



**Queensland Government**  

---

**Treasury**

**NINTH ANNUAL REPORT TO THE  
NATIONAL COMPETITION COUNCIL**

**April 2005**

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**ATTACHMENT 2: ..... NEW LEGISLATION**

**ATTACHMENT 3: ..... LOCAL GOVERNMENT COMPETITIVE NEUTRALITY REFORMS**

## Part A – Energy

### 1. Electricity Reforms

*The NCC has indicated it will consider the coordinated approach taken by governments in establishing a fully competitive National Electricity Market (NEM) as part of its 2005 assessment. In particular, the NCC is seeking information from all NEM governments on their progress in meeting commitments in relation to maximising the potential for competition in the retail market.*

#### 1.1 National Electricity Market Reforms

*In its 2004 assessment, the Council discussed the electricity sector reform program recommended to CoAG by the Ministerial Council on Energy in June 2003. The key elements of the reform package as it related to the electricity sector included the following:*

- *Governance — subsume the NEM Ministers' Forum within the Ministerial Council on Energy, thereby establishing a single energy market governance body.*
- *Economic regulation — establish two new statutory commissions. The Australian Energy Market Commission (AEMC) will be responsible for rule-making and market development, and the Australian Energy Regulator (AER) will be responsible for market regulation. Initially covering electricity wholesale and transmission for the NEM, the responsibilities of the AEMC and AER will broaden to include gas transmission from 2005. By 2006, the AER will be responsible for regulating distribution and retailing (other than retail pricing), following the development of an agreed national framework.*
- *Electricity transmission — develop, implement and progress a new NEM transmission planning function, a regulatory test for transmission and a process for assessing wholesale market regional boundaries in 2004. Interregional financial trading arrangements are to be evaluated, and the review of transmission pricing arrangements is to be concluded for implementation in 2004.*
- *User participation — ensure jurisdictions in which full retail competition is operating align their retail caps with costs and periodically review the need for price caps. The Ministerial Council on Energy did not stipulate a date for the implementation of these reforms. It is to examine options for a demand-side response pool in the NEM and consider the costs and benefits of introducing interval metering.*

*The Council welcomed the Ministerial Council on Energy's commitment to progressing electricity sector reform with a view to attaining the original NCP vision of a fully competitive NEM. In its 2005 assessment, the Council will consider progress in implementing the reform measures and in developing other coordinated reform initiatives through CoAG, the Ministerial Council on Energy and the NEM Ministers Forum.*

It should be recognised that the general consensus amongst jurisdictions, industry, investors and end-users is that National Electricity Market (NEM) has worked well, although there are some areas where reform is required.

In its 2005 NCP assessment framework, the Council acknowledges the considerable progress that has been made to date in establishing a fully effective NEM, while recognising that there are some existing deficiencies that should be addressed.

The Queensland Government accepts the importance of a “*coordinated approach by governments*” in addressing these market deficiencies. Indeed, the energy market reform agenda, endorsed by CoAG and implemented through the Ministerial Council on Energy (MCE), is perhaps one of the most compelling recent examples of this approach being put into practice.

Throughout the process, the States and Territories have demonstrated their commitment to the timely implementation of this reform package and the establishment of a transparent and robust framework for the delivery of future reforms, including:

- recognition by all governments of the need for reform – through CoAG and the MCE;
- broad agreement by governments on the key elements of reform – as captured in the MCE’s December 2003 Report to CoAG and as reflected in the 2005 NCP assessment framework;
- a solid conceptual framework and information base to guide policy prescriptions – supported by the revised governance and institutions regime encompassing the MCE, the Australian Energy Regulator (AER) and the Australian Energy Market Commission (AEMC); and
- effective procedural and institutional mechanisms to implement both the current reform program and future market reforms – including public consultation and transparent rule change procedures.

As the Council would be aware, the AER and AEMC have been established and are anticipated to be fully operational from early June 2005. Importantly, the market’s revised governance structure provides an open and transparent framework for the development, analysis, delivery and monitoring of future reforms. This includes the ongoing policy role of the MCE in guiding the market’s strategic direction.

Development and establishment of the new market institutions was achieved through a cooperative legislative program on behalf of all NEM jurisdictions, in close consultation with industry and other relevant stakeholders. Clarity regarding the allocation of functions under the revised governance arrangements has been provided through amendments to the cooperative legislation and market rules – this has included development of a more streamlined and transparent rule change process.

In this context, the Queensland Government views future energy market reform as an issue most appropriately determined by the new governance entities. For example, the MCE-agreed work program of transmission reform (led by Queensland), is now largely complete and future reforms in this area should be progressed through the market institutions. Similarly, while the MCE will continue with its development of the

national framework for distribution and retail (other than retail pricing), there is a point at which it will become appropriate for the detailed development and carriage of these issues to be transferred to the AER and AEMC.

While the Council has flagged its consideration of “*progress in implementing the reform measures and in developing other coordinated reform initiatives*” in its 2005 assessment, the existing reform process should be allowed to continue and the current suite of energy market reforms allowed to ‘bed-down’. There is a real risk that the imposition of another layer of reform over the top of the current reform process and outside of the new governance arrangements would exacerbate the potential for ‘reform fatigue’.

The Queensland Government is concerned that this, in turn, will only serve to increase participant uncertainty regarding the regulatory environment moving forward, with adverse consequences for existing and future investment.

