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From: KINNANE Michael

Sent: Friday, 7 September 2007 2:07 PM

To: Palethorpe, Stephen (SEN)

Cc: COLEMAN Cecily; BRAYTON Charmian

Subject: NOTES FOR SENATE INQUIRY

NOTES FOR SENATE INQUIRY

A Regulation (*Local Government Amendment Regulation (No. 2) 2007*) was approved by Governor-in-Council on 30 August 2007 to expire section 159ZY of the *Local Government Act 1993*. Section 159ZZA of the *Local Government Act 1993* provided the regulation making power to expire this provision. On 31 August 2007, the making of this regulation was notified in the *Government Gazette*. The date of notification is the effective date of commencement for the regulation and therefore the expiry of section 159ZY from the *Local Government Act 1993*. The next reprint of this Act will see section 159ZY omitted.

The *Local Government Amendment Bill 2007* was introduced into the Queensland Parliament on 22 August 2007 to omit section 159ZY, and to amend sections 160 and 164. This Bill remains on the current list of Bills to be debated by Parliament.

The regulation was made to allow section 159ZY to be removed from State law earlier than would have happened under the Bill.

No councillor or council taking action, after 31 August 2007, to conduct a poll about local government reform can be fined or dismissed.

A copy of the regulation is attached.

Michael Kinnane

Director-General

Department of Local Government, Planning,

Sport and Recreation



Queensland

Local Government Amendment Regulation (No. ..) 2007

Subordinate Legislation 2007 No. ...

made under the

Local Government Act 1993

Contents

		Page
1	Short title	2
2	Regulation amended	2
3	Amendment of pt 18 (Repeal)	2
4	Insertion of new s 93	2
93	Expiry of Act, s 159ZY—Act, s 159ZZA	2

Local Government Amendment Regulation (No. ..)
2007

1 Short title

This regulation may be cited as the *Local Government Amendment Regulation (No. ..) 2007*.

2 Regulation amended

This regulation amends the *Local Government Regulation 2005*.

3 Amendment of pt 18, hdg (Repeal)

Part 18, heading, after ‘Repeal’—

insert—

‘and expiry’.

4 Insertion of new s 93

After section 92—

insert—

‘93 Expiry of Act, s 159ZY—Act, s 159ZZA

‘Section 159ZY of the Act expires on the commencement of this section.’.

ENDNOTES

- 1 Made by the Governor in Council on . . .
- 2 Notified in the gazette on . . .
- 3 Laid before the Legislative Assembly on . . .
- 4 The administering agency is the Department of Local Government, Planning, Sport and Recreation.