

Our Ref: DG07.18
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**Queensland
Government**

18 JAN 2007

Ms J Radcliffe
Committee Secretary
Rural and Regional Affairs and Transport Committee
PO Box 6100
Parliament House
CANBERRA ACT 2600

Office of the
Director-General

Department of
**Local Government, Planning,
Sport and Recreation**



Dear Ms Radcliffe

Thank you for your letter of 22 December 2006 inviting the Queensland Department of Local Government, Planning, Sport and Recreation to make a submission on the *Airports Amendment Bill 2006*, *Airspace Bill 2006* and the *Airspace (Consequential and Other Measures) Bill 2006*, which have been referred to the Rural and Regional Affairs and Transport Committee by the Senate.

Queensland recently approached the Australian Government in relation to the Commonwealth control of airspace to address the issue of aerial "ambush" marketing.

The Australian Government's response was received from Senator the Honourable Rod Kemp, Minister for Arts and Sport and the Honourable John Howard, Prime Minister. The responses confirmed that the Australian Government can only regulate airspace in the context of safety and security measures and not in relation to aerial advertising. Prime Minister Howard also advised that the States have clear constitutional powers to deal with the issue of ambush marketing in air space over major sporting events, whereas the Commonwealth does not have the same capacity.

Queensland has passed legislation through amendments to the *Major Sports Facilities Act 2001* to control aerial advertising at events held at major Queensland sport and entertainment venues.

The proposed Bills do not impact on Queensland's legislation and the Department of Local Government, Planning, Sport and Recreation does not have any further comments in relation to the Bills.

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Thank you for the opportunity to provide comment on the Bills. Should you require any further information in relation to this matter, please contact Mr Ross Alcorn, Manager, Strategic Policy and Legislation, on telephone number (07) 30330597 or ross.alcorn@dlgpsr.qld.gov.au.

Yours sincerely



Michael Kinnane ESM FAIM
Director-General