



LEGISLATIVE ASSEMBLY

FOR THE AUSTRALIAN CAPITAL TERRITORY

STANDING COMMITTEE ON LEGAL AFFAIRS (LEGISLATIVE SCRUTINY ROLE)

Mr Peter Cain MLA (Chair), Mr Taimus Werner-Gibbings MLA (Deputy Chair),
Mr Shane Rattenbury MLA

EXTRACT OF MINUTES SCRUTINY MEETING NO 1 TUESDAY, 28 JANUARY 2025 Kiribati room

Present: Mr Peter Cain MLA (Chair)
Mr Shane Rattenbury MLA

Apology: Mr Taimus Werner-Gibbings MLA

In attendance: Stephen Argument (Legal Adviser—Subordinate Legislation)
Daniel Stewart (Legal Adviser—Bills)
Hamish Finlay (Committee Secretary)
Frieda Scott (Secretariat)
Melissa Trpkovski (Secretariat)

1. Commencement of meeting

1.1. Chair opened the meeting at 11.01 am.

2. [Text removed]

3. [Text removed]

4. Draft Report 1

4.1. The Committee deliberated on the draft report.

The Committee resolved—That, subject to amendments agreed during the meeting, and typographical and formatting corrections to be made by the secretariat, the Committee's comments be adopted as Report 1, and that the report be circulated out-of-session.

4.2. Bills:

The Committee was briefed on the following three bills:

- COAG Legislation Amendment Bill 2024
- Justice and Community Safety Legislation Amendment Bill 2024 (No 2)
- Variation in Sex Characteristics (Restricted Medical Treatment) Amendment Bill 2024

4.3. Subordinate Legislation:

The Committee was briefed on the following 66 pieces of subordinate legislation:

- Disallowable Instrument DI2024-251 being the Road Transport (General) Vehicle Registration and Related Fees Determination 2024 (No 2).
- Disallowable Instrument DI2024-252 being the Racing Appeals Tribunal Appointment 2024 (No 1).
- Disallowable Instrument DI2024-253 being the University of Canberra Council Appointment 2024 (No 2).

- Disallowable Instrument DI2024-254 being the University of Canberra Council Appointment 2024 (No 3).
- Disallowable Instrument DI2024-255 being the University of Canberra Council Appointment 2024 (No 4).
- Disallowable Instrument DI2024-256 being the Cemeteries and Crematoria (Governing Board) Appointment 2024 (No 1).
- Disallowable Instrument DI2024-257 being the Cemeteries and Crematoria (Governing Board) Appointment 2024 (No 2).
- Disallowable Instrument DI2024-258 being the Cemeteries and Crematoria (Governing Board) Appointment 2024 (No 3).
- Disallowable Instrument DI2024-259 being the Cemeteries and Crematoria (Governing Board) Appointment 2024 (No 4).
- Disallowable Instrument DI2024-260 being the Cemeteries and Crematoria (Governing Board) Appointment 2024 (No 5).
- Disallowable Instrument DI2024-261 being the Cemeteries and Crematoria (Governing Board) Appointment 2024 (No 6).
- Disallowable Instrument DI2024-262 being the Cemeteries and Crematoria (Governing Board) Appointment 2024 (No 7).
- Disallowable Instrument DI2024-263 being the Cemeteries and Crematoria (Governing Board) Appointment 2024 (No 8).
- Disallowable Instrument DI2024-264 being the Emergencies (Multi-Hazard Advisory Council Members) Appointment 2024 (No 1).
- Disallowable Instrument DI2024-265 being the Crimes (Sentence Administration) (Sentence Administration Board) Appointment 2024 (No 1).
- Disallowable Instrument DI2024-266 being the Crimes (Sentence Administration) (Sentence Administration Board) Appointment 2024 (No 2).
- Disallowable Instrument DI2024-267 being the Integrity Commission (Acting Commissioner) Appointment 2024 (No 2).
- Disallowable Instrument DI2024-268 being the Energy Efficiency (Cost of Living) Improvement (Priority Households) Determination 2024.
- Disallowable Instrument DI2024-269 being the Energy Efficiency (Cost of Living) Improvement (Energy Savings Target) Determination 2024, including a regulatory impact statement.
- Disallowable Instrument DI2024-270 being the Energy Efficiency (Cost of Living) Improvement (Energy Savings Contribution) Determination 2024, including a regulatory impact statement.
- Disallowable Instrument DI2024-271 being the Energy Efficiency (Cost of Living) Improvement (Penalties for noncompliance) Determination 2024, including a regulatory impact statement.
- Disallowable Instrument DI2024-272 being the Energy Efficiency (Cost of Living) Improvement (Priority Household Target) Determination 2024, including a regulatory impact statement.
- Disallowable Instrument DI2024-273 being the Road Transport (Safety and Traffic Management) Protective Helmet for Bicycle Riders Approval 2024 (No 1).
- Disallowable Instrument DI2024-274 being the Utilities (Technical Regulation) (Light Rail Regulated Utility (Electrical) Network Boundary Code) Approval 2024.
- Disallowable Instrument DI2024-275 being the Government Procurement Rules 2024.
- Disallowable Instrument DI2024-276 being the Construction Occupations (Licensing) (Qualifications) Declaration 2024 (No 3).
- Disallowable Instrument DI2024-277 being the Legal Aid (Commission President) Appointment 2024.