## 1.2 Retail market competition

*In its 2004 assessment, the Council welcomed the Ministerial Council on Energy’s recommendation that in all jurisdictions in which full retail contestability is operating, retail price caps should be aligned with costs, and the need for the price caps should be reviewed periodically. The Council, noted, however, that the Ministerial Council on Energy is not undertaking any reform program in relation to such issues but rather is focusing its retail market reform enquiries on user participation issues such as demand-side response pools and metering. The Ministerial Council on Energy did not commit to a date for implementing reforms of retail price caps although it has referred the matter to the AEMC for consideration once it is established.*

*The Council will consider as part of its 2005 assessment, developments in relation to retail prices oversight. The Council seeks from jurisdictions information as to any developments in this regard since the 2004 assessment.*

The Ministerial Council on Energy’s reform agenda in relation to retail price oversight does not apply to Queensland as the State has not introduced full retail competition (FRC) in the electricity industry. However, the issue of aligning retail prices with costs is being assessed as part of the Queensland Government’s current review of the costs and benefits of extending retail competition to domestic customers. This review is to be completed in June 2005.

## 1.3 Full Retail Contestability

*The Council considers the introduction of full retail contestability to be an essential component of the electricity reforms. Contestability for customers consuming 100-200 megawatt hours per year (tranche 4A customers) commenced in Queensland on 1 July 2004. Queensland, however, had yet to complete the review of the costs and benefits of full retail contestability in accordance with its 2003 commitment. Its failure to make adequate progress in respect of the review resulted in an adverse assessment.*

*For the 2005 assessment, the Council will assess whether Queensland has completed the review into full retail contestability. The Council will consider the overall methodology and findings of the review as well as the government’s response.*

Queensland has consistently supported and introduced reforms which promote and facilitate competition, for the purpose of encouraging the economic development of this State. Queensland has always sought to provide a sound foundation for reforms. In particular, it is the policy of the Queensland Government to undertake cost-benefit analysis on proposed reforms, including prior to the introduction of retail contestability.

Retail contestability in the electricity industry in Queensland has been progressively introduced to customers in tranches since 1998. From 1 July last year, retail contestability was further extended to customers consuming between 100 megawatt hours (MWhs) and 200 MWhs of electricity per annum. This effectively doubles the number of consumers who have access to the competitive market and it has allowed many small businesses to negotiate price and service benefits. Almost fifty per cent of electricity consumed in Queensland is now eligible for contestability.

### **Review of Electricity FRC - Progress**

As the Council is aware, the Government is currently undertaking a review of its decision in 2001 to defer the introduction of retail competition for domestic and small business customers (ie full retail competition or 'FRC') for electricity consumers in Queensland. This is being conducted through a cost benefit analysis, providing an assessment of the benefits and costs associated with any initial introduction of FRC and also over a longer time frame to account for structural change.

As discussed and agreed with the Council, the Government has engaged the consultancy services of GHD Pty Ltd (GHD) to provide technical advice on the costs and benefits associated with introducing FRC in Queensland.

GHD's approach to the review has been in two phases:

#### ***Phase 1:***

- scoping and developing a methodology for the review;
- identifying and consulting with stakeholders on the preferred trading arrangements (PTAs) for the introduction of FRC, in particular Ergon Energy and ENERGEX. That is, the business model in which FRC could be introduced and involves specification of:
  - The type of metering for customers who are currently not eligible to be contestable;
  - Technical assumptions regarding the market set up eg customer transfer rules; and
  - The policy framework including the timing of introduction of FRC; and the form of community service obligation (CSO) payments.
- identify the potential costs and benefits associated with the PTA; and
- developing costing specifications for the estimation of costs associated with alternative PTAs (ie interval metering versus profiling).

**Phase 2:**

- estimate the benefits of FRC, based on market outcomes consistent with a proposed preferred trading framework and cost estimates provided by Ergon Energy and ENERGEX;
- estimate the costs of FRC based on information provided by the businesses, information in the public domain and third party interviews, to estimate the costs associated with FRC; and
- develop a final independent report drawing together the estimated costs and benefits of the analysis.

Substantial progress has been made with regards to the above with Phase 1 completed and Phase 2 due to be completed in late April 2005. In relation to this:

- Ergon Energy and ENERGEX have provided written submissions to the Government on the preferred trading framework for the introduction of FRC. This included information on metering, business rules and consumer protection frameworks;
- In-depth interviews have been held with Ergon Energy and ENERGEX representatives to gain an understanding of the system costs associated with introducing FRC;
- Detailed discussions have occurred with National Electricity Market Management Company (NEMMCO) regarding systems and processes required for businesses operating in an FRC environment as well as the Queensland Competition Authority (QCA) in relation to metering and ring fencing requirements;
- The Government has obtained detailed retail and network data from Ergon Energy and ENERGEX to feed into a retail price impact model to determine the price impacts across the State from introducing FRC;
- Conducted extensive analysis of retail tariff structures and prices to determine appropriate tariff designs in an FRC environment;
- Based on consultations with relevant stakeholders and experiences in other FRC jurisdictions, three detailed alternative PTAs were developed for costing by Ergon Energy and ENERGEX. The alternative preferred trading frameworks and associated policy assumptions are set out in Attachment 1.
  - The alternative trading frameworks varied based on metering options (ie interval metering versus profiling).
  - Incremental cost estimates and impact assessment information has been obtained from Ergon Energy and ENERGEX (retail and distribution) in relation to the alternative PTAs.
  - Intensive meetings have been held with Ergon Energy and ENERGEX to scrutinise cost estimates and to understand in greater detail how estimates were derived. This includes a number of iterations of cost estimates provided by the businesses.

The Government is currently assessing the appropriateness of the PTAs and determining which trading framework is optimal for consumers and industry in an FRC environment in Queensland.

The original methodology designed for the review envisaged that the Government would request cost estimates from Ergon Energy and ENERGEX based on one PTA rather than three PTAs as was requested by the Government. This is a slight modification to the scope of the project, but is seen as necessary to ensure that the Government is able to make an informed decision on an optimal framework that delivers benefits to consumers.

As a result of the change in methodology, a Government decision on the introduction of FRC in Queensland will now be provided in June 2005. The Queensland Government proposes to provide a final report to the Council on the introduction in June 2005 which will detail the Government's decision.

