



Impact Analysis Statement

Summary IAS

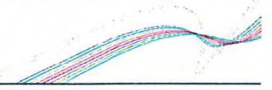
Details

Lead department	Department of Justice and Attorney-General
Name of the proposal	Amendments to be moved during consideration in detail of the Respect at Work and Other Matters Amendment Bill 2024
Submission type	Summary IAS
Title of related legislative or regulatory instrument	Respect at Work and Other Matters Amendment Bill 2024
Date of issue	September 2024

Proposal type	Details
Minor and machinery in nature	<p>Amendments to the <i>Anti-Discrimination Act 1991</i> and related amendments</p> <p>On 14 June 2024, the Respect at Work and Other Matters Amendment Bill 2024 (the Bill) was introduced into the Queensland Parliament.</p> <p>Clause 2 of the Bill provides that Parts 2 to 4 and 6 of the Bill, which contain amendments to the Anti-Discrimination Act 1991 (AD Act) and related amendments to the <i>Corrective Services Act 2006</i>, Criminal Code and <i>Human Rights Act 2019</i>, will commence on a day to be fixed by proclamation.</p> <p>Amendments will be moved during consideration in detail (the commencement amendments) to provide that:</p> <ul style="list-style-type: none"> • amendments to the AD Act providing a new scheme for representative complaints that is more consistent with the Australian Human Rights Commission Act 1986 (Cth) and the <i>Civil Proceedings Act 2011</i> will commence on 1 December 2024; and • all other amendments to the AD Act and related amendments to the <i>Corrective Services Act 2006</i>, Criminal Code and <i>Human Rights Act 2019</i> will commence on 1 July 2025. <p>The commencement amendments, in contrast to other amendments to be moved during consideration in detail to the AD Act and related Acts, were not raised in the context of the Community Safety and Legal Affairs Committee’s consideration of the Bill.</p>



	<p>If the commencement amendments were not moved, relevant provisions would commence on a date fixed by proclamation or, if not yet commenced, would automatically commence on the day following one year from the date of assent (by operation of section 15DA of the <i>Acts Interpretation Act 1954</i>).</p> <p>The commencement amendments are minor and machinery in nature. It is possible that the relevant amendments would commence at an earlier or later date if the commencement amendments were not moved which would affect when the costs of implementation of the amendments to the AD Act and related amendments are incurred. However, fixing the commencement dates of relevant amendments will provide greater certainty to affected stakeholders and facilitate necessary planning for implementation. The proposal does not result in a substantive change to regulatory policy or new impacts on business, government or the community.</p> <p>Amendments to reflect the establishment of the Commonwealth Administrative Review Tribunal (ART)</p> <p>The amendments to reflect the establishment of the ART are minor and machinery in nature and do not substantively change regulatory policy or introduce new impacts on business, government or the community.</p>
<p>Regulatory proposals where no RIA is required</p>	<p>Amendments to introduce a legislative scheme for the appointment of reserve judges in the Supreme Court and District Court</p> <p>The amendments to be moved during consideration in detail of the Bill include amendments to the <i>Supreme Court of Queensland Act 1991</i>, the <i>District Court of Queensland Act 1967</i> and the <i>Judicial Remuneration Act 2007</i> to introduce a legislative scheme for the appointment of reserve judges in the Supreme Court of Queensland and the District Court of Queensland.</p> <p>These amendments relate to the administration of courts and are not subject to regulatory impact analysis requirements under the <i>Queensland Government Better Regulation Policy</i>.</p> <p>Amendments to the <i>Penalties and Sentences Act 1992</i> (Penalties and Sentences Act)</p> <p>The amendments to be moved during consideration in detail of the Bill include amendments to section 10(1)(c) of the <i>Penalties and Sentences Act</i> to clarify that the obligation of courts when imposing a sentence of imprisonment to provide sentence transcripts to Queensland Corrective Services is triggered when a transcript is requested by Queensland Corrective Services.</p> <p>These amendments relate to the administration of courts and are not subject to regulatory impact analysis requirements under the <i>Queensland Government Better Regulation Policy</i>.</p>



	<p>Amendments to the offence of serious assault in section 340 of the Criminal Code</p> <p>The amendments to be moved during consideration in detail of the Bill include amendments to the offence of serious assault in section 340 to clarify that the current definition of public officer includes operational workers under the <i>Hospital and Health Boards Act 2011</i>.</p> <p>The amendments relate to general criminal laws and are not subject to regulatory impact analysis requirements under the <i>Queensland Government Better Regulation Policy</i>.</p>
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Signed

Jasmina Joldić PSM
 Director-General
 Department of Justice and Attorney-General

Date: 10.09.2024

Yvette D'Ath MP
 Attorney-General and Minister for Justice and
 Minister for the Prevention of Domestic and
 Family Violence

Date: 11/09/2024