

Health and Community Services Committee

Report on Subordinate Legislation

Report No. 6

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 note the subordinate legislation number 61, 65 and 74 of 2012.

Subordinate legislation examined

The committee has considered the following subordinate legislation (SL) tabled on 5 and 19 June 2012.

The committee has considered the following subordinate legislation and did not identify any significant issues regarding consistency with fundamental legislative principles or the lawfulness of the subordinate legislation.

SL No.	Name of Subordinate Legislation	Date for disallowance
SL 61	Proclamation made under the Health and Hospitals Network Act 2011	23/08/2012
SL 65	Nature Conservation (Protected Areas) Amendment Regulation (No.1) 2012	13/09/2012
SL 74	Commission for Children and Young People and Child Guardian Amendment Regulation (No.1) 2012	13/09/2012

Proclamation made under the Health and Hospitals Network Act 2011

The objective of the Proclamation is to repeal item three of the Proclamation made on 9 February 2012 and to commence sections 276 to 277 and section 48 on 1 June 2012 and 1 September 2012 respectively. In addition, it commences all remaining provisions of the Act not in force, other than section 318, on 1 July 2012.

Nature Conservation (Protected Areas) Amendment Regulation (No.1) 2012

The committee notes that the Explanatory Notes incorrectly refer to fundamental legislative principles in section 5(5) of the *Legislative Standards Act 1992*. The correct section reference is section 4(5).

Commission for Children and Young People and Child Guardian Amendment Regulation (No.1) 2012

The Regulation prescribes annual fee increases on 1 July 2012 in line with the increase in the March Quarter 2012 Consumer Price Index, subject to rounding.

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