
4 Queensland

4.1 Guide to the Queensland legislation review timetable

Legislation review

The Queensland Government published its legislation review schedule in June 1996. Changes since then have generated a review program which now covers 114 separate Acts and associated Regulations.

Queensland uses a Public Benefit Test Plan (PBTP) to scope the nature and structure of all reviews. Terms of reference for the review are determined, and issues/discussion papers prepared; generally for medium to major reviews. Interested parties are consulted and the review papers – excluding information that is commercial-in-confidence – are publicly available.

Queensland also uses a reduced review process where there is minimal restriction on competition, or the Government policy position is clear and not likely to change. In this case there is targeted consultation (where appropriate) and analysis based on clause 5(1) of the CPA. The review results are publicly available.

Progress to 31 December 1998

Queensland had 68 reviews scheduled for completion by the end of December 1998. Of these, 31 reviews were complete and a further 24 were currently underway. Of those underway, six were nearing completion, one Act was to be repealed and three were to be addressed by national review. There are 13 reviews yet to be commenced.

The Government had responded to the recommendations of 26 reviews and repealed 23 pieces of legislation. Reform highlights include:

- Reforms to the *Chicken Meat Industry Committee Act 1976* provide for individual growers to negotiate directly with processors outside of legislative collective bargaining arrangements.
- The Brisbane Marketing Authority is proposed for corporatisation.
- Advertising controls have been reduced and commercial controls removed in regulations governing Health and Medical Practitioners (separate review for Pharmacy and Optometry pending).

The updated information provided Queensland is in the form of its NCP Annual Report, listed in alphabetical order of the agency responsible for administering the review.

4.2 Abbreviations

The following abbreviations are used in Queensland legislation review schedule.

ABB	Australian Barley Board
CILGP	Communication and Information, Local Government and Planning
COAG	Council of Australian Governments
CS	Corrective Services Commission
E	Education
EFT	Equity and Fair Trading
EPA	Environmental Protection Agency
ES	Emergency Services
ETIR	Employment, Training and Industrial Relations
FYCC	Family, Youth and Community Care
H	Health
HO	Housing
J	Justice
ME	Mines and Energy
MR	Main Roads
NCP	National Competition Policy
NR	Natural Resources
P&C	Premier and Cabinet
PBT	Public Benefit Test
PI	Primary Industries
PW	Public Works
SMA	Statutory Marketing
T	Transport
ToR	Terms of reference
TR	Treasury
TSR	Tourism, Sport and Racing

4.3 Legislation review schedule: Queensland

Updated to 3 November 1999

Name of Legislation Review Name	Agency	Status	Review Model	Review Comments	Date of Review	Date Review Completed	Reform Progress
Building Act 1975 Standard Building Law & Building Regulation 1991 Review of Building Legislation	CILGP	Yet to begin	To be Determined		1998/1999		
Local Government (Harbour Town Zoning) Act 1990	CILGP	Yet to begin	To be Determined		1998/1999		
Review of Local Government (Harbour Town) Legislation		Yet to begin	To be Determined				
Local Government (Planning and Environment) Act 1990	CILGP	Completed	Reduced NCP Review	The legislation scheduled for review was the Local Government (Planning and Environment) Act 1990. The department addressed NCP issues in the AT1 Cabinet Submission for the proposed Integrated Planning Bill and has shown that it does not restrict competition.	1996/1997	10/1997	NCP review confirmed that the new integrated Planning Act 1997 is far less prescriptive than that the Act it replaces and merely sets up a planning framework.
Local Government Act 1993, City of Brisbane Act 1924	CILGP	Underway	Department Review	Major review for ferries issue. Minor review for remaining matters.	1997/1999		
Local Government Finance Standard 1994 Review of Local Government Legislation		Underway	Department Review				
Local Government Laws	CILGP	Underway	Department Review	Process and program for review of Local Govt legislation are in place. Local Government Amendment Act 1997 received assent May 97. Applies NCP requirements to Local Govt.	1997/1999		

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Name of Legislation Review Name	Agency	Status	Review Model	Review Comments	Date of Review	Date Review Completed	Reform Progress
Sewerage and Water Supply Act 1949 Sewerage and Water Supply Regulation 1987 & Standard Water and Sewerage Laws Review of Sewerage and Water Supply Legislation	CILGP	Yet to begin	To be Determined	Act administered jointly with Department of Natural Resources	1997/1998		
Corrective Services Act 1988 Corrective Services (Administration) Act 1988 Review of Corrective Services Legislation	CS	Underway	To be Determined	The draft Corrective Services Legislation Amendment Bill 1999 has been tabled in Parliament. The policy objectives were approved by Cabinet in February 1999. The Bill seeks to abolish the Queensland Corrective Services Commission and the Government Owned Corporation - Queensland Corrections. The amendments also establish the Corrective Services Authority Council and provide for a new head of power for the new Department of Corrective Services. The Bill amends the Corrective Services (Administration) Act 1988. It is expected that the legislation in its new form will be reviewed in light of NCP during 1999. Initial discussions with Legislation Review Taskforce occurred on 8 October 1999.	1996/1997		
Education (Capital Assistance) Act 1993	E	Completed	Reduced NCP Review	A formal review was not undertaken. The restriction related to affiliation will be resolved through proposed legislative amendment which will require schools to be listed (but not affiliate) with a group. Remaining issue was subjected to further analysis and was determined not to be restrictive.	1998/1999	06/1998	Act is to be amended to remove the requirement for affiliation as a condition for accessing funds.
Education (General Provisions) Act 1989 Education (General Provisions) Regulation 1989 Review of Education General Provisions Legislation	E	Underway	Department Review	This review has been brought forward to coincide with a general policy review of the legislation. Review of proposed new legislation pertaining to the establishment, registration and accountability of non-State schools will be completed in conjunction with the review of the Education (General Provisions) Act 1989. Review expected to be finalised 8/99 (?).	1998/1999		

Name of Legislation Review Name	Agency	Status	Review Model	Review Comments	Date of Review	Date Review Completed	Reform Progress
Education (Overseas Students) Act 1996	E	Underway	Department Review	Short form completed on recent amendments and this approach will be adopted for review of the Act.	1998/1999		
Education (Teacher Registration) Act 1988 <i>Education (Teacher Registration) Regulation 1989 & Board of Teacher Registration By-laws 1989</i>	E	Underway	Department Review		1998/1999		
Grammar Schools Act 1975	E	Underway	Department Review		1997/1998	09/1997	NCP aspects of review effectively completed, but yet to be considered by Cabinet.
Higher Education (General Provisions) Act 1989	E	Draft Scope	To be Determined	This review will coincide with a general policy review of the legislation.	1999/2000		

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Name of Legislation Review Name	Agency	Status	Review Model	Review Comments	Date of Review	Date Review Completed	Reform Progress
University Legislation	E						
Review of Universities Legislation		Yet to begin	To be Determined	Separate but similar Acts along the lines of the University of Southern Queensland Act 1989 and University of Southern Queensland (Investment) Statute 1993 are in place for each Qld university, namely: Central Queensland University, Queensland University of Technology, James Cook University (NQ), University of Queensland, Griffith University and Gold Coast University College. Review will cover all such legislation including University of Sunshine Coast legislation passed in 1998 under gatekeeping arrangements.	1999/2000		
Auctioneers and Agents Act 1971	EFT						
<i>Auctioneers and Agents Regulation 1986</i> Review of Property Agents and Motor Dealers Legislation		Underway	Targeted Public	Legislation will be replaced by the Property Agents and Motor Dealers' Bill which is the subject of legislation review prior to consideration by Cabinet. A version of the Bill (that is now being revised) was considered by the Coalition government but was not enacted. Review to be completed and Bill expected to be considered by Cabinet by end 1999.	1996/1997		
Business Names Act 1962	EFT						
<i>Business Names Regulation 1986</i> Review of Business Names Legislation		Yet to begin	Reduced NCP Review	Although the legislation is common to all states, a national review is not contemplated. Queensland's review will take account of interstate legislation review exercises.	1998/1999		
Co-operative and Other Societies Act 1967	EFT						
<i>Co-operative and Other Societies Regulation 1968</i> Review of Co-operatives Legislation		Completed	Joint Jurisdictional	A formal review was not undertaken in Queensland. New Co-operatives Act is based on work and NCP justification undertaken by Victoria as a national scheme of regulation. New legislation enacted 1 September 1997. Act replaces existing Cooperatives and Other Societies Act and Primary Producers Co-operative Associations Act.	1996/1997	04/1997	New Act providing for a national scheme of regulation has been enacted.