## **2. Gas Reforms**

*State and Territory governments' gas commitments under NCP arise from the Agreement to Implement the National Competition Policy and Related Reforms, the Competition Principles Agreement (CPA) and other agreements on related reforms for the gas sector (gas agreements). For its 2005 assessment of gas reform progress, the NCC is seeking information on a few outstanding issues in relation to:*

- *legislation review and reform;*
- *full retail contestability (FRC); and*
- *implementation of gas quality standards.*

### **2.1 Legislation review and reform**

#### **2.1.1 Submerged lands legislation**

*The NCC is seeking advice on progress with amendments to Queensland submerged lands legislation to reflect the changes to the Commonwealth legislation.*

The *Petroleum (Submerged Lands) Act 1967 (Cth)* is the principal legislation used to administer petroleum industry activities in Commonwealth offshore waters. The Commonwealth is rewriting the *Petroleum (Submerged Lands) Act 1967* which will include changing the name to the Offshore Petroleum Act. Queensland is awaiting the introduction of the Offshore Petroleum legislation to Commonwealth Parliament before drafting mirror legislation.

The *Petroleum (Submerged Lands) Amendment Act 2003 (Cth)* received Royal Assent in December 2003. The Act establishes the National Offshore Petroleum Safety Authority (NOPSA) which will regulate safety in Commonwealth waters as well as State and Northern Territory coastal waters. NOPSA commenced operation on 1 January 2005. The *Petroleum (Submerged Lands) Amendment Act 2004 (Qld)* confers powers and functions to NOPSA and provides for the anticipated introduction of the Offshore Petroleum Act.

### **2.1.2 Petroleum and Gas (Production and Safety) Bill**

*For 2005, the NCC is seeking information in Queensland's progress in implementing the Petroleum and Gas (Production and Safety) Bill.*

The Petroleum and Gas (Production and Safety) Act 2004, the Petroleum and Other Legislation Amendment Act 2004 and the Petroleum and Gas (Production and Safety) Regulation 2004 commenced on 31 December 2004. The Act is being progressively implemented with many provisions taking effect from 1 July 2005.

## **2.2 Full retail contestability**

*In its 2004 assessment, the Council concluded that Queensland had not complied with its obligations under the 1997 gas agreement. Queensland had failed to implement the recommendations of a cost-benefit assessment commissioned from consultants McLennan Magasanik Associates Pty Ltd (MMA) to extend retail contestability to tranches 2 and 3 (customers using between 1-100 terajoules (TJ) per annum). The Council considered that Queensland's failure to extend contestability to tranches 2 and 3 was a serious breach of its NCP gas reform commitments. The Council is seeking information on Queensland's progress in implementing the MMA study's recommendations.*

The Queensland Government engaged independent consultants, McLennan Magasanik Associates Pty Ltd, to conduct a Cost Benefit Analysis (CBA) on the introduction of FRC in the Queensland reticulated gas market. This analysis concluded that the costs of introducing Gas FRC to the Queensland reticulated gas market would significantly outweigh the benefits, with the estimated marketing and system costs of \$115M far exceeding the estimated efficiency benefits of just \$31 million. However the report indicated there are net benefits in extending contestability to tranches two and three. MMA's CBA indicated the extension of contestability to consumers using 10 to 100 TJ per annum (tranche 2) would reap strong positive net benefits; while customers using 1 to 10 TJ per annum (tranche 3) would receive weakly positive net benefits. The study was released for public consultation and no material issues were raised in relation to the report or its findings. A copy of the CBA Report was provided to the NCC as part of the 2003 assessment.

The Queensland Government has decided to approve the extension of retail gas contestability to commercial and industrial reticulated gas customers using between 1 and 100 TJ per annum (tranches two and three), which is around 740 customers, from 1 July 2005. This is subject to finalisation of market operation and business rules.

## **2.3 Gas quality standards**

*The NCC is seeking advice on progress made in implementing a national gas quality standard being developed by the Australian gas industry, including details on how the standard is to be implemented and a timetable for full implementation.*

The Australian gas industry has been developing a natural gas quality standard so processed gas can move through interlinked pipeline networks without adversely affecting pipelines or gas appliances. The NCC considers that such a standard is important to achieving a national gas market through the removal of barriers to interstate gas trade, and to implementing free and fair trade in gas.

The Australian Standard AS4564-2003 "Specification for General Purpose Natural Gas" was implemented by regulation in Queensland on 1 October 2003. Some exemptions under Section 1.1.2 of that Specification have been agreed to, but will cease when Queensland natural gas is supplied to interstate markets. The implementation has been continued as above in the new *Petroleum and Gas (Production and Safety) Act 2004*.

### **3. Trade Practices**

#### **3.1 Background**

Section 51(1) of the *Trade Practices Act 1974* provides for conduct, which would normally be an offence under the restrictive trade practice provisions of the Act, to be permitted if it is specifically authorised under Commonwealth, State and Territory Acts.

Clause 2(1) of the *Conduct Code* obliges jurisdictions to advise the Australian Competition and Consumer Commission (ACCC) in writing of legislation which relies on section 51(1) of the *Trade Practices Act 1974* within 30 days of the legislation being enacted.

Queensland is required to identify new legislation or provisions in legislation which rely on section 51(1) and to confirm the ACCC has been notified accordingly.

#### **3.2 Trade Practices Exemptions**

Queensland has not passed any legislation relying on the section 51(1) exemption during 2004.

## **4. Competitive Neutrality**

### **4.1 Background**

Under Clause 3 of the CPA, each jurisdiction is required to consider applying competitive neutrality principles to its significant business activities where it can be demonstrated that the benefits to the community would outweigh the costs. Competitive neutrality means that government businesses should not enjoy any net competitive advantage over their competitors simply as a result of their public sector ownership. Each government is free to determine its own agenda for the implementation of competitive neutrality principles. There have been no significant further developments in the coverage of the application of competitive neutrality principles to State Government business activities.

