmed that a Regulatory Impact Statement is not required.

All parties consulted agree with the proposal and have not raised any concerns or issues with the proposal of replacing the regulation.

The *Acquisition of Land Regulation 2014* is supported.