

# Justice Legislation (Allowances) Amendment Regulation 2025

Explanatory notes for SL 2025 No. 44

made under the

*Criminal Code Act 1899*

*Jury Act 1995*

*Queensland Civil and Administrative Tribunal Act 2009*

*Supreme Court of Queensland Act 1991*

## General Outline

### Short title

*Justice Legislation (Allowances) Amendment Regulation 2025*

### Authorising law

Sections 450F and 708 of the *Criminal Code Act 1899*

Section 74 of the *Jury Act 1995*

Section 242 of the *Queensland Civil and Administrative Tribunal Act 2009*

Section 92 of the *Supreme Court of Queensland Act 1991*

### Policy objectives and the reasons for them

Regulations within the portfolio of the Department of Justice (DoJ) provide for the payment of allowances and remuneration. A review of the allowances and remuneration prescribed by the *Criminal Code (Animal Valuers) Regulation 2014* (CCAV Regulation), *Criminal Practice (Fees and Allowances) Regulation 2021* (CPFA Regulation), *Jury Regulation 2017* (Jury Regulation), *Queensland Civil and Administrative Tribunal Regulation 2019* (QCAT Regulation), and *Uniform Civil Procedure (Fees) Regulation 2019* (UCPF Regulation) is undertaken annually by the DoJ. The prescribed allowances and remuneration are appropriately indexed to ensure they maintain their value over time.

A government indexation rate (GIR) of 3.4% has been approved by the Queensland Government for the 2025-26 financial year. The GIR is used to adjust government fees and charges to ensure they reflect current costs. While the allowances and remuneration prescribed by the CCAV Regulation, CPFA Regulation, Jury Regulation, QCAT Regulation, and UCPF Regulation are not fees or charges, the GIR is considered the most appropriate indexation rate to ensure they maintain their value for the 2025-26 financial year.

The main policy objective of the *Justice Legislation (Allowances) Amendment Regulation 2025* (Amendment Regulation) is to apply the GIR to the allowances and remuneration prescribed by the CCAV Regulation, CPFA Regulation, Jury Regulation, QCAT Regulation, and UCPF Regulation.

## **Achievement of policy objectives**

The Amendment Regulation achieves the policy objectives by amending the allowances and remuneration prescribed by the CCAV Regulation, CPFA Regulation, Jury Regulation, QCAT Regulation, and UCPF Regulation to apply the GIR. The indexed amounts for the prescribed allowances and remuneration have been rounded in accordance with the prescribed rounding rules or otherwise adjusted where required for administrative purposes.

The Amendment Regulation, giving effect to the indexed prescribed allowances and remuneration, commences on 1 July 2025.

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

The amendments are consistent with the policy objectives of the *Criminal Code Act 1899*, *Jury Act 1995*, *Queensland Civil and Administrative Tribunal Act 2009*, and *Supreme Court of Queensland Act 1991*.

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

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

## **Benefits and costs of implementation**

The Amendment Regulation amends the CCAV Regulation, CPFA Regulation, Jury Regulation, QCAT Regulation, and UCPF Regulation to index the prescribed allowances and remuneration to ensure they maintain their value.

Any costs associated with implementing the indexation of the prescribed allowances and remuneration will be met from existing departmental resources.

## **Consistency with fundamental legislative principles**

The Amendment Regulation is consistent with fundamental legislative principles.

## **Consultation**

As the Amendment Regulation gives effect to the annual indexation of prescribed allowances and remuneration in accordance with the GIR, no public consultation was undertaken.

A summary Impact Analysis Statement has been completed identifying that the Amendment Regulation does not require regulatory impact analysis under the *Queensland Government Better Regulation Policy* as the amendments are machinery in nature.