

Cross River Rail Delivery Authority Bill 2016

Explanatory Notes

Short title

The short title of the Bill is the *Cross River Rail Delivery Authority Bill 2016* (the Bill).

Policy objectives and the reasons for them

The objectives of the Opposition's amendments are to ensure:

- the Delivery Authority is not provided special powers to levy special rates and charges
- there is appropriate public scrutiny of the Delivery Authority
- the board of the Delivery Authority cannot delegate any powers it receives from the Minister for Economic Development Queensland (MEDQ).

Achievement of policy objectives

The Opposition's policy objectives are achieved by amending the Bill:

- to prevent the MEDQ from delegating its powers under to impose special rates and charges under chapter 3, part 6 of the *Economic Development Act 2012*.
- to ensure the Cross River Rail Delivery Authority isn't an exempt entity for the purposes of the *Right to Information Act 2009*.
- to prevent the Board of the Cross River Rail Delivery Authority from sub delegating any powers it receives from the MEDQ under the *Economic Development Act 2012*.

Alternative ways of achieving policy objectives

There are no other viable alternatives that would achieve the policy objectives other than amending the Bill.

Estimated cost for government implementation

There are no cost impacts of these amendments.

Consistency with fundamental legislative principles

The amendments are consistent with the fundamental legislative principles.

Consultation

The Opposition has developed these amendments from stakeholder and community feedback from the Committee process.

Consistency with legislation of other jurisdictions

There are unique arrangements in each jurisdiction for the matters addressed in these amendments.

Notes on provisions

Clause 1 amends clause 78 of the Bill (Amendment of s 169 (Delegations))

Clause 1 ensures that the MEDQ cannot delegate its powers to impose special rates and charges under chapter 3, part 6 of the *Economic Development Act 2012*.

Clause 1 also prevents the sub-delegation of any powers received from the MEDQ to staff members of the Delivery Authority.

Clause 2 amends the Bill Part 9, Division 3 (Amendment of *Right to Information Act 2009*)

To prevent the Bill from amending the *Right to Information Act 2009*, so that the Cross River Rail Delivery Authority is subject to the provisions of the *Right to Information Act 2009*.

Clause 3 amends clauses 79 and 80 of the Bill

To prevent the Bill from amending the *Right to Information Act 2009*, so that the Cross River Rail Delivery Authority is subject to the provisions of the *Right to Information Act 2009*.

Clause 4 amends the long title of the Bill

This a consequential amendment of the long title given the amendments remove any change to the *Right to Information Act 2009*.