



Queensland

Treasury (Cost of Living) and Other Legislation Amendment Bill 2012



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2012

A Bill

for

An Act to amend the *Building Act 1975*, the *Carers (Recognition) Act 2008*, the *Duties Act 2001*, the *Electricity Act 1994*, the *Payroll Tax Act 1971*, the *Property Agents and Motor Dealers Act 2000*, the *Queensland Competition Authority Act 1997* and for other purposes

[s 1]

The Parliament of Queensland enacts— 1

Part 1 Preliminary 2

Clause 1 Short title 3

This Act may be cited as the *Treasury (Cost of Living) and Other Legislation Amendment Act 2012*. 4
5

Clause 2 Commencement 6

Parts 4 and 6 commence on 1 July 2012. 7

Part 2 Amendment of Building Act 1975 8
9

Clause 3 Act amended 10

This part amends the *Building Act 1975*. 11

Clause 4 Amendment of s 3 (Simplified outline of main provisions of Act) 12
13

Section 3(9)— 14

omit, insert— 15

‘(9) Chapter 8A regulates the effect of particular instruments in relation to stated matters for class 1a, 2 or 10a buildings.’. 16
17

Clause 5	Amendment of ch 8A, hdg (Sustainability declarations and provisions to support sustainable housing)	1 2
	Chapter 8A, heading, ‘Sustainability declarations and provisions’—	3 4
	<i>omit, insert</i> —	5
	‘Provisions’.	6
Clause 6	Omission of ch 8A, pt 1 (Sustainability declarations for sale of class 1a and 2 buildings)	7 8
	Chapter 8A, part 1—	9
	<i>omit.</i>	10
Clause 7	Amendment of s 258 (Guidelines)	11
	Section 258(2)(d)—	12
	<i>omit.</i>	13
Clause 8	Insertion of new ch 11, pt 14	14
	Chapter 11—	15
	<i>insert</i> —	16
‘Part 14	Transitional provision for Treasury (Cost of Living) and Other Legislation Amendment Act 2012	17 18 19 20
‘308	Continuation of ss 246I, 246J and 246K in relation to particular sustainability declarations	21 22
	‘(1) Previous section 246I continues to apply in relation to a document that was, or purported to be, a current sustainability declaration for a class 1a or 2 building bought before the commencement day.	23 24 25 26

[s 9]

- ‘(2) Previous section 246J continues to apply in relation to the following things done, before the commencement day, by a seller of a class 1a or 2 building—
- (a) publishing a relevant advertisement for the sale of the building;
 - (b) giving or making available a current sustainability declaration for the building.
- ‘(3) Previous section 246K continues to apply in relation to a breach of an obligation under previous chapter 8A, part 1 before the commencement day.
- ‘(4) In this section—
- commencement day* means the day this section commences.
- previous*, followed by a provision number, means the provision of that number in force before the commencement day.’.

Clause 9	Amendment of sch 2 (Dictionary)	16
	Schedule 2, definitions <i>current sustainability declaration</i> ,	17
	<i>publish</i> , <i>relevant advertisement</i> , <i>seller</i> and <i>sustainability</i>	18
	<i>declaration</i> —	19
	<i>omit</i> .	20

Part 3	Amendment of Carers	21
	(Recognition) Act 2008	22

Clause 10	Act amended	23
	This part amends the <i>Carers (Recognition) Act 2008</i> .	24

Clause 11	Omission of s 10 (Reporting Obligations)	1
	Section 10—	2
	<i>omit.</i>	3
 Part 4		
	Amendment of Duties Act 2001	4
 Clause 12	Act amended	5
	This part amends the <i>Duties Act 2001</i> .	6
 Clause 13	Amendment of ch 2, pt 9, hdg (Concessions for first homes)	7
	Chapter 2, part 9, heading, ‘first’—	8
	<i>omit.</i>	9
		10
 Clause 14	Amendment of s 85 (Purpose of pt 9)	11
	(1) Section 85(a) and (c), ‘of a first home’—	12
	<i>omit, insert—</i>	13
	‘of a home or first home’.	14
	(2) Section 85(b)(i), ‘first home is constructed’—	15
	<i>omit, insert—</i>	16
	‘home or first home is constructed’.	17
 Clause 15	Amendment of ch 2, pt 9, div 2, hdg (Some basic concepts about concessions for first homes)	18
	Chapter 2, part 9, division 2, heading, ‘first’—	19
	<i>omit.</i>	20
		21

