



Safety in Recreational Water Activities Act 2011

Safety in Recreational Water Activities (Codes of Practice) Notice 2011

Current as at 28 June 2013



Queensland

Safety in Recreational Water Activities (Codes of Practice) Notice 2011

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Safety in Recreational Water Activities (Codes of Practice) Notice 2011

1 Short title

This notice may be cited as the *Safety in Recreational Water Activities (Codes of Practice) Notice 2011*.

2 Commencement

This notice commences on 1 January 2012.

3 Dictionary

The dictionary in schedule 3 defines particular words used in this notice.

4 Notice of approval of codes of practice—Act, s 43(2)

- (1) Subsection (2) applies to an entry in schedule 1 naming a code of practice and stating that it has been approved as a code of practice by a ministerial instrument stated in the entry.
- (2) The entry is notice for the purposes of section 43(2) of the Act that the ministerial instrument stated in the entry approving the code of practice has been made by the Minister.

Editor's note—

- 1 Codes of practice are available for inspection, without charge, during normal business hours at each department office dealing with work health and safety. See section 43(7) of the Act.
 - 2 Codes of practice are also available on the department's website at <www.worksafe.qld.gov.au>.
- (3) The commencement date for each code of practice set out in schedule 1, column 3, is included for information purposes only.

Note—

Under section 43(5) of the Act, a code of practice made under section 43 of the Act expires 10 years after its commencement.

5 Notice of variation of codes of practice, and of making of instrument varying codes of practice—Act, s 43(2)

- (1) Subsection (2) applies if an entry in schedule 1 for a code of practice states that the code of practice has been varied by a ministerial instrument stated in the entry.
- (2) The entry is notice for the purposes of section 43(2) of the Act that the ministerial instrument stated in the entry varying the code of practice has been made by the Minister.

6 Notice of revocation of codes of practice, and of making of instrument revoking codes of practice—Act, s 43(2)

- (1) Subsection (2) applies if an entry in schedule 2 for a code of practice states that the code of practice has been revoked by a ministerial instrument stated in the entry.
- (2) The entry is notice for the purposes of section 43(2) of the Act that the ministerial instrument stated in the entry revoking the code of practice has been made by the Minister.
- (3) The commencement date and revocation date for a code of practice mentioned in schedule 2, columns 3 and 4, are included for information purposes only.

Schedule 1 Codes of practice

sections 4 and 5

| Column 1 Entry | Column 2 Code of practice | Column 3 Commencement date |
|---------------------------|---|---|
| 1 | Recreational Diving, Recreational Technical Diving and Snorkelling Code of Practice 2011 <ul style="list-style-type: none"> • approved as a code of practice by MI 2011 No. 1 • varied by MI 2013 No. 1 | 1 January 2012 |

Schedule 2 Revoked codes of practice

section 6

| Column 1 Entry | Column 2 Code of practice | Column 3 Commencement date | Column 4 Revocation date |
|---------------------------|--------------------------------------|---|-------------------------------------|
|---------------------------|--------------------------------------|---|-------------------------------------|

[No approved codes of practice yet revoked]

Schedule 3 Dictionary

section 3

MI 2011 No. 1 means the ministerial instrument titled the ‘Safety in Recreational Water Activities Approval of Codes of Practice Notice 2011’.

MI 2013 No. 1 means the ministerial instrument called ‘Safety in Recreational Water Activities Variation of Code of Practice Notice (No. 1) 2013’.

MI or *ministerial instrument* means an instrument made by the Minister approving, varying or revoking a code of practice under the Act.

1 Index to endnotes

- 2 Key
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2 Key

Key to abbreviations in list of legislation and annotations

| Key | Explanation | Key | Explanation |
|-------------|---------------------------------------|---------------|----------------------------|
| AIA | = Acts Interpretation Act 1954 | (prev) | = previously |
| amd | = amended | proc | = proclamation |
| amd | = amendment | prov | = provision |
| t | | | |
| ch | = chapter | pt | = part |
| def | = definition | pubd | = published |
| div | = division | R[X] | = Reprint No. [X] |
| exp | = expires/expired | RA | = Reprints Act 1992 |
| gaz | = gazette | reloc | = relocated |
| hdg | = heading | renu | = renumbered |
| | | m | |
| ins | = inserted | rep | = repealed |
| lap | = lapsed | (retro | = retrospectively |
| | |) | |
| notf | = notified | rv | = revised version |
| d | | | |
| num | = numbered | s | = section |

| Key | Explanation | Key | Explanation |
|---------------|---------------------------|--------------|--|
| o in c | = order in council | sch | = schedule |
| om | = omitted | sdiv | = subdivision |
| orig | = original | SIA | = Statutory Instruments Act 1992 |
| p | = page | SIR | = Statutory Instruments Regulation 2002 |
| para | = paragraph | SL | = subordinate legislation |
| prec | = preceding | sub | = substituted |
| pres | = present | unnum | = unnumbered |
| prev | = previous | m | |

3 Table of reprints

A new reprint of the legislation is prepared by the Office of the Queensland Parliamentary Counsel each time a change to the legislation takes effect.

The notes column for this reprint gives details of any discretionary editorial powers under the **Reprints Act 1992** used by the Office of the Queensland Parliamentary Counsel in preparing it. Section 5(c) and (d) of the Act are not mentioned as they contain mandatory requirements that all amendments be included and all necessary consequential amendments be incorporated, whether of punctuation, numbering or another kind. Further details of the use of any discretionary editorial power noted in the table can be obtained by contacting the Office of the Queensland Parliamentary Counsel by telephone on 3237 0466 or email legislation.queries@oqpc.qld.gov.au.

From 29 January 2013, all Queensland reprints are dated and authorised by the Parliamentary Counsel. The previous numbering system and distinctions between printed and electronic reprints is not continued with the relevant details for historical reprints included in this table.

| Reprint No. | Amendments included | Effective | Notes |
|--------------------|----------------------------|------------------|--------------|
| 1 | none | 1 January 2012 | |

| Current as at | Amendments included | Notes |
|----------------------|----------------------------|--------------|
| 28 June 2013 | 2013 SL No. 130 | |

4 List of legislation

Regulatory impact statements

For subordinate legislation that has a regulatory impact statement, specific reference to the statement is included in this list.

Explanatory notes

All subordinate legislation made on or after 1 January 2011 has an explanatory note. For subordinate legislation made before 1 January 2011 that has an explanatory note, specific reference to the note is included in this list.

Safety in Recreational Water Activities (Codes of Practice) Notice 2011 SL No. 261

made by the Minister for Education and Industrial Relations on 27 November 2011
notfd gaz 2 December 2011 pp 658–9

ss 1–2 commenced on date of notification

remaining provisions commenced 1 January 2012 (see s 2)

exp 1 September 2022 (see SIA s 54)

Note—The expiry date may have changed since this reprint was published. See the latest reprint of the SIR for any change.
amending legislation—

Safety in Recreational Water Activities (Codes of Practice) Amendment Notice (No. 1) 2013 SL No. 130

notfd gaz 28 June 2013 pp 739–47

commenced on date of notification

5 List of annotations

SCHEDULE 1—CODES OF PRACTICE

amd 2013 SL No. 130 s 3

SCHEDULE 3—DICTIONARY

def *MI 2013 No. 1* ins 2013 SL No. 130 s 4