

**Portfolio subordinate legislation tabled
between 25 November 2014 and 12
January 2015**

Report No. 3, 55th Parliament
Legal Affairs and Community Safety Committee
May 2015

Legal Affairs and Community Safety Committee

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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 28 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 about 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 tabled between 25 November 2014 and 12 January 2015. The relevant legislation is summarised in the table below.

Subordinate legislation tabled in the 54th Parliament

SL No.	Subordinate Legislation	Tabled Date	Disallowance Date
242	Land Sales Amendment Regulation (No.3) 2014	25/11/2014	3 June 2015
243	Proclamation made under the Debt Collectors (Field Agents and Collection Agents) Act 2014	25/11/2014	3 June 2015
244	Debt Collectors (Field Agents and Collection Agents) Regulation 2014	25/11/2014	3 June 2015
245	Proclamation made under the Agents Financial Administration Act 2014	25/11/2014	3 June 2015
246	Agents Financial Administration Regulation 2014	25/11/2014	3 June 2015
247	Proclamation made under the Fair Trading Inspectors Act 2014	25/11/2014	3 June 2015
248	Proclamation made under the Motor Dealers and Chattel Auctioneers Act 2014	25/11/2014	3 June 2015
249	Motor Dealers and Chattel Auctioneers Regulation 2014	25/11/2014	3 June 2015

¹ Parliament of Queensland Act 2001, section 88 and Standing Rules and Orders of the Legislative Assembly, Standing Order 194.

SL No.	Subordinate Legislation	Tabled Date	Disallowance Date
250	Proclamation made under the Property Occupations Act 2014	25/11/2014	3 June 2015
251	Property Occupations Regulation 2014	25/11/2014	3 June 2015
261	Liquor Amendment Regulation (No.4) 2014	25/11/2014	3 June 2015
265	Proclamation made under the Justice and Other Legislation Amendment Act 2014	25/11/2014	3 June 2015
266	Criminal Code (Criminal Organisations) Amendment Regulation (No.3) 2014	25/11/2014	3 June 2015

Unless expressly noted below, the committee found no issues of fundamental legislative principle or lawfulness.

Committee comment

No issues were identified.

Recommendation 1

The Committee recommends the House note the contents of this report.

Mr Mark Furner MP

Chair

22 May 2015