[s 16]

Clause 16	Replacement of s 86 (What is a a <i>first home</i> generally)	1
	Section 86—	2
	<i>omit, insert—</i>	3
'86	What is a <i>home</i> and a <i>first home</i>	4
	'(1) A residence is a person's <i>home</i> if the person's occupation date for the residence is within 1 year after the person's transfer date for the residential land.	5 6 7
	<i>Note—</i>	8
	For transfer duty to be imposed for residential land, it must be in Queensland, see section 10(1)(a).	9 10
	'(2) A person's home is the person's <i>first home</i> if, before acquiring the home—	11 12
	(a) the person did not hold, and never before held, an interest in other residential land in Queensland or elsewhere other than—	13 14 15
	(i) as trustee for another person; or	16
	(ii) as lessee; or	17
	(iii) as the holder of a security interest; and	18
	(b) the person was not, and had never been, a vacant land concession beneficiary in relation to land other than the residential land on which the home is constructed.	19 20 21
	'(3) Subsection (2)(a)(ii) does not apply to the interest in land of a lessee of a lease—	22 23
	(a) of residential land on which a home or first home is constructed; and	24 25
	(b) for which a premium, fine or other consideration is payable.'	26 27
Clause 17	Amendment of s 86B (What is a <i>first home</i> for a residence to be constructed on vacant land)	28 29
	Section 86B(2)—	30
	<i>omit, insert—</i>	31

-
- ‘(2) Subsection (1)(b)(i)(B) does not apply to the interest in land of a lessee of a lease—
- (a) of residential land on which a home or first home is constructed; and
 - (b) for which a premium, fine or other consideration is payable.’.

- Clause 18 Amendment of ch 2, pt 9, div 3, hdg (Concessions for first homes)**
- Chapter 2, part 9, division 3, heading, ‘first’—
omit, insert—
‘homes and first’.

- Clause 19 Insertion of new s 91**
- Chapter 2, part 9, division 3—
insert—

- ‘91 Concession—home**
- ‘(1) This section applies if—
- (a) a dutiable transaction is 1 of the following—
 - (i) the transfer, or agreement for the transfer, of residential land;
 - (ii) the acquisition, mentioned in section 85(b), of a lease of residential land;
 - (iii) the vesting, mentioned in section 85(c), of residential land; and
 - (b) either of the following apply—
 - (i) the transferees, lessees or vested persons are individuals and are not trustees and the residence will be their home;
 - (ii) the transferees, lessees or vested persons are trustees of a trust, other than a discretionary or unit

[s 20]

	trust, the beneficiaries are individuals all of whom	1
	are under a legal disability and the residence would	2
	be the home of all the beneficiaries if they were the	3
	transferees or lessees of, or vested persons for, the	4
	land.	5
‘(2)	The transfer duty imposed on the dutiable transaction is the	6
	amount worked out under subsection (3) or (5).	7
‘(3)	If the dutiable value of the residential land is not more than	8
	\$350000, the transfer duty is the total of—	9
	(a) \$1 for each \$100, or part of \$100, of the dutiable value	10
	of the land; and	11
	(b) the amount worked out by deducting, from transfer duty	12
	on the dutiable value of the dutiable transaction, the	13
	amount worked out by applying the relevant rate to the	14
	dutiable value of the residential land.	15
‘(4)	For subsection (3), the relevant rate is the rate of transfer duty	16
	stated in schedule 3, column 2, opposite the part of the	17
	dutiable value of the dutiable transaction attributable to the	18
	dutiable value of the residential land stated in schedule 3,	19
	column 1.	20
‘(5)	If the dutiable value of the residential land is more than	21
	\$350000, the transfer duty is the total of—	22
	(a) \$3500; and	23
	(b) the amount worked out by deducting, from transfer duty	24
	on the dutiable value of the dutiable transaction, the	25
	amount worked out by applying the relevant rate to	26
	\$350000.	27
‘(6)	For subsection (5), the relevant rate is the rate of transfer duty	28
	stated in schedule 3, column 2, for \$350000.’.	29
Clause 20	Amendment of s 92 (Concession—first home)	30
(1)	Section 92(2)(a) and (b)—	31
	<i>omit, insert—</i>	32

