

**Subordinate legislation tabled
between 2 May 2018 and 12 June
2018**

Report No. 11, 56th Parliament
Transport and Public Works Committee
September 2018

Transport and Public Works Committee

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1. Introduction

1.1 Role of the committee

The Transport and Public Works Committee is a portfolio committee established by the Legislative Assembly of Queensland on 15 February 2018. The committee's primary areas of responsibility are Transport and Main Roads, Housing, Public Works, Digital Technology and Sport.¹

Pursuant to section 93(1) of the *Parliament of Queensland Act 2001*, the committee is responsible for examining each item of subordinate legislation within its portfolio areas and considering:

- the policy to be given effect by the legislation
- the application of fundamental legislative principles (FLPs) to the legislation, and
- the lawfulness of the subordinate legislation.

Section 93(2)(a) of the *Parliament of Queensland Act 2001* confers responsibility on the committee to monitor the content of explanatory notes in its portfolio areas to ensure they comply with part 4 of the *Legislative Standards Act 1992*.

1.2 Aim of this report

This report advises on subordinate legislation examined and, where applicable, presents any concerns the committee has identified in respect of subordinate legislation tabled between 2 May 2018 and 12 June 2018.

1.3 Subordinate legislation examined

SL No	Subordinate Legislation	Tabled Date	Disallowance Date
055	Transport Legislation (Fees) Amendment Regulation 2018	12 June 2018	17 October 2018

¹ Schedule 6 – Portfolio Committees, *Standing Rules and Orders of the Legislative Assembly* as amended on 15 Feb 2018.

2. Subordinate legislation examined

2.1 Transport Legislation (Fees) Amendment Regulation 2018 (SL 055)

The objective of the regulation is to amend a variety of departmental fees and charges for the 2018-19 financial year.

The new fees and charges will be introduced by amendments to the following pieces of legislation:

- Adult Proof of Age Card Regulation 2010
- Gold Coast Waterways Authority Regulation 2012
- Tow Truck Regulation 2009
- Traffic Regulation 2009
- Transport Infrastructure (Dangerous Goods by Rail) Regulation 2008
- Transport Infrastructure (Public Marine Facilities) Regulation 2011
- Transport Infrastructure (Waterways Management) Regulation 2012
- Transport Operations (Marine Pollution) Regulation 2008
- Transport Operations (Marine Safety – Domestic Commercial Vessel National Law Application) Regulation 2016
- Transport Operations (Marine Safety) Regulation 2016
- Transport Operations (Passenger Transport) Regulation 2005
- Transport Operations (Road Use Management – Accreditation and Other Provisions) Regulation 2015
- Transport Operations (Road Use Management – Dangerous Goods) Regulation 2008
- Transport Operations (Road Use Management – Driver Licensing) Regulation 2010
- Transport Operations (Road Use Management – Vehicle Registration) Regulation 2010
- Transport Operations (Road Use Management – Vehicle Standards and Safety) Regulation 2010

The committee notes the indexation of the fees is consistent with the government-endorsed indexation factor of 3.5%. There are some minor exceptions, where the increase is from 3.6% up to 3.8%. This is due to rounding and is consistent with the rounding policy set out in the *Government Principles for Fees and Charges*.

Committee comment

The committee is satisfied the Transport Legislation (Fees) Amendment Regulation 2018 does not raise any significant issues relating to policy, fundamental legislative principles or lawfulness. The explanatory notes tabled with the regulation comply with part 4 of the *Legislative Standards Act 1992*.

Recommendation

The Transport and Public Works Committee recommends that the Legislative Assembly notes the contents of this report.



Mr Shane King MP
Chair