### **4.2 Complaints**

*The NCC is seeking information on complaints received and complaints resolved during 2004-05.*

#### **4.2.1 Complaints to the Queensland Competition Authority**

The Queensland Competition Authority (QCA) has not formally investigated any competitive neutrality complaints for the period April 2004 to date.

#### **4.2.2 Complaints to Queensland Treasury**

Queensland Treasury received several inquiries during 2004-05, however only two resulted in a formal competitive neutrality complaint being lodged. Queensland Treasury received a complaint alleging a breach of the principle of competitive neutrality by the Queensland Parks and Wildlife Service (QPWS). Cooper Creek Wilderness is a commercial eco-tour operator on freehold land within a World Heritage Area. It considers the QPWS's partial cost recovery from commercial operators and the fact no fees are levied on free and independent travellers who use infrastructure within the adjacent national park places its business at a competitive disadvantage.

Under Clause 3 of the Competition Principles Agreement the principles only apply to the business activities of publicly owned entities. The prime function of QPWS activities is to provide social, environmental and cultural objectives, including the sustainable management of natural resources, environmental protection and national parks. As QPWS is not a business activity, the complaint will not be addressed through the formal competitive neutrality complaints process.

The second competitive neutrality complaint lodged was made against the Department of Main Roads (DMR). The complaint was made in relation to a DMR tender process conducted on behalf of the Roads Alliance Board, to appoint a firm to develop (and deliver) road condition evaluation training across Queensland. The complainant, Pavement Management Services (PMS), alleged one of the successful applicants, ARRB Transport Research Limited, was selected on the basis of its government ownership which has resulted in a competitive advantage. PMS also claimed the Roads Alliance Board did not provide the opportunity for PMS to submit a tender to become a qualified trainer, and believed it possessed the necessary qualifications and experience

to provide training. Three organisations (including ARRB) were invited to tender based on the skills and experience necessary to provide the service. Treasury examined the complaint and concluded the tender process adhered to the principles of the State Purchasing Policy, and did not breach competitive neutrality principles in this case. Treasury has recommended DMR re-examine how it deals with clients and competitors, and improve its communication strategies.

## **5. Structural Reform**

### **5.1 Background**

Under Clause 4 of the Competition Principles Agreement, before introducing competition to a sector traditionally supplied by a public monopoly, or privatising a public monopoly, jurisdictions are required to review a range of structural reform matters related to commercial objectives, natural monopoly considerations, regulatory functions, competitive neutrality, community service obligations, price and service regulation and corporate finance matters. Each jurisdiction is free to determine its own agenda for the reform of public monopolies.

## **5.2 Structural Reform Progress**

No new structural reform matters emerged during 2004-05.

## **6. Prices Oversight**

### **6.1 Background**

Clause 2 (Prices Oversight of Government Business Enterprises) of the Competition Principles Agreement requires each State and Territory to consider establishing independent sources of prices oversight where these do not exist. The independent source of prices oversight must have the following characteristics:

- (a) it should be independent from the government business enterprise whose prices are being assessed;
- (b) its prime objective should be one of efficient resource allocation, but with regard to any explicitly identified and defined community service obligations imposed on a business enterprise by the government or legislature of the jurisdiction that owns the enterprise;
- (c) it should apply to all significant government business enterprises that are monopoly, or near monopoly, suppliers of goods or services (or both);
- (d) it should permit submissions by interested persons; and
- (e) its pricing recommendations, and the reasons for them, should be published.

In fulfilment of this obligation, Queensland established the Queensland Competition Authority (QCA) in 1997 with the above characteristics.

## 6.2 Government Monopoly Business Activities

In Queensland, prices oversight applies to:

- (a) State and local government business activities which are monopolies or near monopolies that have been declared by the Premier and the Treasurer to be Government Monopoly Business Activities; and
- (b) Private sector water suppliers (including the jointly owned State/local government company SEQWater).

The Premier and the Treasurer have declared the following activities to be Government Monopoly Business Activities:

- the bulk water storage, water distribution and retail reticulation and drainage activities of SunWater;
- the bulk water storage, water delivery and treatment services and supply of water by Gladstone Area Water Board;
- the bulk water storage and water distribution activities of the Mt. Isa Water Board, and the Townsville-Thuringowa Water Supply Board (trading as NQWater); and
- the water and sewerage services provided by the largest eighteen local governments in Queensland (i.e. Brisbane, Gold Coast, Rockhampton, Townsville, Toowoomba, Ipswich, Logan, Caboolture, Cairns, Caloundra, Harvey Bay, Mackay, Maroochy, Noosa, Pine Rivers, Redland, Thuringowa and Bundaberg).

## 6.3 Pricing Investigations

Pricing complaints received, or dealt with, in the past year include:

- (a) a complaint that the Maroochy Shire Council's water and sewerage business, Maroochy Water Services, is monopoly pricing;
- (b) a company alleging Brisbane Water's charges to industrial customers constitute a monopoly rent and are indicative of cross subsidisation.

Treasury is in the process of investigating the substance of claim (a). In relation to claim (b), it was found there was insufficient evidence to warrant a referral and full pricing investigation by the QCA. The Premier and Treasurer have written to the Brisbane City Council to notify they will continue to monitor the prices of the Council to gauge whether a review of their decision not to refer may be warranted.

A recommendation of the QCA's 2002 report on the pricing practices of the Gladstone Area Water Board (GAWB) was that a review of GAWB's prices be undertaken in 2004. Pursuant to this recommendation, GAWB was referred to the QCA in April 2004 by the Premier and the Treasurer for an investigation into its pricing practices. The QCA published its Final Report in March 2005. The Premier and the Treasurer are considering the report's recommendations.

## **7. Third Party Access**

### **7.1 Background**

Access to the services provided by electricity and gas pipeline infrastructure is governed by the respective uniform national access codes for these industries.