-
- ‘(a) for a dutiable transaction mentioned in subsection (1)(a) 1
in relation to residential land—the amount of transfer 2
duty worked out under section 91 less the concession 3
amount stated in schedule 4A; 4
- (b) for a dutiable transaction mentioned in subsection (1)(a) 5
in relation to vacant land—the amount of transfer duty 6
worked out by applying the relevant rate to the dutiable 7
value of the transaction, less the concession amount 8
stated in schedule 4B.’. 9
- (2) Section 92— 10
insert— 11
- ‘(4) In this section— 12
relevant rate, for a transaction mentioned in subsection (2)(b), 13
means the rate of transfer duty stated in schedule 3, column 2, 14
opposite the dutiable value of the transaction as stated in 15
schedule 3, column 1.’. 16

- Clause 21** **Amendment of s 93 (Concession—mixed and multiple 17
claims for individuals—residential land) 18**
- (1) Section 93(1)(c)— 19
omit, insert— 20
- ‘(c) the residence is— 21
- (i) the home or first home of all the transferees, all the 22
lessees or all the vested persons (each *relevant* 23
persons); or 24
- (ii) the home or first home of 1 or more of the 25
transferees, 1 or more of the lessees or 1 or more of 26
the vested persons (each also *relevant persons*) but 27
not all the transferees, all the lessees or all the 28
vested persons; and’. 29
- (2) Section 93(2)(b), ‘first home’— 30
omit, insert— 31
‘home or first home’. 32

[s 21]

- (3) Section 93(6) to (9)— 1
omit, insert— 2
- ‘(6) The transfer duty imposed on a dutiable transaction to which 3
this section applies under subsection (1)(c)(i) or (2) is the total 4
of— 5
- (a) for each relevant person, the amount worked out by 6
applying the transferee’s, lessee’s or vested person’s 7
interest to the concessional duty; and 8
- (b) the amount worked out by deducting, from transfer duty 9
on the dutiable value of the transaction, the amount (the 10
deduction amount) worked out by applying the relevant 11
rate to the lesser of the following— 12
- (i) the total of the value of each relevant person’s 13
interest; 14
- (ii) \$350000. 15
- ‘(7) The transfer duty imposed on a dutiable transaction to which 16
this section applies under subsection (1)(c)(ii) or (3) is the 17
total of— 18
- (a) for each relevant person, the amount worked out by 19
applying the person’s interest to the concessional duty; 20
and 21
- (b) the amount worked out by deducting, from transfer duty 22
on the dutiable value of the transaction, the amount (also 23
the ***deduction amount***) worked out by applying the 24
relevant rate to the lesser of the following— 25
- (i) the total of the value of each relevant person’s 26
interest; 27
- (ii) the total of the relevant persons’ interests 28
multiplied by \$350000. 29
- ‘(8) For subsections (6) and (7)— 30
- (a) the concessional duty is the transfer duty that— 31
- (i) if section 91 were to apply to the dutiable 32
transaction—would be equal to the amount worked 33

