

Queensland



Competition Policy Reform (Queensland) Act 1996

**COMPETITION POLICY
REFORM
(QUEENSLAND—NATURAL
RESOURCES EXEMPTIONS)
REGULATION 1996**

**Reprinted as in force on 16 April 1997
(includes amendments up to SL No. 1 of 1997)**

Reprint No. 1A

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Information about this reprint

This regulation is reprinted as at 16 April 1997. The reprint shows the law as amended by all amendments that commenced on or before that day (Reprints Act 1992 s 5(c)).

The reprint includes a reference to the law by which each amendment was made—see list of legislation and list of annotations in endnotes.

This page is specific to this reprint. See previous reprint for information about earlier changes made under the Reprints Act 1992. A table of earlier reprints is included in the endnotes.

Also see endnotes for information about—

- **when provisions commenced**
- **editorial changes made in earlier reprint.**

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**COMPETITION POLICY REFORM
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RESOURCES EXEMPTIONS)
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Competition Policy Reform
(Queensland—Natural Resources Exemptions)
Regulation 1996

COMPETITION POLICY REFORM (QUEENSLAND—NATURAL RESOURCES EXEMPTIONS) REGULATION 1996

[as amended by all amendments that commenced on or before 16 April 1997]

Short title

1. This regulation may be cited as the *Competition Policy Reform (Queensland—Natural Resources Exemptions) Regulation 1996*.

Forestry Act 1959, s 46—specific authorisation

2.(1) The terms, conditions and reservations, including prices and rates, imposed by the Primary Industries Corporation on its sale of forest products are specifically authorised for the Trade Practices Act, section 51(1)(b)¹ or the Competition Code of this jurisdiction, section 51.²

(2) In this section—

“**sale of forest products**” means a sale of forest product on a

¹ Trade Practices Act, section 51 (Exceptions)

² Competition Code of this jurisdiction, section 51 states that in deciding whether a person has contravened the Competition Code, Part IV, certain things must be disregarded. Section 51 of the Code provides that the following must be disregarded—

(a)

(b) anything done in a State, if the thing is specified in, and specifically authorised by:

(i) an Act passed by the Parliament of that State; or

(ii) regulations made under such an Act.

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noncompetitive basis on behalf of the Crown under the native forest sawlog allocation system under the *Forestry Act 1959*, section 46.³

Water Resources Act 1989, s 231—specific authorisation

3. The following things are specifically authorised for the Trade Practices Act, section 51(1)(b) or the Competition Code of this jurisdiction, section 51⁴—

- (a) the terms determined by the chief executive under the *Water Resources Act 1989*, section 231(4)⁵ and specified in an approval for a proposal about a water allocation, limiting, on a noncompetitive basis, the right of an owner of land to use water under a water allocation;
- (b) the decision of the chief executive under the *Water Resources Act 1989*, section 231(4) to refuse an application for an approval about a water allocation.

Expiry

4. This regulation expires 2 years after it commences.

³ Section 46 (Corporation may sell forest products or quarry material the property of the Crown)

⁴ Competition Code of this jurisdiction, section 51 states that in deciding whether a person has contravened the Competition Code, Part IV, certain things must be disregarded. Section 51 of the Code provides that the following must be disregarded—

- (a)
- (b) anything done in a State, if the thing is specified in, and specifically authorised by:
 - (i) an Act passed by the Parliament of that State; or
 - (ii) regulations made under such an Act.

⁵ Section 231 (Agreements as to transfer of water under allocation)

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2 Date to which amendments incorporated

This is the reprint date mentioned in the Reprints Act 1992, section 5(c). Accordingly, this reprint includes all amendments that commenced operation on or before 16 April 1997. Future amendments of the Competition Policy Reform (Queensland—Natural Resources Exemptions) Regulation 1996 may be made in accordance with this reprint under the Reprints Act 1992, section 49.

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3 Key

Key to abbreviations in list of legislation and annotations

AIA	=	Acts Interpretation Act 1954	(prev)	=	previously
amd	=	amended	proc	=	proclamation
ch	=	chapter	prov	=	provision
def	=	definition	pt	=	part
div	=	division	pubd	=	published
exp	=	expires/expired	R[X]	=	Reprint No.[X]
gaz	=	gazette	RA	=	Reprints Act 1992
hdg	=	heading	reloc	=	relocated
ins	=	inserted	renum	=	renumbered
lap	=	lapsed	rep	=	repealed
notfd	=	notified	s	=	section
om	=	omitted	sch	=	schedule
o in c	=	order in council	sdiv	=	subdivision
p	=	page	SIA	=	Statutory Instruments Act 1992
para	=	paragraph	SL	=	subordinate legislation
prec	=	preceding	sub	=	substituted
pres	=	present	unnum	=	unnumbered
prev	=	previous			

4 Table of earlier reprints

TABLE OF EARLIER REPRINTS

[If a reprint number includes an arabic letter, the reprint was released in unauthorised, electronic form only.]

Reprint No.	Amendments included	Reprint date
1	none	31 October 1996

5 List of legislation

Competition Policy Reform (Queensland—Natural Resources Exemptions) Regulation 1996 SL No. 251 (prev Competition Policy Reform (Queensland—Exemptions) Regulation 1996 SL No. 251)

notfd gaz 27 September 1996 pp 347–9

commenced on date of notification

Note—This regulation exp 27 September 1998 (see s 4)

as amended by—

Competition Policy Reform
(Queensland—Natural Resources Exemptions)
Regulation 1996

Competition Policy Reform (Queensland—Dairy Produce Exemptions)
Regulation 1997 SL No. 1 pts 1, 3
notfd gaz 24 January 1997 pp 284–5
commenced on date of notification

6 List of annotations

Short title

s 1 sub 1997 SL No. 1 s 4