

Natural Resources, Mines and Energy Legislation (Fees) Amendment Regulation 2019

Explanatory notes for SL 2019 No. 80

made under the

Acquisition of Land Act 1967

Building Units and Group Titles Act 1980

Coal Mining Safety and Health Act 1999

Electricity Act 1994

Explosives Act 1999

Foreign Ownership of Land Register Act 1988

Fossicking Act 1994

Gas Supply Act 2003

Geothermal Energy Act 2010

Greenhouse Gas Storage Act 2009

Land Act 1994

Land Title Act 1994

Land Valuation Act 2010

Mineral and Energy Resources (Common Provisions) Act 2014

Mineral Resources Act 1989

Mining and Quarrying Safety and Health Act 1999

Petroleum Act 1923

Petroleum and Gas (Production and Safety) Act 2004

Stock Route Management Act 2002

Surveyors Act 2003

Valuers Registration Act 1992

Vegetation Management Act 1999

Water Act 2000

General Outline

Short title

Natural Resources, Mines and Energy Legislation (Fees) Amendment Regulation 2019.

Authorising law

Section 42 of the *Acquisition of Land Act 1967*
Section 134 of the *Building Units and Group Titles Act 1980*
Section 282 of the *Coal Mining Safety and Health Act 1999*
Section 263 of the *Electricity Act 1994*
Section 135 of the *Explosives Act 1999*
Section 45 of the *Foreign Ownership of Land Register Act 1988*
Section 107 of the *Fossicking Act 1994*
Section 323 of the *Gas Supply Act 2003*
Section 385 of the *Geothermal Energy Act 2010*
Section 429 of the *Greenhouse Gas Storage Act 2009*
Section 448 of the *Land Act 1994*
Section 199 of the *Land Title Act 1994*
Section 265 of the *Land Valuation Act 2010*
Section 210 of the *Mineral and Energy Resources (Common Provisions) Act 2014*
Section 417 of the *Mineral Resources Act 1989*
Section 262 of the *Mining and Quarrying Safety and Health Act 1999*
Section 149 of the *Petroleum Act 1923*
Section 859 of the *Petroleum and Gas (Production and Safety) Act 2004*
Section 309 of the *Stock Route Management Act 2002*
Section 192 of the *Surveyors Act 2003*
Section 66 of the *Valuers Registration Act 1992*
Section 72 of the *Vegetation Management Act 1999*
Section 1014 of the *Water Act 2000*

Policy objectives and the reasons for them

The objective of the *Natural Resources, Mines and Energy Legislation (Fees) Amendment Regulation 2019* (amendment regulation) is to index regulatory fees for the Department of Natural Resources, Mines and Energy (the department). Regulatory fees are reviewed annually in accordance with government policy.

Minor amendments identified by the Office of the Queensland Parliamentary Counsel have been included in the amendment Regulation. These changes include grammar corrections, consistency of wording across regulations and wording to better reflect the applicable Act. This meets the policy objective to keep legislation current and consistent.

Achievement of policy objectives

The amendment regulation will achieve its objective by increasing fees and charges under the Acts administered by the department. An index figure of 2.25 per cent has been applied (with rounding for coinable amounts), as advised by Queensland Treasury.

The amendment regulation will adjust fees and charges levied accordingly. Fees will increase on 1 July 2019 and on 1 September 2019 for annual tenure rentals.

The minor amendments will achieve consistency and currency of the department legislation in line with government objectives.

Consistency with policy objectives of authorising law

The amendment regulation is consistent with the objective of the relevant Acts.

Inconsistency with policy objectives of other legislation

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

Benefits and costs of implementation

The indexation of fees provides a mechanism understood by the community and industry to maintain price relativity, aiding the government in formulating the state and departmental budgets.

There are no additional costs associated with implementing the amendment regulation.

Consistency with fundamental legislative principles

The amendment regulation is consistent with fundamental legislative principles.

Consultation

In accordance with the *Queensland Government Guide to Better Regulation*, the Office of Best Practice Regulation was not consulted in relation to the regulatory proposal. The department applied a self-assessable exclusion from undertaking further regulatory impact analysis (Category (h) - Regulatory proposals that put forward standard annual fee variations in line with or below a government endorsed indexation factor).

No stakeholder consultation was undertaken as the amendment regulation implements annual fee increases by the government indexation rate advised by Queensland Treasury.