-
- out under section 91(3)(a) or the amount stated in section 91(5)(a); or 1
2
- (ii) if section 92 were to apply to the dutiable transaction—would be equal to the amount worked out under section 91(3)(a) or the amount stated in section 91(5)(a) less the amount of the deduction under section 92(2)(a); and 3
4
5
6
7
- (b) the relevant person’s interest is the proportion that the share of the person in the whole dutiable property bears to the total of the shares of— 8
9
10
- (i) for a dutiable transaction to which this section applies under subsection (3)—all the co-owners, or the owner, on completion of the transaction; or 11
12
13
- (ii) for another dutiable transaction—all the relevant persons; and 14
15
- (c) the value of a relevant person’s interest is worked out by applying the person’s interest to the dutiable value of the residential land; and 16
17
18
- (d) the relevant rate is the rate of transfer duty stated in schedule 3, column 2, opposite the part of the dutiable value of the dutiable transaction attributable to the deduction amount as stated in schedule 3, column 1. 19
20
21
22
- ‘(9) For working out the concessional duty under subsection (8)(a) for a relevant person under subsection (2), the residential land mentioned in section 91(3) or (5), and schedule 4A, is the part of the residential land relating to the person’s home or first home. 23
24
25
26
27
- ‘(10) For a relevant person under subsection (2), the residential land mentioned in subsection (8)(c) is the part of the residential land relating to the person’s home or first home.’. 28
29
30

Clause 22 **Amendment of ch 2, pt 14, div 1, hdg (Reassessments for concessions for first homes)** 31
32

Chapter 2, part 14, division 1, heading, ‘first’— 33

omit. 34

[s 23]

Clause 23	Amendment of s 153 (Reassessment—disposal after occupation date for residence)	1 2
(1)	Section 153(1)(a), ‘section 92’— <i>omit, insert—</i> ‘section 91, 92’.	3 4 5
(2)	Section 153(1)(b)(iii), ‘first home is constructed’— <i>omit, insert—</i> ‘home or first home is constructed’.	6 7 8
Clause 24	Amendment of s 154 (Reassessment—noncompliance with occupancy requirements)	9 10
(1)	Section 154(1)(a), ‘section 92’— <i>omit, insert—</i> ‘section 91, 92’.	11 12 13
(2)	Section 154(2), ‘first’— <i>omit.</i>	14 15
(3)	Section 154(5), definition <i>first home or vacant land lease</i> — <i>omit, insert—</i> ‘home or vacant land lease means a lease—	16 17 18
(a)	of residential land on which a home or first home is constructed or of vacant land on which a first home is to be constructed; and	19 20 21
(b)	for which a premium, fine or other consideration is payable.’.	22 23
Clause 25	Amendment of s 155 (When transferees, lessees and vested persons for land must give notice for reassessment)	24 25 26
	Section 155(1), ‘section 92’—	27

omit, insert— 1
'section 91, 92'. 2

Clause 26 Omission of s 272 (What is a *home* for div 2) 3
Section 272— 4
omit. 5

Clause 27 Amendment and renumbering of s 272A (What is a *first home* for div 2) 6
7
(1) Section 272A, heading, '*first home*'— 8
omit, insert— 9
'*home and first home*'. 10
(2) Section 272A(1)(a) and (b)— 11
omit, insert— 12
'(a) a residence that is constructed is a person's ***home*** or ***first home*** if it is the person's home or first home under section 86; and 13
14
15
(b) a residence that is to be constructed is a person's ***home*** or ***first home*** if, when constructed, it will be the person's home or first home under section 86.' 16
17
18
(3) Section 272A(2), 'section 86(1)(b)(ii)'— 19
omit, insert— 20
'section 86(2)(b)'. 21
(4) Section 272A(3)— 22
omit, insert— 23
'(3) For subsection (1)(b), section 86 applies as if the reference to a period of 1 year after the person's transfer date for the residential land were a reference to a period of 2 years after the date the mortgage was first signed.' 24
25
26
27

[s 28]

- (5) Section 272A— 1
renumber as section 272. 2

Clause 28 Insertion of new ch 17, pt 16 3

Chapter 17— 4

insert— 5

‘Part 16 Transitional provision for 6
Treasury (Cost of Living) and 7
Other Legislation Amendment 8
Act 2012 9