Access to services provided by other facilities is governed by either Part 5 of the *Queensland Competition Authority Act 1997* or Part IIIA of the *Trade Practices Act 1974*.

### **7.2 Services covered by the Queensland Competition Authority Act 1997**

The services which have been declared under the Act are:

- (a) the rail transportation service provided by the use of Queensland Rail's track infrastructure; and
- (b) the coal loading and unloading services provided by the use of the Dalrymple Bay Coal Terminal.

### **7.3 Recent Activities**

In the past reporting year the Government did not receive any applications for the declaration of services under the QCA Act.

The QCA assessed a draft access undertaking for the declared services of Dalrymple Bay Coal Terminal, and released its final decision for the declared service on 20 April 2005.

Queensland Rail's access undertaking is also under review, with the QCA expecting to release its final decision by mid July 2005.

In April 2005, the QCA released its Final Determination on the Regulation of Electricity Distribution, setting out the regulatory arrangements to apply to Queensland's distribution networks for the period 1 July 2005 to 30 June 2010.

## **8. Local Government**

*The NCC is seeking a report on the progress in extending competitive neutrality principles and process to local government businesses.*

### **8.1 Introduction**

As outlined in previous reports to the NCC, the Government's strategy for applying NCP reforms to Queensland local governments initially focussed on the largest business activities through the application of competitive neutrality reforms to the significant business activities (SBAs) of the 18 largest local governments. This represents over 80% of local government business activity in Queensland.

The largest 18 local governments demonstrated excellent progress in applying competitive neutrality reforms to their SBAs and have subsequently also demonstrated substantial progress in applying competitive neutrality reforms to their smaller business activities.

While legislative arrangements only required the largest 18 governments to examine the cost effectiveness of reform, the Government made available \$150 million (in 1994/95 dollars) in incentive payments to councils who considered and/or implemented the NCP reforms. To date, some \$143 million<sup>1</sup> in incentive payments have been made to local governments arising from recommendations made by the QCA.

Three years ago, the Government, in partnership with the Local Government Association of Queensland (LGAQ), re-focussed its attention on NCP reforms in smaller local governments. Through the Business Management Assistance Program (BMAP), smaller to medium sized local governments received direct assistance and training from skilled consultants in implementing the NCP reforms. This program proved highly successful in significantly improving the reform take up of these smaller councils.

In summary, the very good progress being achieved in NCP reform in Queensland is due to a combination of a number of factors including:

- the financial incentives available to local governments which implement such reforms under the \$150 million Local Government Financial Incentive Package (LGFIP);
- the benefits being achieved by local governments as a result of undertaking the reforms; and
- the training and support initiatives provided by the Department of Local Government and Planning (DLGP), the Queensland Competition Authority (QCA) and the LGAQ, especially through BMAP.

#### ***The Legislative Framework***

The State Government has put in place a comprehensive legislative framework to support its local government NCP reform program through the *Local Government Act (1993)* (LGA). This framework was supplemented by amendments to the *Income Tax*

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<sup>1</sup> This figure includes indexation.

*Assessment Act 1936* which removed certain impediments to the corporatisation of local government business activities.

Initially only the business activities of the largest 18 local governments were required by legislation to adopt the reforms. Competitive roads business activities of local councils are now required to adopt the Code of Competitive Conduct and amendments to the *LGA* to require building certification activities to adopt the code have now been introduced.

## 8.2 Competitive Neutrality

With competitive neutrality reforms largely completed for the SBAs the focus shifted to the smaller business activities. BMAP was successful in increasing the speed and level of reform that smaller to medium sized councils adopted.

Attachment 3 contains the summary of all local government businesses currently undertaking competitive neutrality reform. The table indicates the type of reform being taken, their progress with regard to the implementation of full cost pricing and other pertinent details. For the purposes of interpreting Attachment 3, the QCA has given a rating to each council based on how many of these elements are in place. The ratings are:

- “All”, 100% of the elements of full cost pricing have been implemented;
- “Most”, 75% or greater of the elements of full cost pricing have been implemented;
- “Many”, 50% or greater of the elements of full cost pricing have been implemented;
- “Some”, 25% or greater of the elements of full cost pricing have been implemented;
- “None”, 0% or greater of the elements of full cost pricing have been implemented, and;
- “Not achieving FCR”, are those businesses that may have made significant changes to their financial and accounting systems in implementing the reforms, however they are not yet recovering sufficient costs to meet the minimum revenue requirement.

### 8.2.1 Reform Progress

#### *Type 1 Businesses*

Type 1 SBAs are those identified under the *LGA* that generate expenditure in excess of \$25 million for water and sewerage activities, or \$15 million in the case of other activities. The *LGA* requires that such businesses must implement at least full cost pricing (FCP) within the business activity. To date, nine Type 1 SBAs have been identified and all of them have implemented 100% of the elements of FCP within the timeframe of the scheme (see Attachment 3).

Eight of the Type 1 SBAs have been successfully commercialised. Commercialisation requires the council to set in place various competitive neutrality adjustments such as

the inclusion of tax equivalence into costs. The business is required to be run as a separate business unit of the council and various accounting separations are required.

The remaining council activity has successfully applied most elements of full cost pricing to its operation. FCP is a more methodical and complete version of full cost recovery. FCP requires the inclusion of tax equivalence and the generation of a commercial return on capital. However, the application of FCP does not require the activity to develop the same level of managerial autonomy from the council that commercialisation does.

All nine Type 1 SBAs have established an appropriate complaints mechanism for hearing competitive neutrality. No competitive neutrality complaints were made against the Type 1 SBAs.

### ***Type 2 Businesses***

Type 2 SBAs are those identified under the LGA that generate expenditure in excess of \$9.4 million for water and sewerage activities, or \$6.2 million in the case of other activities. To date 22 such activities have been identified (see Attachment 3). Progress is as follows:

- 15 of these SBAs have implemented all the elements of FCP and;
- 7 of these SBAs have implemented most of the elements of FCP.

