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LEGAL AFFAIRS AND COMMUNITY SAFETY COMMITTEE

Report No. 30 on the

Liquor and Gaming (Red Tape Reduction) and Other Legislation Amendment Bill 2013

QUEENSLAND GOVERNMENT RESPONSE

INTRODUCTION

On 19 March 2013, the Honourable Jarrod Bleijie MP, Attorney-General and Minister for Justice, introduced the Liquor and Gaming (Red Tape Reduction) and Other Legislation Amendment Bill 2013 into the Legislative Assembly.

The Bill was subsequently referred to the Legal Affairs and Community Safety Committee (the Committee) for consideration and report to the Parliament by 14 May 2013.

On 14 May 2013, the Committee tabled Report No.30 (the report) on the Bill.

The Queensland Government response to the Committee's recommendations as outlined in the report is provided below.

RESPONSE TO RECOMMENDATIONS:

The Queensland Government thanks the Committee for its detailed consideration of the Bill and its recommendations.

Recommendation 1 - *The Committee recommends the Liquor and Gaming (Red Tape Reduction) and Other Legislation Amendment Bill 2013 be passed.*

Queensland Government response:

The Government acknowledges and thanks the Committee for its recommendation that the Bill be passed.

Recommendation 2 - *The Committee recommends the Government prepare guidelines to clarify best practice in relation to the service and sale of alcohol at low risk community events and ensures the guidelines are publicly available on the Department's website.*

Queensland Government response:

The Government supports this recommendation.

Consequently, the Government will ensure that guidelines to clarify best practice in relation to the service and sale of alcohol at low risk community events are prepared and made publicly available online by the Office of Liquor and Gaming Regulation.

Recommendation 3 - *The Committee recommends clause 152 of the Liquor and Gaming (Red Tape Reduction) and Other Legislation Amendment Bill 2013 be amended to ensure it is consistent with clause 144 of the Bill. Specifically, it should be clear that for the purposes of section 155AD – in the case where the holder of commercial special facility licence has entered into an arrangement under section 153 of the Liquor Act 1992 with another person - the approved manager that is required to be present or reasonably available should be an employee of the other person and not the commercial special facility licence holder.*

Queensland Government response:

The Government supports this recommendation.

Consequently, the Government will propose an amendment during consideration in detail of the Bill to clarify that, for the purposes of section 155AD, in the case where the holder of a commercial special facility licence has entered into an arrangement under section 153 of the *Liquor Act 1992* with another person - the approved manager that is required to be present or reasonably available is employed by the other person and not the commercial special facility licence holder.

Recommendation 4 - *The Committee recommends clause 4 of the Liquor and Gaming (Red Tape Reduction) and Other Legislation Amendment Bill 2013 be amended to clarify that a review under section 47B(2A)(b) of the Body Corporate and Community Management Act 1997 is only available because of a formal acquisition affecting the scheme.*

Queensland Government response:

The Government supports this recommendation.

Consequently, the Government will propose an amendment during consideration in detail of the Bill to clarify that a review under section 47B(2A)(b) of the *Body Corporate and Community Management Act 1997* is only available because of a formal acquisition affecting the scheme.

Recommendation 5 - *The Committee recommends clause 5 of the Liquor and Gaming (Red Tape Reduction) and Other Legislation Amendment Bill 2013 be amended to clarify that under sections 51(7) and 51A(6) of the Body Corporate and Community Management Act 1997 – a constructing authority is required to include any changes to lot entitlements that have been requested by a body corporate under sections 51(5)(b) and 51A(4)(b) of that Act when lodging a new community management statement.*

Queensland Government response:

The Government supports this recommendation.

Consequently, the Government will propose an amendment during consideration in detail of the Bill to clarify that under sections 51(7) and 51A(6) of the *Body Corporate and Community Management Act 1997*, a constructing authority is required to include any changes to lot entitlements that have been requested by a body corporate under sections 51(5)(b) and 51A(4)(b) of that Act when lodging a new community management statement.