

Portfolio subordinate legislation tabled between 28 October 2015 and 1 December 2015

Report No. 24, 55th Parliament Legal Affairs and Community Safety Committee March 2016

Legal Affairs and Community Safety Committee

Chair Mr Mark Furner MP, Member for Ferny Grove

Deputy Chair Mr Jon Krause MP, Member for Beaudesert

Members Ms Verity Barton MP, Member for Broadwater

Mr Don Brown MP, Member for Capalaba Ms Joan Pease MP, Member for Lytton

Mrs Tarnya Smith MP, Member for Mt Ommaney

Committee Staff Ms Bernice Watson, Research Director

Ms Kelli Longworth, Principal Research Officer

Mr Gregory Thomson, Principal Research Officer

Mrs Hazel Pauling, Executive Assistant

Technical Scrutiny

Secretariat

Ms Renée Easten, Research Director

Mr Michael Gorringe, Principal Research Officer

Ms Kellie Moule, Principal Research Officer

Ms Tamara Vitale, Executive Assistant

Contact details Legal Affairs and Community Safety Committee

Parliament House George Street

Brisbane Qld 4000

Telephone +61 7 3553 6641 **Fax** +61 7 3553 6699

Email <u>lacsc@parliament.qld.gov.au</u>

Web www.parliament.qld.gov.au/lacsc

1. Introduction

1.1 Role of the Committee

The Legal Affairs and Community Safety Committee (committee) is a portfolio committee of the Legislative Assembly. It commenced on 27 March 2015 under the *Parliament of Queensland Act 2001* and the *Standing Rules and Orders of the Legislative Assembly* (Standing Orders).¹

The committee's primary areas of responsibility include the portfolio areas of:

- Justice and Attorney-General
- Police
- Fire and Emergency Services
- Training and Skills.

Section 93(1) of the *Parliament of Queensland Act 2001* provides that a portfolio committee is responsible for examining each Bill and item of subordinate legislation in its portfolio areas to consider:

- the policy to be given effect by the legislation
- the application of fundamental legislative principles to the legislation
- for subordinate legislation its lawfulness.

In considering the application of fundamental legislative principles and lawfulness, portfolio committees consider advice on similar situations issued by the former Parliamentary Scrutiny of Legislation Committee, which undertook this function prior to the commencement of standing portfolio committees in 2011; and from the Office of Queensland Parliamentary Counsel, which has statutory responsibility for advising on the application of FLPs to proposed legislation.

1.2 Subordinate legislation examined

This report advises of subordinate legislation examined and, where applicable, presents any concerns the committee has identified in respect of subordinate legislation relevant to its portfolio tabled between 28 October 2015 and 1 December 2015. The relevant legislation is summarised in the table below.

Subordinate legislation tabled in the 55th Parliament

SL No.	Subordinate Legislation	Tabled Date	Disallowance Date
157	Legal Profession Amendment Regulation (No. 1) 2015	1 December 2015	20 April 2016
168	Supreme Court (Admission Guidelines) Notice 2015	1 December 2015	20 April 2016

2. Subordinate legislation examined

The committee has examined the subordinate legislation listed above and reports that no issues of fundamental legislative principle were noted.

The committee recommends the Legislative Assembly note the contents of this report.

Mr Mark Furner MP

Chair

Parliament of Queensland Act 2001, section 88 and Standing Rules and Orders of the Legislative Assembly, Standing Order 194.