Eighteen of these SBAs have been commercialised while three businesses are implementing the slightly less rigorous level of reform, Full Cost Pricing. One business has corporatised (Wide Bay Water).

All of the existing Type 2 SBAs have instituted a competitive neutrality complaints process. No competitive neutrality complaints have been made against Type 2 businesses to date.

### ***Type 3 Businesses***

Type 3 businesses are those businesses whose annual expenditure exceeds \$200,000 and are considered to be in competition or potential competition with the private sector. The benchmark level of reform for a Type 3 business is the adoption of the Code of Competitive Conduct (the Code).

Where councils opt to apply the Code to the business in question, they are bound to abide by the Code pursuant to s764 of the LGA. Furthermore, the LGA requires any competitive roads businesses of councils to apply the Code. As stated earlier amendments are currently being considered to ensure building certification businesses are also subject to the code.

As of 1 July 2004, there were 232 Type 3 businesses applying the Code. One business advised it had commercialised.

Of these 232 Type 3 businesses applying the code:

- 91 have provided evidence that all elements of FCP have been applied to the business;
- 24 indicated that they were applying most of the elements of FCP to the business;
- 26 indicated that they were applying many of the elements of FCP to the business;
- 6 indicated that they were applying some of the elements of FCP to the business;
- 41 were found to not meet any of the requirements of full cost recovery;
- 44 activities have not been the subject of a resolution to apply the Code or were no longer applying full cost pricing.

The majority of the councils which are no longer applying full cost pricing are smaller councils with business activities which face little competition from the private sector.

Two Type 3 businesses (Booringa and Pine Rivers) have had competitive neutrality complaints but both complaints have been successfully resolved.

### ***Non Type 3 Businesses***

Non-Type 3 businesses are those businesses that generate greater than \$200,000 in expenditure each year and are not considered to be in direct or potential competition with the private sector. These businesses are not required to apply any of the National Competition Policy Reforms, however the Queensland Government encourages them to do so through the FIP.

To the 1st of July 2004 there were 468 non-Type 3 businesses that had applied the Code. Of these 468 businesses:

- 255 provided evidence that they had implemented all of the elements of full cost pricing;
- 48 indicated that they had implemented most of the elements of full cost pricing;
- 42 indicated that they had implemented many of the elements of full cost pricing;
- 21 indicated that they had implemented some of the elements of full cost pricing;
- 48 were found to not yet be meeting the requirement of full cost recovery;
- 54 activities have not been the subject of a resolution to apply the Code or were no longer applying full cost pricing.

## **8.3 Competitive Neutrality Complaint Process**

### ***Framework for Complaint Processes***

An amendment to the LGA in December 1997 created the framework for the complaint and accreditation processes for local government business activities to which competitive neutrality reforms are applied. This was modelled on the processes applying at the State Government level, including the role of the QCA. In essence, once a competitive neutrality reform has been applied to any local government business activity, the local government must establish a process to deal with complaints about breaches of competitive neutrality. Details of the processes required were outlined in Queensland's 1999 annual report to the NCC.

### ***Establishment of Competitive Neutrality Complaint Processes***

Of the 633 businesses subjected or committed to competitive neutrality reform to date:

- 559 local government business activities are subject to a complaint processes (including all type 1 and type 2 business activities);
- 49 have implemented a partially valid complaint process;
- 25 have provided no evidence of a valid complaints process; and
- 98 activities have not been the subject of a resolution to apply the Code or were no longer applying full cost pricing.

## **8.4 Community Service Obligations**

Where Local Government Businesses commit to reform, the LGA and the Local Government Finance Standard require them to identify, cost and fund any Community Service Obligations (CSO) associated with the running of their business activities.

In relation to the Significant Business Activities (SBA) designated as Type 1 businesses, all have put in place appropriate policies to identify, cost and fund CSOs.

In relation to the treatment of CSOs within other businesses:

Type Two	
	11 have identified, costed and funded CSOs;
	1 provided evidence of having a policy to identify, cost and fund CSOs but did not identify any CSOs for the particular business activity
	8 have identified CSOs that are yet to be costed and funded
	1 has not put in place an appropriate policy to identify, cost and fund CSOs.

Type Three (competitive)	
	12 have identified, costed and funded CSOs
	134 have provided evidence of having a policy to identify, cost and fund CSOs but did not identify any CSOs for the particular business activity
	59 have identified CSOs that are yet to be costed and funded
	2 identified and funded CSOs but not provided costings
	22 have not put in place an appropriate policy to identify, cost and fund CSOs

Non Type Three (non-competitive)	
	23 have identified, costed and funded CSOs
	252 have provided evidence of having a policy to identify, cost and fund CSOs but did not identify any CSOs for the particular business activity
	138 have identified CSOs that are yet to be costed and funded
	1 has identified and costed a CSO yet is not receiving funding from council for the provision of the CSO
	4 have identified and funded CSOs but have not provided costings
	54 have not put in place an appropriate policy to identify, cost and fund CSOs

## 8.5 Conclusion

Excellent progress has been achieved in the application of NCP-related reforms to local governments in Queensland in line with the State's 1996 NCP application statement.

Local governments have commenced or made a binding commitment to the competitive neutrality reform in 591 business activities. All large councils, and most small councils have established competitive neutrality complaint mechanisms for these activities as required under the LGA.

## 9. Legislation Review

### 9.1 Background

Under Clause 5 of the *Competition Principles Agreement* (CPA), the Queensland Government, along with all other jurisdictions, is required to review, and where appropriate reform, all existing legislation (as at June 1996) that included restrictions on competition. The guiding principle is that legislation should not restrict competition unless it can be demonstrated that:

- the benefits of the restriction to the community as a whole outweigh the costs; and
- the objectives of the legislation can only be achieved by restricting competition.