‘629 Application of amendments about concession for 10
transfer duty—home 11

‘(1) The relevant provisions, as in force on 1 July 2012, apply to 12
dutiabale transactions only if liability for transfer duty arises on 13
or after 1 July 2012. 14

‘(2) The relevant provisions, as in force immediately before 1 July 15
2012, apply to a dutiabale transaction that is the transfer, or 16
agreement for the transfer, of residential or vacant land made 17
on or after 1 July 2012 if— 18

(a) the transfer or agreement replaces a transfer, or an 19
agreement for the transfer, that included the land and 20
was made before 1 July 2012; or 21

(b) the transferee had an option to purchase the land, or the 22
transferor had an option to require the transferee to 23
purchase the land, granted before 1 July 2012 and 24
exercised on or after 1 July 2012; or 25

(c) another arrangement was made before 1 July 2012 the 26
sole or main purpose of which was to defer the making 27
of the transfer or agreement until 1 July 2012 or later so 28
the concession for transfer duty under the relevant 29
provisions, as in force on or after 1 July 2012, would 30
apply in relation to the dutiabale transaction. 31

‘(3) In this section— 1
relevant provisions means the following provisions— 2

- chapter 2, part 9 3
- chapter 2, part 14, division 1 4
- schedule 3 5
- schedule 4A 6
- schedule 4B.’. 7

Clause 29 Replacement of sch 3 (Rates of duty on dutiable transactions and relevant acquisitions for landholder and corporate trustee duty) 8
 Schedule 3— 9
omit, insert— 10 11
 12

‘Schedule 3 Rates of duty on dutiable transactions and relevant acquisitions for landholder and corporate trustee duty 13
 14
 15
 16
 17

sections 24(2), 91, 92, 93, 178A and 216 18

Column 1

Column 2

Dutiable value of dutiable transaction or relevant acquisition

Rate of duty

Not more than \$5000

Nil

More than \$5000 but not more than \$75000

\$1.50 for each \$100, or part of \$100, by which the dutiable value is more than \$5000

[s 30]

Column 1

Column 2

**Dutiable value of dutiable
transaction or relevant acquisition**

Rate of duty

More than \$75000 but not more
than \$540000

\$1050 plus \$3.50 for each \$100, or
part of \$100, by which the dutiable
value is more than \$75000

More than \$540000 but not more
than \$980000

\$17325 plus \$4.50 for each \$100,
or part of \$100, by which the
dutiable value is more than
\$540000

More than \$980000

\$37125 plus \$5.25 for each \$100,
or part of \$100, by which the
dutiable value is more than
\$980000'.

Clause 30 Replacement of schs 4A and 4B

Schedules 4A and 4B—

omit, insert—

1
2
3

‘Schedule 4A Amount of concession for transfer duty—first home—residential land

1
2
3

sections 92(2)(a) and 93(9) 4

Dutiable value of the residential land	Concession amount
Not more than \$504 999.99	\$8750 or, if the transfer duty otherwise payable under chapter 2, part 9, division 3 is less than \$8750, the amount of duty otherwise payable under that division
\$505 000—\$509 999.99	\$7 875
\$510 000—\$514 999.99	\$7 000
\$515 000—\$519 999.99	\$6 125
\$520 000—\$524 999.99	\$5 250
\$525 000—\$529 999.99	\$4 375
\$530 000—\$534 999.99	\$3 500
\$535 000—\$539 999.99	\$2 625
\$540 000—\$544 999.99	\$1 750
\$545 000—\$549 999.99	\$875
\$550 000 or more	nil

[s 30]

‘Schedule 4B Amount of concession for transfer duty—first home—vacant land 1
2
3

section 92(2)(b) and 93A(5)(a) 4

Dutiable value of the vacant land	Concession amount
Not more than \$259 999.99	\$7 175
\$260 000—\$269 999.99	\$6 700
\$270 000—\$279 999.99	\$6 225
\$280 000—\$289 999.99	\$5 750
\$290 000—\$299 999.99	\$5 275
\$300 000—\$309 999.99	\$4 800
\$310 000—\$319 999.99	\$4 325
\$320 000—\$329 999.99	\$3 850
\$330 000—\$339 999.99	\$3 375
\$340 000—\$349 999.99	\$2 900
\$350 000—\$359 999.99	\$2 425
\$360 000—\$369 999.99	\$1 950
\$370 000—\$379 999.99	\$1 475
\$380 000—\$389 999.99	\$1 000
\$390 000—\$399 999.99	\$525
\$400 000 or more	nil’.