Name of Legislation Review Name	Agency	Status	Review Model	Review Comments	Date of Review	Date Review Completed	Reform Progress
Credit Act 1987 <i>Credit Regulations 1988</i> Review of Credit Legislation	EFT	Yet to begin	To be Determined	National review of the Uniform Consumer Credit Code will be undertaken after post implementation review of the legislation is complete. NCP review will occur in 1999/2000. Review of Qld's Credit Act 1987 and regulations will occur at that time, but under a separate review process (confirm this with DEFT).	1997/1998		
Fair Trading Act 1989 <i>Fair Trading Regulation 1989</i> Review of the Fair Trading Legislation	EFT	Yet to begin	To be Determined		1997/1998		
Funeral Benefit Business Act 1982 <i>Funeral Benefit Business Regulation 1989</i> Review of Funeral Benefit Business Legislation	EFT	Draft Scope	Department Review		1997/1998		
Hawkers Act 1984 <i>Hawkers Regulation 1994</i> Review of Hawklers Legislation	EFT	Underway	Reduced NCP Review	Restrictive provisions may be repealed. Short form report currently being developed to assess alternative reform options available.	1997/1998		
Hire Purchase Act 1959 Review of Hire Purchase Act	EFT	Yet to begin	To be Determined	May be reviewed in concert with the Credit Act and the Uniform Consumer Credit Code.	1998/1999		
Invasion of Privacy Act 1971 <i>Invasion of Privacy Regulations 1986</i> Review of Invasion of Privacy Act	EFT	Underway	Reduced NCP Review	Draft short form report has been received by Treasury for comment. A number of issues such as impact of Freedom of Information are being considered.	1998/1999		

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Name of Legislation Review Name	Agency	Status	Review Model	Review Comments	Date of Review	Date Review Completed	Reform Progress
Land Sale Act 1984 <i>Land Sale Regulation 1989</i> Review of Land Sale Legislation	EFT	Underway	Reduced NCP Review	The department is finalising the review report, as at the end of March 1999.	1996/1997		
Loan Fund Companies Act 1982	EFT						
Review of Loan Fund Companies Act		Yet to begin	To be Determined	Similar legislation exists in NSW but is not set down for review. Possibly a reduced NCP review could occur as no loan fund companies are currently operating under the Act.	1998/1999		
Mercantile Act 1867	EFT						
Review of Mercantile Act		Completed	Reformed without Review	Completion of review requirements confirmed on 10 December 1998 with letter to Department of Equity and Fair Trading.	1998/1999	08/1998	Provisions previously identified as restrictions on competition have been repealed or contained within other legislation timetabled for review.
Mobile Homes Act 1989 <i>Mobile Homes Regulation 1994</i> Review of Mobile Homes Legislation	EFT	Draft Scope	To be Determined	NCP issues are relatively minor and will be addressed as part of a general review of the Act.	1997/1998		
Partnership (Limited Liability) Act 1988 <i>Partnership (Limited Liability) Regulation 1993</i> Review of Partnership Legislation	EFT	Underway	To be Determined	Both the Partnership Act and Partnership (Limited Liability) Act will be reviewed together.	1998/1999		
Partnership Act 1891 Review of Partnership Act	EFT	Underway	To be Determined	Both the Partnership Act and Partnership (Limited Liability) Act will be reviewed together.	1998/1999		

Name of Legislation Review Name	Agency	Status	Review Model	Review Comments	Date of Review	Date Review Completed	Reform Progress
Pawnbrokers Act 1984 <i>Pawnbrokers Regulation 1984</i> Review of Pawnbrokers and Secondhand Dealers Legislation	EFT	Draft Scope	Targeted Public	Combined with review of Second-hand Dealers legislation. A working group has been formed following requests from the Qld Policy Service to increase the reporting requirements. It is preferable to incorporate the NCP review as part of this process.	1997/1998		
Primary Producers Co-operative Associations Act 1923 <i>Primary Producers Co-operative Association Regulation</i> Review of Cooperatives Legislation	EFT	Completed	Joint Jurisdictional	A formal review was not undertaken in Queensland. New Co-operatives Act is based on legislative work and NCP justification undertaken by Victoria as a national scheme of regulation. Act contains only minor NCP issues. New legislation enacted 1 September 1997. Act replaces existing Cooperatives and Other Societies Act and Primary Producers Co-operative Associations Act.	1996/1997	04/1997	New Act providing for a national scheme of regulation has been enacted.
Profiteering Prevention Act 1948	EFT	Yet to begin	To be Determined		1998/1999		
Queensland Building Services Authority Act 1991 <i>Queensland Building Services Authority Regulation 1992 & Queensland Building Services Authority Policy 1995</i> Review of Queensland Building Services Authority Legislation	EFT	Yet to begin	Department Review	Consultation with Builders Licensing Australia indicates that a national review of builders and trade contractor licensing provisions is not feasible. The proposed amendments to give effect to general industry reforms were the subject of an ATI Cabinet Submission and NCP justification in July 1999 in parallel with consultation on proposed Bills. The scheduled review of the legislation is yet to begin.	1997/1998		

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Name of Legislation Review Name	Agency	Status	Review Model	Review Comments	Date of Review	Date Review Completed	Reform Progress
Residential Tenancies Act 1994 <i>Residential Tenancies Regulation 1995</i> Review of Residential Tenancies Legislation	EFT	Completed	Targeted Public	A public benefit test was undertaken in March 1998. The PBT supported the retention of the Act's statutory monopoly over the administration of rental bonds. Cabinet agreed to the review recommendations.	1996/1997	04/1998	Provisions subjected to NCP review retained without change.
Retirement Villages Act 1988 <i>Retirement Villages Regulation 1989</i> Review of Retirement Villages Legislation	EFT	Completed	Reduced NCP Review	Draft Bill released for public consultation some considerable time ago, but results required further consideration of various issues. The revised Bill was presented to Cabinet in July 1999 and was supported by NCP justification. Certain changes were made to the Bill in Parliament.	1996/1997	07/1999	Retention of entry requirements for village operators; business conduct requirements more stringent but provide greater clarity for operators and residents; statutory charge requirements less stringent than current legislation.
Sale of Goods Act 1896 <i>Sale of Goods (Vienna Convention) Act 1986</i> Review of Sale of Goods Legislation	EFT	Yet to begin	To be Determined			1998/1999	
Second-hand Dealers and Collectors Act 1984 <i>Second-hand Dealers and Collectors Regulation 1994</i> Review of Second-hand Dealers Legislation	EFT	Draft Scope	Targeted Public	Combined with review of Pawnbrokers legislation. A working group has been formed following requests from the Qld Policy Service to increase the reporting requirements. It is preferable to incorporate the NCP review as part of this process.	1997/1998		
Security Providers Act 1992 <i>Security Providers Regulation 1995</i> Review of Security Providers Legislation	EFT	Draft Scope	Targeted Public	Working group formed after requests from Qld Police Service to increase reporting requirements. NCP review to form part of this process.	1997/1998		

