

Electrical Safety and Another Regulation Amendment Regulation (No. 1) 2015

Explanatory notes for SL 2015 No. 46

made under the

Electrical Safety Act 2002
Work Health and Safety Act 2011

General Outline

Short title

Electrical Safety and Another Regulation Amendment Regulation (No. 1) 2015

Authorising law

Section 210 of the *Electrical Safety Act 2002*
Section 276 of the *Work Health and Safety Act 2011*

Policy objectives and the reasons for them

Indexation of fees and charges

The Department of Justice and Attorney-General (DJAG) is responsible for administering justice in Queensland. DJAG also leads policy development and delivers services to ensure safe, fair and productive work environments which contribute to the social and economic wellbeing of Queenslanders. In this context, DJAG administers a wide range of statutes, including the *Electrical Safety Act 2002* and the *Work Health and Safety Act 2011*.

Certain regulations made under the above legislation prescribe fees and charges and these are also administered by DJAG.

The *Queensland Government Principles for Fees and Charges*, December 2012 (the Fees and Charges Principles) requires agencies to set fees and charges to accurately reflect the cost of providing their services and ensure these fees and charges maintain their value over time. Where a regular comprehensive review of fees and charges is not cost effective or no specific indexation method has been approved by the Cabinet Budget Review Committee, agencies are required to annually apply the Government endorsed indexation factor to their fees and charges. The current Government endorsed indexation factor is 3.5 per cent.

The objective of the *Electrical Safety and Another Regulation Amendment Regulation (No. 1) 2015* (the Amendment Regulation) is to index DJAG's administered fees and charges in accordance with the Fees and Charges Principles.

Achievement of policy objectives

The objective of the Amendment Regulation is achieved by making amendments to index the majority of DJAG's administered fees and charges under regulations made under the legislation listed above in accordance with the Fees and Charges Principles, using the Government endorsed indexation factor of 3.5 per cent.

In accordance with the Fees and Charges Principles, a rounding policy, developed in consultation with Queensland Treasury, has been applied.

A small number of fees and charges have not been indexed because of an agreement between the Queensland Government and industry at the time the Electrical Equipment Safety System was introduced, not to increase those fees for a period of three years.

The amendments take effect on 1 July 2015.

Consistency with policy objectives of authorising law

The Amendment Regulation is consistent with the main policy objectives of each of the authorising laws.

Inconsistency with policy objectives of other legislation

The Amendment Regulation is not inconsistent with policy objectives of other legislation.

Benefits and costs of implementation

The Amendment Regulation will ensure that DJAG administered fees and charges retain their value over time. The Amendment Regulation will not substantially increase the financial burden on the community.

There are no anticipated implementation costs associated with the amendments.

Consistency with fundamental legislative principles

The Amendment Regulation does not conflict with the fundamental legislative principles.

Consultation

The Queensland Competition Authority's Office of Best Practice Regulation (OBPR) has been consulted with regard to the obligations imposed under the Regulatory Impact Statement (RIS) System. OBPR has advised that a RIS is not required.