Clause 31	Amendment of sch 6 (Dictionary)	1
	(1) Schedule 6, definition <i>occupancy requirement</i> —	2
	<i>omit.</i>	3
	(2) Schedule 6—	4
	<i>insert</i> —	5
	<i>‘occupancy requirement</i> , for a person’s residence, means the	6
	person’s occupation date for the residence is within 1 year or 2	7
	years after the transfer date for the land, whichever is relevant	8
	under section 86(1) or 86B(1)(a).’.	9
	(3) Schedule 6, definition <i>first home</i> , paragraph (b), ‘section	10
	272A’—	11
	<i>omit, insert</i> —	12
	‘section 272’.	13
	(4) Schedule 6, definition <i>first home</i> , paragraph (c), ‘section	14
	86’—	15
	<i>omit, insert</i> —	16
	‘section 86(2)’.	17
	(5) Schedule 6, definition <i>home</i> —	18
	<i>insert</i> —	19
	‘(c) otherwise—section 86(1).’.	20

Part 5	Amendment of Electricity Act	21
	1994	22

Clause 32	Act amended	23
	This Act amends the <i>Electricity Act 1994</i> .	24

[s 33]

Clause 33	Amendment of s 55D (Conditions of retail authority)	1
(1)	Section 55D(f) and (g)—	2
	<i>renumber</i> as section 55D(g) and (h).	3
(2)	Section 55D—	4
	<i>insert</i> —	5
	‘(f) the conditions stated in sections 55DA, 55DB, 55DC, 55E, 55G and 55GA; and’.	6 7
Clause 34	Insertion of new s 55GA	8
	After section 55E—	9
	<i>insert</i> —	10
	‘55GA Additional condition about inclusion of carbon and renewable energy target cost estimates in residential customer accounts	11 12 13
	‘(1) This section applies to a retail entity that provides customer retail services to a residential customer.	14 15
	‘(2) It is also a condition of the retail authority that the retail entity must include a carbon and renewable energy target cost statement in an account issued by the entity for the provision of customer retail services to the customer.	16 17 18 19
	‘(3) To avoid any doubt, it is declared that this section does not authorise the QCA or a retail entity to engage in conduct that contravenes a Commonwealth law that applies to the QCA or retail entity.	20 21 22 23
	‘(4) The regulator must review the operation of this section within 3 years after its commencement.	24 25
	‘(5) In this section—	26
	<i>carbon and renewable energy target cost statement</i> means a statement that—	27 28
	(a) is prescribed for this section under a regulation; and	29
	(b) consists of QCA’s estimate of the part of an account issued by a retail entity for the provision of customer	30 31

	retail services to a residential customer that is attributable to—	1 2
	(i) for the financial year starting on 1 July 2012—the clean energy and carbon pricing scheme established by the Commonwealth under the <i>Clean Energy Act 2011</i> and associated Acts and regulations; and	3 4 5 6 7
	(ii) for a financial year starting on or after 1 July 2013—	8 9
	(A) the clean energy and carbon pricing scheme established by the Commonwealth under the <i>Clean Energy Act 2011</i> and associated Acts and regulations; and	10 11 12 13
	(B) the renewable energy target scheme established by the Commonwealth under the <i>Renewable Energy (Electricity) Act 2000</i> and associated Acts and regulations.	14 15 16 17
	<i>residential customer</i> means a customer who purchases electricity principally for personal, household or domestic use at premises.’.	18 19 20
Clause 35	Amendment of s 90 (Deciding prices for non-market customers)	21 22
	Section 90—	23
	<i>insert</i> —	24
	<i>Note</i> —	25
	For the Minister deciding prices for a particular tariff for the financial year starting on 1 July 2012, see chapter 14, part 12.’.	26 27
Clause 36	Amendment of s 90AB (Publication of notified prices)	28
	Section 90AB(3), ‘subsection (1)’—	29
	<i>omit, insert</i> —	30
	‘subsection (2)’.	31