Name of Legislation Review Name	Agency	Status	Review Model	Review Comments	Date of Review	Date Review Completed	Reform Progress
Trade Measurement Act 1990 <i>Trade Measurement (Administration) Act 1990</i> Review of Trade Measurement Legislation established.	EFT	Underway	National Review	National review has been agreed to by CRR, SCOCA and the sub-committee for Trade Measurement. Queensland to take lead jurisdiction role. Terms of reference are being	1998/1999		
Travel Agents Act 1988 <i>Travel Agents Regulations 1988</i> National Review of Travel Agents Legislation	EFT	Underway	National Review	National Review is being undertaken under the co-ordination of Western Australia. Consultant appointed 11/98. Issues Paper released in 6/99.	1997/1998		
Beach Protection Act 1968 <i>Coastal Management Control Districts Regulation 1994</i> Review of Beach Protection Legislation	EPA	Completed	Reduced NCP Review	Review supported retention of provisions which do not materially restrict competition and are in the public interest. Review report made available to the public. No issues raised in response. NCC provided with report in February 1999.	1998/1999	11/1998	Provisions subjected to NCP review retained without change.
Canals Act 1958 <i>Canals Regulation 1992</i> Review of Canals Legislation	EPA	Completed	Reduced NCP Review	Review supported retention of provisions which do not materially restrict competition and are in the public interest. Review report made available to the public. No issues raised in response. NCC provided with report in February 1999.	1998/1999	11/1998	Provisions subjected to NCP review retained without change.
Coastal Protection & Management Act 1995 Review of Coastal Protection Act	EPA	Completed	Reduced NCP Review	Review supported retention of provisions which do not materially restrict competition and are in the public interest. Review report made available to the public. No issues raised in response. NCC provided with report in February 1999.	1998/1999	11/1998	Provisions subjected to NCP review retained without change.

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Name of Legislation Review Name	Agency	Status	Review Model	Review Comments	Date of Review	Date Review Completed	Reform Progress
Contaminated Land Act 1991 <i>Contaminated Land Regulation 1991</i> Review of Environmental Protection Legislation	EPA	Draft Scope		Act subsumed within the Environmental Protection Act 1994 in 1997 without any increase in restrictions on competition. The EP Act is scheduled for review in 1998/99. For further details refer to EP Act entry.	1996/1997		
Environmental Protection Act 1994 <i>EP (Interim) Regulation 1995</i> Review of Environmental Protection Legislation	EPA	Draft Scope	Targeted Public	Review will incorporate Environmental Protection Policies and Regulations passed under gatekeeping arrangements in 1997/98, as well as contaminated land provisions which have been subsumed within this Act. Draft Terms of Reference and PBT Plan being revised by EPA for submission by end September 1999 to Treasury for endorsement.	1998/1999		
Harbours (Reclamation of Land) Regulation 1979 <i>Marine Land (Dredging) By-Laws under the Harbours Act 1955 (sections 91-93)</i> Review of Harbours Land Reclamation Regulation	EPA	Not for review	Reformed without Review	No review was proposed unless ongoing extension of the operations of the restrictive provisions is necessary. Provisions currently expire on 1 July 1999. No review required.	1997/1998	09/1998	Provisions sunset on 1 July 1999.
Nature Conservation Act 1992 <i>Nature Conservation Regulation 1995 and Conservation Plans</i> Review of Nature Conservation Legislation	EPA	Completed	Reduced NCP Review	Short Form analysis completed in December 1998. Review outcomes have been publicly notified and targeted consultation has been undertaken in January 1999 with subsequent additional analysis of community comments. NCC to be advised of outcome following completion of review.	1998/1999	07/1999	Provisions subjected to NCP review retained without change.

Name of Legislation Review Name	Agency	Status	Review Model	Review Comments	Date of Review	Date Review Completed	Reform Progress
Queensland Heritage Act 1992 Queensland Heritage Regulation 1992 Review of Heritage Legislation	EPA	Completed	Reduced NCP Review	Review justified retention of provisions on public interest grounds. Review report has been made available to the public. No issues raised in response. NCC provided with report in February 1999.	1998/1999	12/1998	Provisions subjected to NCP review retained without change.
Ambulance Service Act 1991	ES						
Review of Ambulance Service Act		Draft Scope	To be Determined	Discussions are being held with QES and Ambulance Services on the nature and extent of review. Ambulance Services are currently preparing an issues paper.	1998/1999		
Fire Services Act 1990	ES						
Review of Fire Services Act		Underway	Reduced NCP Review	Reduced PBT review draft report being perused.	1998/1999		
Private Employment Agencies 1983 Private Employment Agencies Regulation 1989	ETIR						
Review of Private Employment Agency Legislation		Yet to begin	To be Determined		1998/1999		
Trading (Allowable Hours) Act 1990 Trading (Allowable Hours) Regulation 1994 Review of Trading Hours Legislation	ETIR						
		Yet to begin	To be Determined	The recent Queensland Industrial Relations Commission decision not to extend Sunday trading hours was appealed. The appeal was subsequently unsuccessful with the Industrial Court making its ruling in July 1999. NCP review was deferred until these processes had been completed.	1998/1999		

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Name of Legislation Review Name	Agency	Status	Review Model	Review Comments	Date of Review	Date Review Completed	Reform Progress
Vocational Education, Training and Employment Act 1991 <i>Vocational Education, Training and Employment Regulation 1991</i> Review of Vocational Education, Training and Employment Legislation	ETIR	Yet to begin	To be Determined	Minor review carried out on proposed new VET legislation (two Bills) with a view to undertaking a full review in 18 months once State and Commonwealth changes have taken effect and impacts can be more accurately defined. These Bills were proposed under the previous Government, but no action has been taken by the present State Government to proceed with these Bills.	1998/1999		
WorkCover Qld Act 1997 Review of WorkCover Act	ETIR	Draft Scope	Targeted Public	The legislation originally scheduled for review were the Workers' Compensation Act 1990 and Workers' Compensation Regulation 1992. The 1996 Queensland Government endorsed the recommendations of the Kennedy Inquiry into Workers' Compensation arrangements in Queensland which includes the retention of the current monopoly accident insurance arrangements for three years with a further review at the end of that time.	1999/2000		
Workplace Health and Safety Act 1995 <i>Workplace Health and Safety Regulations 1995 and 1997</i> Review of Workplace Health and Safety Act 1995 and Regulation 1997	ETIR	Underway	Department Review	The Act and 1997 Regulation will be reviewed concurrently in accordance with approved PBT Plan and ToR. An overall framework has been developed for examining the Act and the 1997 Regulation and 1995 Regulation.	1998/1999		

Name of Legislation Review Name	Agency	Status	Review Model	Review Comments	Date of Review	Date Review Completed	Reform Progress
Workplace Health and Safety Act 1995 <i>Workplace Health and Safety Regulations 1995 and 1997</i> Review of Workplace Health and Safety Regulation 1995	ETIR	Underway	Department Review	The 1995 Regulation will be reviewed, (and as required) remade and transferred to the 1997 Regulation with NCP requirements being addressed when these activities occur. Review was originally scheduled for 1996/97 but an overall framework has been developed for examining the Act and the 1997 Regulation and 1995 Regulation.	1996/1997		
Child Care Act 1991 <i>Child Care (Child Care Centres) Regulation 1991 & Child Care (Family Day Care) Regulation 1991</i> Review of Child Care Legislation	FYCC	Underway	Department Review	Draft report under consideration in February 1999. Department advised that the Minister responsible for the legislation has established a forum to examine all aspects of child care legislation (e.g. considering a less prescriptive approach) in consultation with a wide cross section of stakeholders. Therefore, the NCP review report is somewhat redundant. NCP will be addressed as part of the forum's deliberations.	1997/1998	02/1999	
Cremation Act 1913 <i>Cremation Regulation 1987</i> Review of Cremation Legislation	H	Repealed	Reformed without Review	Decision taken by department to repeal the restrictive provisions without a formal NCP review.	1996/1997	12/1998	Anti-competitive provisions were repealed in late 1998 following departmental examination of the legislation.
Fluoridation of Public Water Supplies Act 1963 <i>Fluoridation of Public Water Supplies Regulation 1964</i> Review of Fluoridation of Public Water Supply Legislation	H	Repealed	Reformed without Review	Decision taken by Department to repeal the restrictive provisions without formal NCP review.	1996/1997	09/1997	Anti-competitive provisions were repealed in late 1997 following departmental examination of the legislation.