The CPA also requires jurisdictions to:

- examine all new legislation that restricts competition and provide evidence that the proposed new legislation is consistent with the guiding principle as outlined above; and
- systematically review all legislation that restricts competition at least once every 10 years to ensure the legislation remains consistent with the guiding principle.

The deadline for completing the review and reform of existing legislation was 31 December 2000. In November 2000, the Council of Australian Government (CoAG) agreed to extend the deadline for the completion of the legislation review and reform program to 30 June 2002. Satisfactory implementation of reforms by the due date may include, where justified by a public interest assessment, having in place a firm transitional arrangement that may extend beyond the revised deadline.

In November 2000, CoAG also agreed that, in assessing whether the threshold requirement of Clause 5 has been achieved, the NCC should consider whether the conclusion reached in a review report is within a range of outcomes that could reasonably be reached based on the information available to a properly constituted review process. Within the range of outcomes that could reasonably be reached, it is a matter for the responsible government to determine what policy is in the public interest.

The *Agreement to Implement the National Competition Policy and Related Reforms* requires jurisdictions, when proposing new national regulatory standards through Ministerial Councils and other national standards-setting bodies, to set such standards in accordance with the CoAG Principles and Guidelines for National Standard Setting and Regulatory Action. The Commonwealth Office of Regulation Review (ORR) provides advice to the NCC on jurisdictions' compliance with the principles and guidelines.

### 9.2 Scheduled Reviews

All jurisdictions were required to develop a timetable for reviewing all existing legislation (as at June 1996) that included restrictions on competition. All jurisdictions are also required to report annually on progress in relation to that timetable. Queensland has essentially completed its review and reform of legislation on the timetable. Details in relation to progress on the outstanding legislation as identified in the NCC's 2004 assessment and 2005 assessment framework are included below.

## 9.3 Priority Review Legislation

### 9.3.1 Liquor Act 1992

*In 2004, the NCC assessed Queensland as not meeting its CPA obligations with respect to the review and reform of the Liquor Act in relation to arrangements for the sale of bulk takeaway liquor. As a result the Australian Government imposed a permanent deduction of 5 per cent of competition payments in 2003-04 and 2004-05 as it believed Queensland had not reformed, or provided a credible public interest case for its continued restrictions on competition. In 2005, the NCC is seeking information on whether the Government has undertaken appropriate action to meet its CPA obligations in this area.*

As outlined in previous reports to the NCC, the Queensland Government contends it has completed its review and reform obligations in relation to the regulation of takeaway liquor, and as such no further legislative amendments on this issue have occurred. A properly constituted review process was followed and the current arrangements, with a number of key changes (replacing the public needs test with a public interest test and freeing up club and restaurant sales), were found to be in the public interest.

The NCC should be aware that Queensland does not discriminate against supermarket interests selling takeaway liquor rather it merely does not permit this to happen from supermarket shelves. Both Woolworths and Coles-Myer subsidiaries operate a significant number of hotels in Queensland.

Woolworths has recently increased their market share in Queensland via a takeover of the Australian Leisure and Hospitality Group Limited (ALH) through Bruandwo Pty Limited (a 75/25 joint venture between Woolworths and The Bruce Mathieson Group). Currently, Woolworths through its 50% ownership of MGW Hotels has interests in 32 hotels in Queensland. The combined market share of Coles-Myer/Woolworths in the Detached Bottle Shop (DBS) market in Queensland is now 28%, making the retailers significant beneficiaries of any increase in the number of approved DBS for each general licence holder.

### 9.3.2 Agricultural and Veterinary Chemicals (Queensland) Act 1994

*The NCC is seeking a report on progress with the review and reform of this legislation which was incomplete owing to interjurisdictional processes.*

Legislation in all jurisdictions establishes the national registration scheme for agricultural and veterinary chemicals. The Australian Pesticides and Veterinary Medicines Authority administers the scheme. The Australian Government Acts establishing these arrangements are the *Agricultural and Veterinary Chemicals (Administration) Act 1992* and the *Agricultural and Veterinary Chemicals Code Act 1994*. Each state and territory adopts the Agricultural and Veterinary Chemicals Code into its own jurisdiction by referral. The relevant Queensland legislation is the *Agricultural and Veterinary Chemicals (Queensland) Act 1994*.

The Australian Government Acts were subject to a national review that included all jurisdictions. Recommendations from the review were agreed by all jurisdictions. No action is required at State/Territory level to implement changes once they are made to

the Commonwealth *Agricultural and Veterinary Chemicals Code Act 1994*. The Commonwealth has not yet made all the changes to that Code that flow from the review. Queensland cannot make unilateral amendments to implement the agreed changes.

### **9.3.3 Fisheries Act 1994**

*In 2003, the NCC assessed Queensland as advanced in meeting its CPA clause 5 obligations in relation to the Fisheries Act 1994. However, the NCC identified the following recommended reforms as incomplete and is seeking advice for its 2005 assessment on reform progress in relation to these matters:*

- *replacing the variety of vessel and occupational licences with a single fishery access licence — implementation is subject to a further review that is under way;*
- *increasing the recovery of fishery management costs from fishers and reducing cross-subsidies between fishers — implementation is subject to a further review that is under way;*

The Queensland Government has approved in principle the release of a public discussion paper incorporating a Regulatory Impact Statement on a proposed new license and fee regime. A public consultation process, which includes two rounds of visits to all major fishing ports in the State, is expected to begin in April 2005. A Public Benefit Test undertaken in respect of the final version of the new license and fee regime will be considered by Government after the public consultation process is completed in mid 2005.

If required by the NCC, further details on the proposed new license and fee regime can be provided on the release of the discussion paper.