[s 37]

Clause 37	Amendment of s 264 (Regulation about matters in sch 2)	1
	Section 264—	2
	<i>insert—</i>	3
	‘(3) A regulation for a matter under schedule 2, section 1 may make provision for a charge payable by a distribution entity to a retail entity for the financial year starting on 1 July 2012.’	4 5 6
	‘(4) This subsection and subsection (3) expire on 1 July 2013.’.	7
Clause 38	Insertion of new ch 14, pt 12	8
	After section 331—	9
	<i>insert—</i>	10
‘Part 12	Transitional provisions for Treasury (Cost of Living) and Other Legislation Amendment Act 2012	11 12 13 14
‘332	Deciding notified prices for 2012-2013 financial year	15
	‘(1) This section applies if, under section 90, the Minister is the pricing entity for a particular tariff for the relevant tariff year.’	16 17
	‘(2) Despite section 90, in making a price determination for the relevant tariff year, the pricing entity need not have regard to the matters mentioned in section 90(5)(a) in relation to a particular tariff.’	18 19 20 21
	‘(3) In this section—	22
	<i>relevant tariff year</i> means the financial year starting on 1 July 2012.’	23 24
‘333	Inclusion of carbon and renewable energy target cost estimates in particular accounts	25 26
	‘Section 55GA applies only to an account issued by a retail entity on or after 1 July 2012.’.	27 28

Part 6	Amendment of Payroll Tax Act 1971	1
		2
Clause 39	Act amended	3
	This part amends the <i>Payroll Tax Act 1971</i> .	4
Clause 40	Amendment of s 17 (Definitions for sdiv 1)	5
	(1) Section 17, definition <i>actual periodic deduction</i> , ‘ E (maximum deduction per month) means 83333’—	6
	<i>omit, insert—</i>	7
	‘ E (maximum deduction per month) means 91666’.	8
	(2) Section 17, definition <i>fixed periodic deduction</i> , paragraph (b), ‘ E means 83333’—	9
	<i>omit, insert—</i>	10
	‘ E means 91666’.	11
		12
		13
Clause 41	Amendment of s 23 (Definition for sdiv 2)	14
	Section 23, definition <i>fixed periodic deduction</i> , paragraph (b), ‘ E means 83333’—	15
	<i>omit, insert—</i>	16
	‘ E means 91666’.	17
		18
Clause 42	Amendment of s 29 (Definitions for sdiv 1)	19
	Section 29, definition <i>annual deduction</i> , ‘ K means 1000000’—	20
	<i>omit, insert—</i>	21
	‘ K means 1100000’.	22
		23

[s 43]

Clause 43	Amendment of s 33 (Definitions for sdiv 2)	1
	Section 33, definition <i>annual deduction</i> , ‘ K means 1000000’—	2
		3
	<i>omit, insert—</i>	4
	‘ K means 1100000’.	5
Clause 44	Amendment of s 37 (Definitions for sdiv 1)	6
	Section 37, definition <i>final deduction</i> , ‘ K means 1000000’.	7
	<i>omit, insert—</i>	8
	‘ K means 1100000’.	9
Clause 45	Amendment of s 41 (Definitions for sdiv 2)	10
	Section 41, definition <i>final deduction</i> , ‘ K means 1000000’—	11
	<i>omit, insert—</i>	12
	‘ K means 1100000’.	13
Clause 46	Amendment of s 52 (Meaning of <i>criteria for registration</i>)	14
	Section 52(a), ‘\$19230’—	15
	<i>omit, insert—</i>	16
	‘\$21153’.	17
Clause 47	Amendment of s 87 (Notification requirement—employers exempt from lodging periodic returns)	18
	Section 87(1)(b), ‘\$83333’—	19
		20
	<i>omit, insert—</i>	21
	‘\$91666’.	22