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Name of Legislation Review Name	Agency	Status	Review Model	Review Comments	Date of Review	Date Review Completed	Reform Progress
Food Act 1981 <i>Food Hygiene Regulations 1989, Food Standards Regulation 1994</i> Review of Food Legislation	H	Underway	National Review	Three reviews: Model Food Act; Food Hygiene Standards; and Food Regulations. The Food Regulation examined as a national review (the Blair Review) under NCP. Review complete. RIS is being revised for proposed changes to the Food Act. This legislation was listed as "Not proposed" for state-based review in Queensland Legislation Review Timetable.	1999/2000		
Health Act 1937	H						
Review of Health (Drugs and Poisons) Regulation 1996		Underway	National Review	Review of drugs, poisons and controlled substances provisions in the Health (Drugs and Poisons) Regulation 1996 under Part 4 of the Health Act 1937. CRR has agreed to a national review process. Terms of review finalised at the end of March 1999.	1998/1999		
Health Act 1937	H						
Review of Health (Nursing Homes) Regulation 1982		Completed	Department Review	Review of relevant provisions in the Health (Nursing Homes) Regulation 1982 under Part 3, Division 5 of the Health Act 1937. Department has examined Commonwealth's Aged Care Act 1997 to determine its impact on this legislation. Current legislation lapsed on 1 July 1998 and it is proposed that Cabinet consider in due course new legislation which provides a negative licensing scheme.	1996/1997	03/1997	Restrictive provisions dealing with nursing homes expired on 1 July 1998. This followed a departmental examination of the legislation.

Name of Legislation Review Name	Agency	Status	Review Model	Review Comments	Date of Review	Date Review Completed	Reform Progress
Health Act 1937 Review of Health (Private Hospitals) Regulation 1978	H	Completed	Targeted Public	Review of relevant provisions in the Health (Private Hospitals) Regulation 1978 under Part 3, Division 4 of the Health Act 1937. The Private Health Facilities Bill will replace existing Regulation under Health Act that was scheduled for review. Review has justified retention of licensing regime in the interests of patient wellbeing and rejected the formal adoption of planning controls. The Government considered the new Bill in August 1998 (ATP submission) and in August 1999 (ATI submission). Cabinet approved preparation of a new Bill in August 1998. Completed review report was forwarded to Treasury in February 1999. Summary of final review report to accompany Cabinet Submission proposing introduction of the Bill.	1996/1997	04/1998	Review of private hospitals' legislation has justified retention of a licensing regime in the interests of patient wellbeing. The review rejected the formal adoption of planning controls. Bill endorsed by Cabinet and introduced into Parliament in August 1999.
Health Act 1937 Review of Hyperbaric Chamber Therapy under Part 6 of Health Regulation 1996	H	Underway	Reduced NCP Review	Terms of Reference and PBT Plan were finalised early in 1999. Consultation undertaken with stakeholders early 99. Reduced PBT report to be produced.	1997/1998		
Health Act 1937 Review of Pest Management under Parts 10&12 of the Health Regulation 1996	H	Completed	Targeted Public	Review of relevant provisions in Parts 10 and 12 of the Health Regulation 1996 under Part 4, Division 7 of the Health Act 1937. Review finished but formal sign off yet to occur.	1997/1998	10/1999	Retention of licensing of pest management technicians is proposed with licensing criteria based on national competency standards.
Health Act 1937 Review of Therapeutic Goods under Part 16 of the Health Regulation 1996	H	Not for review		Proposal to adopt Commonwealth legislation. Any review should be a national review.	1997/1998		Queensland Health Minister has approved proposal to adopt the Commonwealth legislation.

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Name of Legislation Review Name	Agency	Status	Review Model	Review Comments	Date of Review	Date Review Completed	Reform Progress
Health Act 1937 Skin Penetration, Beauty Therapy, Hairdressing Review under Health Regulation 1996	H	Completed	Targeted Public	Review of relevant provisions in Parts 5 and 15 of the Health Regulation 1996 under the Health Act 1937.	1997/1998	10/1999	Proposes two tier risk based individual business operator licensing model to replace premises based regulation.
Health Practitioner Registration Acts	H						
Review of Health and Medical Practitioner Registration Acts		Completed	Targeted Public	Stage 1 of review examined generic issues. That review is complete. Stage 2 will examine as separate reviews: Pharmacy as a national review, ownership controls for Optometry; certain restrictions in dental professions; and restrictions on core practice across professions.	1996/1997	05/1998	For the 12 Acts and associated subordinate legislation reviewed: registration/licensing provisions have been retained; some titles continue to be reserved; commercial controls removed apart from Pharmacy and Optometry as these will be subject of separate reviews; considerable lessening of advertising controls. Professional Standards and Registration Boards Administration Bills have been endorsed by Cabinet but have yet to be debated in Parliament. Profession-specific registration Bills are being drafted.
Health Practitioner Registration Acts	H						
Review of Ownership Restrictions under the Optometrists Act 1974 and By-Law 1984		Completed	Targeted Public	A second-stage Health Practitioner Legislation review, not individually scheduled in Queensland Legislation Review Timetable. Review limited to examination of ownership and related restrictions. Review recommends repeal of ownership and optical dispensing provisions, and the adoption of statutory offence provisions to address undue influence by owner over employee optometrist to act in unprofessional manner to achieve commercial imperatives.	1998/1999	07/1999	Review of ownership restrictions completed but yet to be considered by Cabinet.
Health Practitioner Registration Acts	H						
Review of Ownership Restrictions under the Pharmacy Act 1976 and By-Laws 1984		Underway	National Review	Review of relevant provisions under Part 4 of the Pharmacy Act 1976. A second-stage Health Practitioner Legislation review, not individually scheduled in Queensland Legislation Review Timetable. National review underway, discussion paper released.	1998/1999		

Name of Legislation Review Name	Agency	Status	Review Model	Review Comments	Date of Review	Date Review Completed	Reform Progress
Health Practitioner Registration Acts	H						
Review of Restrictions on Practice in Health Practitioner Legislation		Underway	Targeted Public	A second-stage Health Practitioner Legislation review, not individually scheduled in Queensland Legislation Review Timetable. Review addresses restrictions on practice of chiropractic, osteopathy, medicine, occupational therapy, pharmacy, physiotherapy, podiatry, psychology and speech pathology.	1998/1999		
Health Practitioner Registration Acts	H						
Review of Restrictions on Practice under the Dental Act 1971 and By-Law 1988		Underway	Targeted Public	A second-stage Health Practitioner Legislation review, not individually scheduled in Queensland Legislation Review Timetable. Terms of Reference and PBT Plan have been finalised. The PBT is expected to be undertaken in the first half of 1999.	1998/1999		
Health Services Act 1991	H						
Health Services (Public Hospitals Fees and Charges) Regulation 1992		Repealed	Reformed without Review	Department decided that the anti-competitive provisions would be repealed (Current legislation titled Health Services Regulation 1992).	1996/1997	07/1997	Anti-competitive provisions were repealed in 1997 following departmental examination of the legislation.
Mental Health Act 1974	H						
Review of Mental Health Act		Completed	Reformed without Review	No formal NCP review was undertaken. Health and Justice Departments have jointly examined this matter and have determined that the restrictions will be repealed.	1997/1998	12/1998	The anti-competitive provisions will be repealed under the Guardianship and Administration Bill that is being developed by the Department of Justice.
Nursing Act 1992	H						
Nursing By-Law 1993		Yet to begin	To be Determined		1998/1999		

