

Clean Economy Jobs, Resources and Transport Committee

Report No. 12, 57th Parliament

Subordinate legislation tabled between 21 May 2024 and 12 June 2024

1 Aim of this report

This report summarises the committee's findings following its examination of the subordinate legislation within its portfolio areas tabled between 21 May 2024 and 12 June 2024. It reports on any issues identified by the committee relating to the policy to be given effect by the legislation, fundamental legislative principles and lawfulness. It also reports on the compliance of the explanatory notes with the *Legislative Standards Act 1992*.¹ The report identifies any issues identified by the committee in its consideration of the human rights certificates tabled with the subordinate legislation.²

2 Subordinate legislation examined

No.	Subordinate legislation	Date tabled	Disallowance date*
48	Proclamation - <i>Transport and Other Legislation Amendment Act 2024</i>	21 May 2024	-
60	Transport Legislation (Fees) Amendment Regulation 2024	11 June 2024	-
64	Proclamation - <i>Energy (Renewable Transformation and Jobs) Act 2024</i>	11 June 2024	-
65	Energy (Renewable Transformation and Jobs) Regulation 2024	11 June 2024	-
68	Petroleum and Gas (General Provisions) (Annual Fee) Amendment Regulation 2024	11 June 2024	-

* The disallowance date for subordinate legislation is 14 sitting days after the date it was tabled. See *Statutory Instruments Act 1992*, s 50. Please note that the disallowance dates for SL No. 48, 60, 64, 65 and 68 of 2024 are after the dissolution date of the 57th Parliament on 30 September 2024. The disallowance dates for SL No. 48, 60, 64, 65 and 68 will be able to be calculated once sitting dates for the 58th Parliament are advised by the Leader of the House.

3 Committee consideration of the subordinate legislation

No significant issues regarding policy, consistency with fundamental legislative principles or the lawfulness of the subordinate legislation were identified. The committee considers that the

¹ *Legislative Standards Act 1992*, Part 4.

² *Human Rights Act 2019*, s 41.

explanatory notes tabled with the subordinate legislation comply with the requirements of section 24 of the *Legislative Standards Act 1992*.

The human rights certificates tabled with the subordinate legislation provide a sufficient level of information to facilitate understanding of the subordinate legislation in relation to its compatibility with human rights.³

4 Proclamation - Transport and Other Legislation Amendment Act 2024

The Proclamation made under the *Transport and Other Legislation Amendment Act 2024* (SL No. 48), fixes a commencement date of 10 May 2024, for Part 4 of the Act not in force.⁴

5 Transport Legislation (Fees) Amendment Regulation 2024

The Transport Legislation (Fees) Amendment Regulation 2024 (SL No. 60) amends fees and levies in the Transport Infrastructure (Public Marine Facilities) Regulation 2023, Transport Operations (Passenger Transport) Regulation 2018 and the Transport Operations (Road Use Management - Vehicle Registration) Regulation 2021.⁵

SL No. 60 amends fees in Schedule 2 and 3 of the Transport Infrastructure (Public Marine Facilities) Regulation 2023 to be calculated on the basis of the Queensland Treasury's Fee Unit Model under section 48B of the *Acts Interpretation Act 1954*, which prescribes the monetary value of a fee unit.⁶ The monetary value of the unit fee for the 2024-25 financial year is \$1.06, which is the same as the 2023-24 financial year.⁷

SL No. 60 amends the Transport Operations (Passenger Transport) Regulation 2018 by removing the taxi industry security levy, which is no longer charged, from Schedule 8.⁸

SL No. 60 amends the Transport Operations (Road Use Management - Vehicle Registration) Regulation 2021 to amend fees for Category 2 vehicle registrations, which are adjusted annually in accordance with updated schedules in the Heavy Vehicle Charges Model Law, and for heavy vehicle number plates fees, which are adjusted by a nationally agreed indexation method.⁹

6 Proclamation - Energy (Renewable Transformation and Jobs) Act 2024

The Proclamation made under the *Energy (Renewable Transformation and Jobs) Act 2024* (Act) (SL No. 64), fixes a commencement date of 31 May 2024 for certain provisions of the Act.¹⁰

7 Energy (Renewable Transformation and Jobs) Regulation 2024

The Energy (Renewable Transformation and Jobs) Regulation 2024 (SL No. 65) prescribes members of the Energy Industry Council established under section 130 of the *Energy (Renewable Transformation and Jobs) Act 2024*.¹¹

³ *Human Rights Act 2019*, s 41.

⁴ SL No. 48, explanatory notes, p 1.

⁵ SL No. 60, explanatory notes, p 1.

⁶ SL No. 60, explanatory notes, p 1. See also SL No. 60, s 3.

⁷ SL No. 60, explanatory notes, p 1.

⁸ SL No. 60, explanatory notes, p 1. See also SL No. 60, s 5.

⁹ SL No. 60, explanatory notes, p 2. See also SL No. 60, ss 7 and 8.

¹⁰ SL No. 64, explanatory notes, p 2.

¹¹ SL No. 65, s 2. SL No. 65, explanatory notes, p 1.

8 Petroleum and Gas (General Provisions) (Annual Fee) Amendment Regulation 2024

The Petroleum and Gas (General Provisions) (Annual Fee) Amendment Regulation 2024 (SL No. 68) amends the Petroleum and Gas (General Provisions) Regulation 2017.¹²

SL No. 68 inserts a new section 66A into the Petroleum and Gas (General Provisions) Regulation 2017 with a formula to calculate the annual fee payable by a pipeline licence holder for a financial year, as prescribed in section 423(3) of the *Petroleum and Gas (Production and Safety) Act 2004*.¹³

This removes the need to update the Petroleum and Gas (General Provisions) Regulation 2017 each year to prescribe the annual fee.¹⁴

9 Recommendation

The committee recommends that the House notes this report.



Kim Richards MP

Chair

August 2024

Clean Economy Jobs, Resources and Transport Committee

Chair	Ms Kim Richards MP, Member for Redlands
Deputy Chair	Mr Pat Weir MP, Member for Condamine
Members	Mr Bryson Head MP, Member for Callide
	Ms Joan Pease MP, Member for Lytton
	Mr Les Walker MP, Member for Mundingburra
	Mr Trevor Watts MP, Member for Toowoomba North

¹² SL No. 68, s 2.

¹³ SL No. 68, s 4.

¹⁴ SL No. 68, Explanatory Notes, p 1.