Clause 48	Replacement of s 97A (Application of particular amendments)	1
	Section 97A—	2
	<i>omit, insert—</i>	3
'97A	Application of particular amendments	4
	'This Act, as amended by the <i>Treasury (Cost of Living) and Other Legislation Amendment Act 2012</i> , part 6 applies for payroll tax levied on taxable wages paid or payable in the financial year starting on 1 July 2012 and each later financial year.'	5
		6
		7
		8
		9
		10

Part 7	Amendment of Property Agents and Motor Dealers Act 2000	11
		12

Clause 49	Act amended	13
	This part amends the <i>Property Agents and Motor Dealers Act 2000</i> .	14
		15
Clause 50	Amendment of s 363 (Purposes of ch 11)	16
	Section 363(d)—	17
	<i>omit.</i>	18
Clause 51	Amendment of s 470 (Claims)	19
	Section 470(1), note—	20
	<i>omit.</i>	21

[s 52]

Clause 52	Omission of ch 11, pt 5 (Advertising sale of particular properties—sustainability declarations)	1 2
	Chapter 11, part 5—	3
	<i>omit.</i>	4
Clause 53	Insertion of new ch 19, pt 10	5
	Chapter 19—	6
	<i>insert—</i>	7
‘Part 10	Transitional provision for	8
	Treasury (Cost of Living) and	9
	Other Legislation Amendment	10
	Act 2012	11
‘653	Continuation of ch 11, pt 5, div 3 in relation to particular sustainability declarations	12 13
	‘(1) Chapter 11, part 5, division 3, as in force immediately before the commencement day, continues to apply in relation to the following things done, before the commencement day, by a seller’s agent—	14 15 16 17
	(a) publishing a relevant advertisement for the sale of a residential dwelling;	18 19
	(b) giving or making available a current sustainability declaration for a residential dwelling.	20 21
	‘(2) In this section—	22
	<i>commencement day</i> means the day this section commences.’.	23
Clause 54	Amendment of sch 2 (Dictionary)	24
	Schedule 2, definitions <i>Building Act</i> , <i>current sustainability declaration</i> , <i>publish</i> , <i>relevant advertisement</i> , <i>residential dwelling</i> and <i>seller’s agent</i> —	25 26 27
	<i>omit.</i>	28

Part 8	Amendment of Queensland Competition Authority Act 1997	1 2
Clause 55	Act amended	3
	This part amends the <i>Queensland Competition Authority Act 1997</i> .	4 5
Clause 56	Amendment of s 10 (Authority’s functions)	6
(1)	Section 10(e)—	7
	<i>omit, insert—</i>	8
	‘(e) if directed by the Ministers—under the direction, to investigate and report to the Ministers on any matter relating to competition, industry, productivity or best practice regulation; and’.	9 10 11 12
(2)	Section 10—	13
	<i>insert—</i>	14
	‘(lb) if directed by the Ministers—under the direction, to review and report on regulatory assessment statements; and	15 16 17
	(1c) if directed by the Ministers—under the direction, to review and report on existing legislation; and’.	18 19
(3)	Section 10—	20
	<i>insert—</i>	21
‘(2)	In this section—	22
	regulatory assessment statement means a regulatory assessment statement prepared for proposed legislation under the document called ‘Regulatory Assessment Statement System Guidelines’, published by the department.’.	23 24 25 26

[s 57]

Clause 57	Amendment of s 12 (Directions by Ministers about authority's functions)	1 2
	Section 12(5)—	3
	<i>omit, insert—</i>	4
	'(5) Despite subsection (2)—	5
	(a) a direction by the Ministers under section 10(1)(e) must state how the investigation is to be conducted and, for that purpose, may apply all or stated provisions of part 6 to the investigation; and	6 7 8 9
	(b) a direction by the Ministers under section 10(1)(lb) or (1c) may state how the reviews are to be conducted and the matters to be included in the reports.'	10 11 12

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