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Name of Legislation Review Name	Agency	Status	Review Model	Review Comments	Date of Review	Date Review Completed	Reform Progress
State Housing Act 1945 and State Housing (Freeholding of Land) Act 1957 State Housing Regulation 1986 and Interest Rate Orders Review of the State Housing Legislation	HO	Draft Scope	Department Review	Revised draft PBT plan submitted September 1999. Minor amendment required prior to approval.	1996/1997		
Legal Practitioners Act 1995 Review of Legal Practitioners Act	J	Underway	To be Determined	Broad review of contemporary issues in legal profession commenced in December 1998 with release of discussion paper. NCP issues such as conveyancing will be addressed in review. NCP will be taken into account in development of legislative proposals flowing from the review. Initial discussions on review issues have occurred. Review expected to be completed by end 1999 or early 2000.	1998/1999		
Queensland Law Society Act 1952 Queensland Law Society Rule 1987, Queensland Law Society (Indemnity) Rule 1987 & Continuing Legal Education Rule Review of Queensland Law Society Legislation	J	Underway	To be Determined	Indemnity Rule proposed by NCC for national review. Now to be reviewed by State in conjunction with other QLS legislation. Broad review of legal profession in Qld commenced with release of discussion paper in December 1998. NCP issues including indemnity insurance will be addressed in legislative development flowing from review. Initial discussions on review issues have occurred. Review expected to be completed by end 1999 or early 2000.	1998/1999		
Trustee Companies Act 1968 Review of Trustee Companies Act	J	Underway	To be Determined	A draft uniform trustee companies Bill has been developed by the Standing Committee of Attorneys-General. Any anti-competitive provisions will be examined prior to seeking introduction of the Bill. While there has been no recent discussions with department, it is expected the review will be completed by the end of 1999 or early 2000.	1997/1998		

Name of Legislation Review Name	Agency	Status	Review Model	Review Comments	Date of Review	Date Review Completed	Reform Progress
Coal Industry (Control) Act 1948 Orders under Coal Industry (Control) Act 1948 Review of Coal Industry Legislation	ME	Repealed	Reformed without Review	Act repealed without formal NCP review.	1996/1997	12/1997	The Act has been repealed following departmental examination of the legislation.
Electricity Act 1994 Electricity Regulation 1994 Review of Electricity Legislation	ME	Underway	Department Review	Part of the broader CoAG electricity reform process. A separate legislation review exercise has not been undertaken. Following amendments to the legislation to give effect to the CoAG reforms, several provisions remaining in the legislation have been identified as potentially restricting competition. These aspects are currently being examined under NCP, as at the end of March 1999.	1996/1997		Three tranches of significant amendments to the Act were passed and changes made to the Regulation as part of the reforms. These legislative amendments during 1997 gave effect to CoAG reforms including the establishment of a National Electricity Market.
Explosives Act 1952 Explosives Regulation 1955 Review of Explosives Legislation	ME	Not for review		NCC supported removal of legislation from review timetable on the basis that the provisions are in the public interest and are not for the purpose of restricting competition.	1998/1999		Legislation is moving in the direction of national standards and has been modernised recently.
Gas Act 1965 Gas Regulations 1989 Review of Gas and Petroleum Legislation	ME	Underway	Targeted Public	Part of the broader CoAG gas reforms and includes a fundamental review of Gas and Petroleum legislation. A Discussion Paper outlining the department's position on key policy issues was released in February 1999. New legislation is expected to be considered by Parliament by the end of 1999. A PBT will be undertaken to analyse those proposed legislative reforms which are restrictive and not directly linked to CoAG. Expected date for review is 9/99.	1996/1997		

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Name of Legislation Review Name	Agency	Status	Review Model	Review Comments	Date of Review	Date Review Completed	Reform Progress
Gas Suppliers (Shareholdings) Act 1972	ME	Yet to begin	Department Review	The restriction limits the level of ownership of shares in a nominated gas supplier and has only ever related to one company. In July 1998, the proclamation under the Act expired, removing that company from the protection of the Act. Consideration is being given to repeal of the Act in 1999.	1997/1998		
Liquid Fuel Supply Act 1984	ME						
Review of Liquid Fuel Supply Act		Not for review		NCC supported removal of Act from review timetable on the grounds that the legislation is in place to serve the public interest in terms of controlling liquid fuel usage in times of shortage or emergencies. Provisions have never been used.	1997/1998		
Transport Infrastructure Act 1994	MR						
Various modal-specific Regulations Review of Main Roads Restrictions in Transport Infrastructure Legislation		Underway	Department Review	Assessment of various NCP issues for Main Roads, comprising: full review of limitations on services able to be provided at access points to limited-access main roads; and short-form reviews of policies underlying road-side advertising restrictions and delivery of Main Roads work by local government.	1998/1999		
Gladstone Area Water Board Act 1984	NR						
Review of Gladstone Area Water Board Act		Underway	Department Review	Urban Water Board legislation, that was listed jointly with Water Resources legislation, will be reviewed separately. Department has advised that the restrictive provisions may no longer be required, and these will be the subject of consultation with industry.	1997/1999		
Land Act 1994	NR						
Review of Land Act		Completed	Targeted Public	Cabinet will be asked to consider the review report in October 1999.	1996/1997	05/1999	Review completed but yet to be considered by Cabinet.

Name of Legislation Review Name	Agency	Status	Review Model	Review Comments	Date of Review	Date Review Completed	Reform Progress
Metropolitan Water Supply and Sewerage Act 1909, and Sewerage and Water Supply Act 1949 Standard Sewerage and Water Supply Laws Review of Water Supply Legislation	NR	Underway	To be Determined	Review is part of broader water reform agenda. Discussion paper on regulation of provision of water services to be released for consultation by mid 1999.	1997/1999		
South East Queensland Water Board Act 1979, and Townsville/Thuringowa Water Supply Board 1987 Review of South East and Townsville/Thuringowa Water Board Legislation	NR	Underway	To be Determined	Part of broader CoAG water reform agenda. New institutional reforms for each Board are being pursued with likely repeal of existing Acts. Draft proposal for a South East Queensland Water Board Incorporation Facilitation Bill 1999 has been developed for consideration by Cabinet prior to the end of 1999.	1997/1999		
Surveyors Act 1977 Surveyors Regulations 1992 Review of Surveyors Legislation	NR	Underway	Targeted Public	A new legislative framework has been developed. Review completed November 1997. Review supported retention of regulation of cadastral surveyors. Revised proposal calls for removal of certain anti-competitive provisions. Mutual recognition implications have been considered. Issues subject to consideration by Cabinet Committee. Cabinet is likely to consider a Submission in the mid to later part of 1999.	1996/1997	11/1997	
Valuers Registration Act 1992 Valuers Registration Regulation 1992 Review of Valuers Registration Legislation	NR	Completed	Department Review	Formal sign off on review report is yet to occur. Review found that in medium to long term deregulation is likely to deliver net public benefit but in the short term there would be a risk to infrequent users of valuers.	1996/1997	10/1999	Retention of licensing proposed with five year review.

