

# Mineral, Water and Other Legislation Amendment Act 2018

Explanatory notes for SL 2019 No. 52

made under the

*Mineral, Water and Other Legislation Amendment Act 2018*

## General Outline

### Short title

*Mineral, Water and Other Legislation Amendment Act 2018*

### Authorising law

Section 2 of the *Mineral, Water and Other Legislation Amendment Act 2018*.

### Policy objectives and the reasons for them

The objective of the Proclamation is to commence the following sections in the *Mineral, Water and Other Legislation Amendment Act 2018*

- sections 10 to 14 and 17(2);
- sections 25 to 29;
- section 31(1) to the extent it omits the definitions *election notice*, first and second occurring;
- section 31(2) to the extent it inserts the definition *conference election notice*;
- part 5, other than the following—
  - sections 32, 36, 56 to 62 and 66;
  - section 67(2) to the extent it inserts the definition *party*;
- sections 142 to 147;
- section 164(1);
- section 164(2) to the extent it inserts the definitions *conference election notice*, *owner* and *transfer*;
- section 180(1) to the extent it omits the definition *election notice*;
- section 180(2) to the extent it inserts the definition *conference election notice*;
- sections 188 and 192 to 196;
- sections 208, 218 and 223 to 227;

- section 235(1) to the extent it omits the definition *election notice*;
- section 235(2) to the extent it inserts the definition *conference election notice*;
- sections 262 to 269;
- section 280 to the extent it inserts section 1290;
- section 281(1) to the extent it omits the definition *election notice*;
- section 281(2) to the extent it inserts the definitions *ADR election notice*, *arbitration election notice* and *conference election notice*.

Changes to the statutory negotiation process for a conduct and compensation agreement and a make good agreement give effect to the Queensland Government's response to recommendations 4, 7, 8 and 9 from the *Independent Review of the Gasfields Commission Queensland and Associated Matters*.

The other sections to commence relate to simplifying reporting requirements and enhancing the operation of the resources Acts.

## **Achievement of policy objectives**

The policy objective is achieved by fixing a date of 19 April 2019 to commence the remaining provisions of the *Mineral, Water and Other Legislation Amendment Act 2018*.

## **Consistency with policy objectives of authorising law**

The Proclamation is consistent with the policy objectives of the *Mineral, Water and Other Legislation Amendment Act 2018*.

## **Inconsistency with policy objectives of other legislation**

The Proclamation is not inconsistent with the policy objectives of other legislation.

## **Benefits and costs of implementation**

There are no anticipated costs arising from the Proclamation.

## **Consistency with fundamental legislative principles**

The Proclamation is consistent with fundamental legislative principles.

## Consultation

Extensive consultation occurred with industry and throughout the development and passage of the *Mineral, Water and Other Legislation Amendment Act 2018*.

In accordance with the *Queensland Government Guide to Better Regulation* (the Guidelines) the department applied a self-assessable exclusion from undertaking further regulatory impact analysis (category g - Regulatory proposals that are machinery in nature). The Guidelines list Proclamations that are required before an Act or sections of an Act can be brought into operation as an example under category g. Therefore, consultation with the Office of Best Practice Regulation was not required.