

Health and Community Services Committee

Report on Subordinate Legislation tabled between 22 August and 30 October 2012

Report No. 13

The Health and Community Services Committee is responsible for examining subordinate legislation within its portfolio areas and considering the policy to be given effect, the application of fundamental legislative principles and the lawfulness of the subordinate legislation (s.93(1) *Parliament of Queensland Act 2001*). The committee's responsibility also includes monitoring the operation of the *Statutory Instruments Act 1992* as it relates to subordinate legislation. The committee reports to the Legislative Assembly on all subordinate legislation which it considers.

Recommendation

The committee recommends that the Legislative Assembly notes this report and the committee's conclusion that the subordinate legislation considered does not raise any significant issues regarding the application of fundamental legislative principles.

Subordinate legislation examined

The committee has considered the following pieces of subordinate legislation tabled between August and October 2012.

SL No.	Name of Subordinate Legislation	Date for disallowance
SL 152	Health Legislation (Fees) Amendment Regulation (No. 1) 2012	13/02/2013
SL 158	Domestic and Family Violence Protection Regulation 2012	7/3/2013

Health Legislation (Fees) Amendment Regulation (No. 1) 2012

The Health and Other Legislation Amendment Regulation (No.1) 2012 prescribes annual fee increases, in line with the Government endorsed indexation factor of 3.5%, for five Health portfolio Acts. These include the Food Act 2006, the Health Act 1937, the Pest Management Act 2001, the Private Health Facilities Act 1999 and the Radiation Safety Act 1999.

The committee identified that five fees have increased by more than 3.5%. In each case, the increase reflects a rounding up to the nearest half dollar or dollar.

The committee did not identify any fundamental legislative principles issues.

Domestic and Family Violence Protection Regulation 2012

The Domestic and Family Violence Protection Regulation 2012 facilitates the registration of interstate orders by prescribing the State and Territory and New Zealand legislation for the purposes of allowing an aggrieved person to register an interstate order in Queensland and the way in which the clerk of the court is to register interstate orders.

The regulation also introduces an exemption to the prohibition on publication of information relating to domestic violence court proceedings.

The committee did not identify any fundamental legislative principles issues.

Health and Community Services Committee

Chair	Mr Peter Dowling MP, Member for Redlands		
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Committee Staff	Mr Michael Trout MP, Member for Barron River		
	Ms Sue Cawcutt, Research Director		
	Ms Lee Archinal, Principal Research Officer (part time)		
	Ms Kath Dalladay, Principal Research Officer (part time)		
Technical Scrutiny Secretariat	Ms Dianne Christian, Executive Assistant		
	Ms Renee Easten, Research Director		
	Ms Marissa Ker, Principal Policy Officer		
Contact details	Ms Tamara Vitale, Executive Assistant		
	Health and Community Services Committee		
	Parliament House		
Telephone	George Street		
	Brisbane Qld 4000		
Email	+61 7 3406 7688	Fax	+61 7 3406 7070
	hcsc@parliament.qld.gov.au	Web	www.parliament.qld.gov.au/hcsc