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Name of Legislation Review Name	Agency	Status	Review Model	Review Comments	Date of Review	Date Review Completed	Reform Progress
Water Resources Act 1989 <i>Water Resources (Watercourse Protection) Regulation 1993; Water Resources (Rates and Charges) Regulation 1992</i> Review of Water Resources Legislation	NR	Underway	To be Determined	Part of broader CoAG water reform agenda. Discussion paper on modules for new legislation are progressively being released for discussion. Draft revised legislation is due to be released for consultation late in 1999.	1997/1999		
South Bank Corporation Act 1989 <i>South Bank Corporation By-law 1992; South Bank Corporation Regulation 1992</i> Review of South Bank Corporation Legislation	P&C	Underway	Department Review	Commencement of review advertised in September 1999.	1998/1999		
Agricultural and Veterinary Chemicals (Queensland) Act 1994 Review of Agricultural and Veterinary Chemicals Legislation	PI	Underway	National Review	Three pieces of related legislation to be reviewed covering registration and control of use provisions. Review undertaken by Commonwealth Department of Primary Industries and Energy. A SCARM/ARMCANZ working group is considering the recommendations of the review.	1997/1998		
Agricultural Chemicals Distribution Control Act 1996 <i>Agricultural Chemicals Distribution Control Regulations 1970</i> Review of Agricultural and Veterinary Chemicals Legislation	PI	Underway	National Review	Three related pieces of Qld legislation to be reviewed covering registration and control of use provisions. Review undertaken by Commonwealth Department of Primary Industries and Energy. A SCARM/ARMCANZ working group is considering the recommendations of the review.	1997/1998		
Chemical Usage (Agricultural and Veterinary) Control Act 1988 <i>Chemical Usage (Agricultural and Veterinary) Control Regulation 1989</i> Review of Agricultural and Veterinary Chemicals Legislation	PI	Underway	National Review	Three related pieces to legislation to be reviewed covering registration and control of use provisions. Review undertaken by Commonwealth Department of Primary Industries and Energy. A SCARM/ARMCANZ working group is considering the recommendations of the review	1997/1998		

Name of Legislation Review Name	Agency	Status	Review Model	Review Comments	Date of Review	Date Review Completed	Reform Progress
Chicken Meat Industry Committee Act Review of Chicken Meat Act	PI	Completed	Targeted Public	Committee signed off on review report in November 1997. Grower representative submitted dissenting report. Treasury engaged independent consultant to examine both reports. As a result, additional recommendations were added to the committee's recommendations that are consistent with potential outcome of NSW review. These do not jeopardise the net public benefit nor impose further restrictions. Grower and processor representatives agreed to expanded proposal. Temporary TPA exemption for collective bargaining arrangements expire on 30 June 1999. Review has shown there to be a public benefit in continuing this legislative exemption in the CMIC Act.	1996/1997	11/1997	Cabinet approved that amending legislation be drafted that will provide: less deterministic role for industry committee; legislative authorisation for collective bargaining arrangements with option for individual growers to negotiate directly with processor; minimum contract conditions; maximum period for mediation; and arbitration on contract conditions, excluding initial growing fee.
City of Brisbane Market Act 1960 City of Brisbane Market Regulation (formerly By-law) 1982 Review of City of Brisbane Market Legislation	PI	Completed	Full Public Review	Joint review covering ownership, competitive neutrality and legislation review.	1997/1998	05/1998	Government is pursuing corporatisation of the BMA and removal of its statutory monopoly status.
Dairy Industry Act 1993 Dairy Industry Regulation 1993, Dairy Industry (Market Milk Prices) Order 1995 Review of Dairy Industry Legislation	PI	Completed	Full Public Review	Legislative amendments being developed for extending supply management arrangements, etc.	1997/1998	07/1998	Restrictive farm-gate arrangements (including broadening scope of supply management arrangements to cover CQ and NC) extended until 31 December 2003. Further review is to occur prior to 1 January 2003 to determine extent of government involvement in dairy industry.
Egg Industry (Restructuring) Act 1993 Review of Egg Industry Act	PI	Completed	Reformed without Review	Act allowed to sunset on 31 December 1998 thereby removing all anti-competitive legislative provisions.	1997/1998		All anti-competitive provisions have been removed through the sunset of the Act on 31 December 1998.

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Name of Legislation Review Name	Agency	Status	Review Model	Review Comments	Date of Review	Date Review Completed	Reform Progress
Farm Produce Marketing Act 1964 <i>Farm Produce Marketing Regulation 1984</i> Review of Farm Produce Marketing Legislation	PI	Completed	Full Public Review	Final report June 1999. Findings: act largely ineffective as most transactions occur outside scope; no public benefit in retaining legislation; non-statutory scheme proposed; extension of sunset to 6/2000 to allow development of new model.	1997/1998	06/1999	Legislation to sunset 30/6/99. Non-statutory scheme to be introduced.
Fisheries Act 1994 <i>Fisheries Regulation 1995</i> Review of Fisheries Legislation	PI	Underway	Full Public Review	Queensland has partly funded a consultancy commissioned by WA Dept of Agriculture to develop a common approach to reviewing state fisheries legislation. Options paper produced in 9/99 for consultation.	1998/1999		
Forestry Act 1959 <i>Forestry Regulation 1987</i> Review of Forestry Legislation	PI	Completed	Department Review	Review shows net public benefit in retaining funding of the Timber Research and Development Advisory Council by way of a compulsory stumpage charge. In relation to the Crown native forest sawlog allocation system, small economic gains would be achieved through industry restructure. However, deregulation would result in quite significant social costs being borne by small rural communities. There would be no material effect on the environment. While the current allocation system will be retained for now, it will need to be adjust flexibly to changes in the industry and environment. A more competitive system is likely to be an option in future, particularly upon the expiry of existing 20 year agreements. TPA exemption for sawlog allocation system (a policy not legislative provision) extended to allow completion of NCP review requirements. Based on findings of near-completed review. As allocation system may breach the TPA, exemption will apply until December 1999 to enable time to complete review of allocation system and to assess impact of RFA and resultant structural adjustment.	1996/1997	04/1999	

Name of Legislation Review Name	Agency	Status	Review Model	Review Comments	Date of Review	Date Review Completed	Reform Progress
Fruit Marketing Organisation Act 1923	PI	Completed	Department Review	A general review is underway. This review is combined with a review of the Primary Producers' Organisation and Marketing Act 1926. Only NCP issue to consider in the FMO Act is future status of currently dormant market intervention mechanisms.	1997/1998	02/1999	On Cabinet has approved a Bill which includes the repeal of all the marketing provisions in the Act.
Grain Industry (Restructuring) Act 1993	PI	Completed	Targeted Public	Aspects of NCP review (review panel composition and ToR) were based on Cabinet decision following previous non-NCP review of Act that failed to conclude issues under review at that time. Review supported retention of statutory marketing arrangements through Grainco for export barley. Outcome influenced by Japan Food Authority policies on sourcing barley from SMAs and status of interstate SMA arrangements. Joint Victoria-South Australia review recommended removal of ABB's statutory monopoly. Queensland is monitoring implementation stage of that review to determine its consequences for Queensland. A related review of accountability requirements applying to Grainco was completed in November 1998. This review recommended a supervisory panel be established in lieu of current Govt appointments to the Board of Grainco. The application of a number of Acts to Grainco will also be modified.	1996/1997	06/1997	Statutory monopoly of Grainco for export barley retained, wheat regulation extended but "parked" while Commonwealth provisions still apply, regulation of all other grains removed. Export barley arrangements subject to further review if circumstances change.
Primary Producers' Organisation and Marketing Act 1926 <i>Orders in Council for tobacco leaf</i> Review of Orders in Council for Tobacco Leaf	PI	Repealed	Department Review	Review found Orders in Council to be totally unnecessary as Tobacco Leaf Marketing Board no longer exists.	1996/1997	10/1998	Repealed in October 1998 following departmental examination of the legislation.

