

Land, Explosives and Other Legislation Amendment (Postponement) Regulation 2019

Explanatory notes for SL 2019 No. 249

made under the

Land, Explosives and Other Legislation Amendment Act 2019

General Outline

Short title

Land, Explosives and Other Legislation Amendment (Postponement) Regulation 2019

Authorising law

Section 15DA of the *Acts Interpretation Act 1954*

Section 2 of the *Land, Explosives and Other Legislation Amendment Act 2019*

Policy objectives and the reasons for them

The objectives of the *Land, Explosives and Other Legislation Amendment (Postponement) Regulation 2019* (the postponement regulation) are to:

1. Enable the amendments made to the *Foreign Ownership of Land Register Act 1988* in the *Land, Explosives and Other Legislation Amendment Act 2019* Part 6 to commence on 1 July 2020, as the start of a financial year provides a logical commencement for provisions that require financial year reporting.
2. Consultation with stakeholders indicated that commencement on 1 July 2019 was too soon to allow effective implementation and that 1 July 2020 would be an appropriate commencement date.

Achievement of policy objectives

As the *Land, Explosives and Other Legislation Amendment Act 2019* received assent on 29 March 2019, commencement of Part 6 on 1 July 2020 extends past the automatic commencement provisions of the *Acts Interpretation Act 1954*, and so a postponement regulation is required.

Consistency with policy objectives of authorising law

Consistent with the policy objectives of the authorising law.

Inconsistency with policy objectives of other legislation

There is no inconsistency with policy objectives of other legislation.

Benefits and costs of implementation

There are minor costs associated with the postponement regulation that will be met from within the existing Department of Natural Resources, Mines and Energy budget.

The benefits of the postponement regulation will be to provide a sensible commencement date for the provisions that relate to financial year reporting, and that provides stakeholders sufficient time to be ready to implement the changed provisions.

Consistency with fundamental legislative principles

The postponement regulation is consistent with fundamental legislative principles.

Consultation

The Queensland Law Society was consulted regarding the commencement of the provisions and have no concerns with commencement on 1 July 2020.

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 of Natural Resources, Mines and Energy applied a self-assessable exclusion from undertaking further regulatory impact analysis (category g - Regulatory proposals that are of a machinery nature).