- Disallowable Instrument DI2024-278 being the Legal Aid (Commissioner - Financial Management) Appointment 2024.
- Disallowable Instrument DI2024-279 being the Professional Engineers (Professional Engineers) Code of Practice 2024.
- Disallowable Instrument DI2024-280 being the Professional Engineers (Fire Safety Engineering) Code of Practice 2024.
- Disallowable Instrument DI2024-281 being the Professional Engineers (Continuing Professional Development) Determination 2024.
- Disallowable Instrument DI2024-282 being the Motor Accident Injuries (Premiums) Guidelines 2024 (No 1).
- Disallowable Instrument DI2024-283 being the Road Transport (General) Parking Permit Fees Determination 2024 (No 2).
- Disallowable Instrument DI2024-284 being the Road Transport (General) Application of Road Transport Legislation (Blue Range Rallysprint) Declaration 2024 (No 1).
- Disallowable Instrument DI2024-285 being the Environment Protection Noise Measurement Manual 2024.
- Disallowable Instrument DI2024-286 being the Adoption (Fees) Determination 2024 (No 1).
- Disallowable Instrument DI2024-287 being the Public Sector Management Amendment Standards 2024 (No 2).
- Disallowable Instrument DI2024-288 being the Road Transport (Road Rules) Advertising Declaration 2024 (No 2).
- Disallowable Instrument DI2024-289 being the Urban Forest (Approval Criteria) Determination 2024 (No 1).
- Disallowable Instrument DI2024-290 being the Controlled Sports (Fees) Determination 2024 (No 1).
- Disallowable Instrument DI2024-291 being the Controlled Sports Code of Practice 2024 (No 1).
- Disallowable Instrument DI2024-292 being the Civil Law (Wrongs) The Law Society of the New South Wales Professional Standards Scheme 2024.
- Disallowable Instrument DI2024-293 being the Construction Occupations (Licensing) (Fees) Determination 2024 (No 3).
- Disallowable Instrument DI2024-294 being the Animal Diseases (Exotic Disease Quarantine Area) Declaration 2024 (No 4).
- Disallowable Instrument DI2024-295 being the Working with Vulnerable People (Background Checking) Risk Assessment Guidelines 2024.
- Disallowable Instrument DI2024-296 being the Animal Diseases (Exotic Disease Quarantine Area) Declaration 2024 (No 5).
- Disallowable Instrument DI2024-297 being the Major Events (Royal Visit to Canberra) Declaration 2024.
- Disallowable Instrument DL2024-298 being the Road Transport (General) Application of Road Transport Legislation (TGRA Rally Test Day) Declaration 2024 (No 1).
- Disallowable Instrument DI2024-299 being the Animal Diseases (Exotic Disease Quarantine Area) Revocation 2024.
- Disallowable Instrument DI2024-300 being the Working with Vulnerable People (Background Checking) Declaration 2024 (No 2).
- Subordinate Law SL2024-18 being the Magistrates Court (Professional Engineers Infringement Notices) Regulation 2024.

- Subordinate Law SL2024-19 being the Education Amendment Regulation 2024 (No 2).
- Subordinate Law SL2024-20 being the Road Transport (Alcohol and Drugs) Amendment Regulation 2024 (No 1).
- Subordinate Law SL2024-21 being the Planning (General) Amendment Regulation 2024 (No 1).
- Subordinate Law SL2024-22 being the Construction Occupations (Licensing) Amendment Regulation 2024 (No 1).
- Subordinate Law SL2024-23 being the Firearms Amendment Regulation 2024 (No 1).
- Subordinate Law SL2024-24 being the Guardianship and Management of Property Amendment Regulation 2024 (No 1).
- Subordinate Law SL2024-25 being the Building (General) Amendment Regulation 2024 (No 2), including Regulatory Impact Statement.
- Subordinate Law SL2024-26 being the Magistrates Court (Building Infringement Notices) Amendment Regulation 2024 (No 2).
- Subordinate Law SL2024-27 being the Controlled Sports Amendment Regulation 2024 (No 1).
- Subordinate Law SL2024-28 being the Urban Forest Amendment Regulation 2024 (No 1).
- Subordinate Law SL2024-29 being the Common Boundaries Regulation 2024.
- Subordinate Law SL2024-30 being the Road Transport (Driver Licensing) Amendment Regulation 2024 (No 1).
- Subordinate Law SL2024-31 being the Gaming Machine (Offset Amounts) Amendment Regulation 2024 (No 1).
- Subordinate Law SL2024-32 being the Taxation Administration Amendment Regulation 2024 (No 1).
- Subordinate Law SL2024-33 being the Agents Amendment Regulation 2024 (No 1)

4.4. National Laws:

The Committee was briefed on the following two National Laws:

- Heavy Vehicle National Legislation Amendment Regulation 2024 (2024 No 126—Queensland)
- Rail Safety National Law National Regulations (fees) Amendment Regulations 2024 (2024 No 277—South Australia)

4.5. Subordinate Legislation—Government response:

The Committee was briefed on Government response to the Committee's comment concerning the following four pieces of subordinate legislation:

- Subordinate Law SL2024-7 being the Victims of Crime (Financial Assistance) Amendment Regulation 2024 (No 1)
- Subordinate Law SL2024-16 being the Building and Construction Industry Training Levy Amendment Regulation 2024 (No 1)
- Subordinate Law SL2024-17 being the Environment Protection Amendment Regulation 2024 (No 1)
- Disallowable Instrument DI2024-244 being the Gambling and Racing Control (Governing Board) Appointment 2024 (No 3)

5. [Text removed]

6. [Text removed]

7. [Text removed]

8. [Text removed]

9. [Text removed]

10. Next meeting and adjournment

10.1. At 12.26 pm the Chair adjourned the meeting until 11 am Tuesday, 25 February 2025.

Certified correct

A handwritten signature in black ink, appearing to read 'H Finlay', written in a cursive style.

Hamish Finlay
Secretary

03 February 2024