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Name of Legislation Review Name	Agency	Status	Review Model	Review Comments	Date of Review	Date Review Completed	Reform Progress
Primary Producers' Organisation and Marketing Act 1926 <i>Orders in Council for tobacco leaf Review of Primary Producers' Organisation and Marketing Legislation</i>	PI	Repealed	Department Review	General review combined with Fruit Marketing Organisation Act 1923. The only restrictive provision relates to establishing marketing boards. It is intended that the creation of such boards in future (none exist at present) will be via industry-specific legislation on each occasion, subject to a prior public benefit test as required under NCP.	1996/1997	02/1999	Cabinet has previously approved legislation to repeal of all existing provisions relating to marketing boards in the Act. This followed departmental examination of the legislation.
Sawmills Licensing Act 1936 <i>Sawmills Licensing Regulation 1965 Review of Sawmills Licensing Act</i>	PI	Underway	Department Review	Nearing completion. Draft report under consideration February 1999 to be revised for consultation prior to end February 1999. Cabinet considered in February 1999 an ATP Submission recommending extending temporary TPA exemption by regulation for one year until 30 June 2000 to permit completion of current NCP review.	1996/1997		
Sugar Industry Act 1991 <i>Sugar Industry Regulation 1991, Sugar Industry (Assignment Grant) Guideline 1995 Review of Sugar Industry Legislation</i>	PI	Completed	Full Public Review	Combined with review of Sugar Milling Rationalisation Act 1991.	1996/1997	11/1996	Compulsory acquisition and single desk selling of raw sugar retained for the export and domestic markets and tariff on raw and refined sugar and related products removed effective from 1 July 1997.
Sugar Milling Rationalisation Act 1991 <i>Review of Sugar Industry Legislation</i>	PI	Completed	Full Public Review	Reviewed at same time as Sugar Industry Act 1991.	1996/1997	11/1996	As per Sugar Industry Act 1991.
Veterinary Surgeons Act 1936 <i>Veterinary Surgeons Regulation 1991 and various Orders in Council Review of Veterinary Surgeons Legislation</i>	PI	Underway	Full Public Review	Draft consultants report to hand in early September 1999. Review is expected to be completed by end of October 1999.	1998/1999		

Name of Legislation Review Name	Agency	Status	Review Model	Review Comments	Date of Review	Date Review Completed	Reform Progress
Architects Act 1985 <i>Architects Regulation 1985</i> Review of Architects Legislation	PW	Draft Scope	National Review	Review by Productivity Commission commenced in November 1999.	1998/1999		
Professional Engineers Act 1988 <i>Professional Engineers Regulation 1992</i> Review of Professional Engineers Legislation	PW	Underway	To be Determined	Review being conducted by a committee consisting of Dept PW, Treasury, DOT, consumer rep and independent member with engineering expertise. Consultant to undertake PBT.	1998/1999		
Industrial Development Act 1963	SD	Completed	Reformed without Review	As the intention of the Act is not to limit use to industrial purposes, the definition section of the Act has been amended to remove this limitation. Submissions to Cabinet-ATP March 1998 and API October 1998.	1996/1997	09/1997	Definition in the Act was amended in 1998 to remove sole restriction that limited Act to development for industrial purposes.
Retail Shop Leases Act 1994 <i>Retail Shop Leases Regulation 1994</i> Review of Retail Shop Leases Legislation	SD	Underway	Department Review	A policy position paper was released in September 1999 for public consultation following on from a discussion paper issued in November 1998. This statutory review includes consideration of NCP issues.	1998/1999		

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Name of Legislation Review Name	Agency	Status	Review Model	Review Comments	Date of Review	Date Review Completed	Reform Progress
State Transport (People-movers) Act 1989 Review of People Movers Act	T	Underway	Department Review	The Act is to be repealed and certain provisions saved in the Transport Infrastructure Act and the Transport Operations (Passenger Transport) Act. The provisions transferred to these two Acts will be examined as a separate exercise to determine if any of the transferred provisions actually restrict competition. (A full review of the Transport Operations (Passenger Transport) Act is also currently underway.) The review of this Act was originally set down to occur in 1996/97. The review commenced on time and the course of action (as described) was determined. Delays in undertaking necessary legislative changes have occurred, and in view of recent developments in respect of the provisions of People Movers Infrastructure (Post-31 December) there is now some doubt in respect of the appropriateness of repeal. If repeal does not occur as planned, it will be necessary to renew the process and undertake a full PBT assessment.	1998/1999		
State Transport Act 1960 State Transport Regulation 1987 Review of Restricted Goods Legislation	T	Completed	Reduced NCP Review	The Act has been repealed by proclamation of certain provisions of the Transport Operations (Road Use Management) Act. Any future legislative control of restricted goods will be via regulation and subject to public benefit test requirements.	1996/1997	09/1998	The Act has been repealed.
Tow-Truck Act 1973 Tow-Truck Regulation 1988 Review of Tow Truck Legislation	T	Completed	Reduced NCP Review	Public benefit justification has been provided in short-form for: the consumer protection and industry regulation provisions in the Act (which actually facilitate a competitive industry); and proposed amendments to strengthen consumer protection giving effect to Criminal Justice Commission recommendations. Public notification has occurred. Sections of industry have since raised concerns. As a result, Queensland Transport has revised some proposals. The proposed changes do not affect the public benefit justification.	1997/1998	01/1999	Legislative amendments will strengthen consumer protection provisions and retain industry regulatory provisions.

Name of Legislation Review Name	Agency	Status	Review Model	Review Comments	Date of Review	Date Review Completed	Reform Progress
Transport Infrastructure - Ports <i>Transport Infrastructure (Ports) Regulation 1994 under the Transport Infrastructure Act 1994</i> Review of Harbour Towing Restrictions	T	Draft Scope	Department Review	This review examines harbour towing restrictions in the Transport Infrastructure (Ports) Regulation 1994 under the Transport Infrastructure Act. Post-31 December, draft Terms of Reference and PBT Plan have been prepared and liaison is continuing with Treasury to finalise the documents.	1998/1999		
Transport Infrastructure - Ports <i>Transport Infrastructure (Ports) Regulation 1994 under the Transport Infrastructure Act 1994</i> Review of Restrictions on Port Activities Outside Prescribed Port Limits	T	Draft Scope	Department Review	Review examines restrictions on port activities outside of port limits in the Transport Infrastructure (Ports) Regulation 1994 under the Transport Infrastructure Act 1994. Post-31 December, draft terms of Reference and PBT Plan have been prepared and liaison is continuing with Treasury to finalise the documents.	1998/1999		
Transport Operations (Marine Safety) Act 1994 <i>Transport Operations (Marine Safety) Regulation 1995</i> Review of Marine Pilotage Provisions	T	Completed	Department Review	Review recommends some pro-competitive legislative changes to take effect at end of three-year transition period for transfer of responsibility for pilotage services from Transport Dept to port authorities. Final review recommendations comprise licensing of marine pilots by Queensland Govt to be retained, each port authority to determine service delivery arrangements for its port (including "in-house" provision and competitive tendering) and removal of price controls with prices determined by each port authority subject to QCA oversight arrangements. Licensing of marine pilots ensures safety of vessels/crews and avoids port closures and environmental damage caused by maritime accidents.	1996/1997	05/1999	Final report recommended retention of marine pilot licensing arrangements, giving each port authority the power to determine service delivery arrangements and pilotage fees within its port.

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Name of Legislation Review Name	Agency	Status	Review Model	Review Comments	Date of Review	Date Review Completed	Reform Progress
Transport Operations (Passenger Transport) Act 1994 <i>Transport Operations (Passenger Transport) Regulation 1994</i> Review of Passenger Transport Legislation	T	Underway	Full Public Review	A Terms of Reference and PBT Plan have been prepared and approved by Cabinet. An interdepartmental steering committee has been established comprising Transport, Treasury and the Department of the Premier and Cabinet. Post-31 December, a discussion paper has been prepared and distributed to stakeholders. Submissions are due by the end of March 1999, and public hearings are scheduled in April 1999.	1998/1999		
Art Unions and Public Amusements Act 1992 <i>Art Unions and Public Amusements Regulation 1992</i> Review of Charitable and Non-profit Gaming Bill	TR	Yet to begin	To be Determined	New legislation being developed - the Charitable and Non-profit Gaming Bill. NCP requirements will be considered in developing the Bill.	1998/1999		
Casino Agreement Acts Review of Casino Agreements Legislation	TR	Completed	Reduced NCP Review	These four Agreement Acts covering casinos at the Gold Coast, Brisbane, Townsville and Cairns were not originally scheduled for review on the basis that they underpin commercial arrangements entered into prior to NCP for the provision of major casino/tourism facilities provided by the private sector. A confidential summary report on the review of the four Agreement Acts was provided to the NCC as part of 1998 Annual Report. This matter is subject to Productivity Commission inquiry into gambling.	1997/1998	03/1998	Provisions retained without change following reduced review.
Casino Control Act 1982 <i>Casino Control Regulation 1984</i> Review of Casino Control Legislation	TR	Yet to begin	To be Determined	This matter is subject to the Productivity Commissions inquiry into gambling.	1998/1999		

Name of Legislation Review Name	Agency	Status	Review Model	Review Comments	Date of Review	Date Review Completed	Reform Progress
Financial Intermediaries Act 1996	TR	Completed	Reformed without Review	The Act has become redundant and may possibly be repealed. This is the result of the proposed reforms to the financial services sector resulting from the Wallis Inquiry and the establishment of the Australian Prudential Regulation Authority, in line with the recommendations of the Wallis Inquiry.	1998/1999	10/1998	Act is redundant and is expected to be repealed.
Gaming Machine Act 1991	TR	Yet to begin	To be Determined	General review is expected in 1999. This matter is subject to Productivity Commission's gambling inquiry.	1997/1998		
Keno Act 1996	TR	Completed	Reduced NCP Review	NCP issues were to be fully examined prior to introduction of the Bill. Certain outstanding NCP matters were examined and a draft report compiled subsequently. This matter is subject to Productivity Commission's inquiry into gambling.	1996/1997	04/1998	Applies same probity controls as other gaming legislation. On hold pending finalisation of Productivity Commission inquiry into gambling.
Lotteries Act 1997	TR	Completed	Department Review	The 1997 Act amounts to a winding-back of anti-competitive provisions by replacing the statutory monopoly provisions with a limited period of exclusivity to enable the Golden Casket Corporation time to mature in a commercial environment following its corporatisation. Certain outstanding NCP matters were examined and a report compiled subsequently. This matter is subject to Productivity Commission inquiry into gambling.	1998/1999	04/1998	Statutory monopoly provisions applying to the Golden Casket Corporation have been replaced with a limited duration exclusive licence.
Review of Financial Intermediaries Act							
Review of Gaming Machine Legislation							
Review of Keno Act							
Review of Lotteries Act							

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Name of Legislation Review Name	Agency	Status	Review Model	Review Comments	Date of Review	Date Review Completed	Reform Progress
Motor Accident Insurance Act 1994	TR	Underway	Full Public Review	The NCP review will be linked to the statutory review of Act that must occur from 1 September 1999 and an affordability review. Cabinet approved the terms of the review in April 1999. The PBT Plan was finalised in August 1999.	1998/1999		
Superannuation (Government and Other Employees) Act 1988 and other superannuation legislation	TR	Yet to begin	To be Determined	Issue of Statutory Monopoly is being considered as part of a general review of superannuation arrangements for the public sector. Any residual NCP issues will be examined at the conclusion of the general review.	1996/1997		
Tobacco Products (Licensing) Act 1988	TR	Completed	Reformed without Review	Restrictive provisions no longer have effect constitutionally following High Court decision in Ha & Lim v NSW. Only transitional provisions remain which have no NCP implications.	1998/1999	10/1998	Provisions that were deemed to restrict competition no longer have effect constitutionally following High Court decision in Ha & Lim v NSW.
Tobacco Products (Licensing) Regulation 1993							
Wagering Bill	TR	Completed	Department Review	Two components in reviewing racing and betting legislation: firstly the Racing Industry Taskforce examined the statutory monopoly of the QLD TAB. This was addressed in developing the Wagering Bill. Second aspect is the review of the provisions of the Racing and Betting Act relating to bookmakers, conduct of race meetings and other related restrictions concerning the operation of race events. That review will be undertaken as a separate exercise. The review process to be subject to the Productivity Commission inquiry into gambling.	1997/1998	02/1998	The statutory monopoly arrangements applying to TAB replaced by an exclusive licence of limited duration upon proclamation of the Wagering Act in 1999.

Name of Legislation Review Name	Agency	Status	Review Model	Review Comments	Date of Review	Date Review Completed	Reform Progress
Indy Car Grand Prix Act 1990 <i>Indy Car Grand Prix Regulations 1990</i> Review of Indy Car Grand Prix Legislation	TSR	Completed	Reduced NCP Review	Short-form justification, that included RIS process, supported retention of all legislative provisions under review. Legislation gives effect to conditions for staging the race, including sole promoter role, that are contained in agreements with international owner of the rights to stage the race worldwide. All services and products associated with the Gold Coast event (e.g. catering) are competitively tendered.	1996/1997	10/1998	Provisions subjected to review retained without change.
Liquor Act 1992 <i>Liquor Regulation 1992</i> Review of Liquor Act	TSR	Underway	Full Public Review	Review report signed off by review panel early in August 1999. In September 1999, the Government decided that there will be public consultation on the draft report and, following consideration by an IDC of issues raised through that process, the government will deliberate on a final report.	1998/1999	08/1999	
Racing and Betting Act 1980 <i>Racing and Betting Act Regulation 1981,</i> <i>Racing and Betting Act Notification and Rules</i> <i>of Greyhound Racing</i> Review of Racing and Betting Legislation	TSR	Underway	To be Determined	Two components in reviewing racing and betting legislation: firstly the Racing Industry Taskforce examined the statutory monopoly of the QLD TAB. This was addressed in developing the Wagering Bill. Second aspect is the review of the provisions of the Racing and Betting Act relating to bookmakers, conduct of race meetings and other related restrictions concerning the operation of race events. That review will be undertaken as a separate exercise and is not expected to begin before end of 1999. The review process to be subject to the Productivity Commission inquiry into gambling. Initial discussions and preliminary work on the review have taken place. The regulation of bookmakers is being examined separately (questionnaire distributed in October 1999) and in advance of the broader review of the R&B Act.	1997/1998		

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<i>Name of Legislation Review Name</i>	<i>Agency</i>	<i>Status</i>	<i>Review Model</i>	<i>Review Comments</i>	<i>Date of Review</i>	<i>Date Review Completed</i>	<i>Reform Progress</i>
Racing Venues Development Act 1982	TSR	Underway	To be Determined	An NCP review of this Act has not been undertaken to date. However, amendments to racing legislation were to be made following a Racing Industry Task Force review of the racing industry upon proclamation of Racing Amendment Legislation in 1999. May now be included in review of Racing and Betting Act. Initial discussions and preliminary work on the review have taken place.	1998/1999		
Wine Industry Act 1994	TSR	Completed	Department Review	A statutory review that included consideration of NCP issues was completed late in July 1999.	1998/1999	07/1999	A single "producer" licence system will be replaced with a two-tier licensing system that provides for licensing under the Wine Industry Act of both "producers" and "merchants". The blending restrictions will be removed, thereby relying on Commonwealth standards.