### **9.3.4 Transport Operations (Passenger Transport) Act 1994 (taxis)**

*Has the government introduced the foreshadowed formulaic approach to taxi and hire car licence releases and, if so, what impact has this had on taxi and hire car numbers? If there has not been any significant change, does the government have a public benefit case to support its restrictive approach to licence releases?*

Queensland Transport is in the process of introducing a formulaic approach to taxi and hire car license releases through the current development of a spreadsheet based formula that will be used as a quantitative tool to identify when new licences are required in a taxi service area. It is envisaged this formula will be in place by the end of 2005.

Please note the number of licences for hire cars (limousines) is not restricted in any way by regulation. Therefore this formula applies only to taxis.

Queensland Transport will provide a report to Cabinet by June 2005 on the criteria to be used.

### **9.3.5 Nursing Act 1992**

*The Review of the Nursing Act 1992 was completed in August 2003. The NCC is requesting a response as to whether the Health Legislation Amendment Bill has been passed, as introduced to Parliament in 2004.*

The *Health Legislation Amendment Bill 2004* was passed, as the *Health Legislation Amendment Act 2005*, on 24 March 2005. No changes were made to the amendments to the *Nursing Act 1992* contained in the Bill. The amendments commenced on 29 April 2005.

### **9.3.6 Pharmacy Act 1976; Pharmacists Registration Act 2001**

*The NCC is seeking an update on whether the Health Legislation Amendment Bill, as introduced into Parliament on 19 October 2004, has been passed. In addition, the NCC also wishes to know whether the reforms to be implemented by the new legislation will meet the standard set by the CoAG national review process.*

The *Health Legislation Amendment Bill 2004* was passed, as the *Health Legislation Amendment Act 2005*, on 24 March 2005. Prior to the Bill's passage, a small number of changes were made to the amendments to the *Pharmacists Registration Act 2001* contained in the Bill.

The amendments to the *Pharmacists Registration Act 2001*:

- restrict ownership of a pharmacy business to pharmacists, corporations (whose shareholders and directors are all registrants, or a combination of registrants and specified relatives of the registrants), existing friendly societies operating pharmacy businesses in Queensland or another State, or the Mater Misericordiae Health Services Brisbane Limited (the Mater Private Hospital)
- prohibit pharmacists from owning, or being a shareholder in, or director of, a corporation that owns more than 5 pharmacy businesses
- prohibit friendly societies or the Mater Private Hospital from owning more than 6 pharmacy businesses
- require that friendly societies that own a pharmacy business and demutualise must not own the business for more than 6 months after the day of demutualisation
- void pharmacy business arrangements that give a person, other than the owner of the business, the right to control how the business is carried on, or to receive consideration that varies according to the profits of the business, or require goods or services for the business to be obtained from a stated person
- remove the offence that prohibits persons other than pharmacists from practising pharmacy.

With the exception of the caps on the number of pharmacy businesses that may be owned, and the provision that voids certain business arrangements, the pharmacy ownership reforms implemented by the amendments are consistent with the Wilkinson Review recommendations. The amendments are in accordance with the minimum amendments required for NCP purposes as agreed to between the Prime Minister and the Premier.

The amendments commenced on 29 April 2005.

### **9.3.7 Health Act 1937 (drugs and poisons)**

*The NCC is seeking a report on progress with the review and reform of this legislation which was incomplete owing to interjurisdictional processes (implementation of the recommendations of the Galbally review).*

As previously advised, Queensland has amended its legislation as far as possible to implement the Galbally reforms. Additional amendments to implement the reforms depend on prior action being taken by other parties under national processes (for example, development of an industry code of practice regarding the supply of clinical samples). This action has still not been taken.

### **9.3.8 Legal Practitioners Act 1995; Queensland Law Society Act 1952**

*The NCC is seeking a report on progress in relation to professional indemnity insurance which was incomplete owing to interjurisdictional processes. In addition, has Queensland reconsidered the reservation of conveyancing work to lawyers?*

Work is still progressing on the interjurisdictional professional indemnity insurance issues. There is a working group including representatives of Ministers and of the profession. National minimum terms of insurance have been devised and work is now focussed on how these terms can be used to facilitate national practice, for example through an exemption system.

In 2003, Queensland provided the Council with a copy of the Competition Impact Statement (CIS) which reported the outcome of the legal practitioners legislation review process. The CIS reported the review recommended conveyancers be licensed to operate in Queensland based generally on the regulatory arrangements operating in New South Wales (with a two year transition period). The CIS also reported the Government did not support these recommendations as it is of the view that to do so would not be in the public interest (the CIS provides more detail in this regard). As a result, the Government does not intend to remove the conveyancing practice restrictions in Queensland's legal practitioners legislation.

In further representations to the NCC, Queensland has expanded on its concerns about licensing conveyancers to practise in Queensland including:

- high settlement agents fees in Western Australia by Queensland standards indicating that the presence of settlement agents in the market in Western Australia does not guarantee greater competition;
- the failure of conveyancer fidelity cover in other jurisdictions and the associated risk to public funds under a statutory scheme [and in this context, the failure of a Victorian unlicensed conveyancer which closed its doors owing a reported \$6-9M illustrates the extent of the potential risk, a risk which a licensing system would not avert].

### **9.3.9 Travel Agents Act 1988**

*The NCC is seeking a report on progress with the review and reform of the Travel Agents legislation which was incomplete owing to interjurisdictional processes. In particular, has Queensland completed the implementation of the working party recommendations, as endorsed by the Ministerial Council on Consumer Affairs in November 2002?*

Queensland is in the process of completing the implementation of the following working party recommendations:

1. introduce revised qualification requirements for licensed travel agents;
2. exempt travel agents from multiple jurisdiction licensing when they advertise across borders but do not have offices in those other jurisdictions;

3. lift the licensing threshold from \$30 000 to \$50 000 gross turnover for the domestic only category of travel agents; and
4. remove the licensing exemption from crown owned businesses.

Implementing changes 1, 2, and 3 required amendment of the Travel Agents Regulation 1998. This has been completed and the relevant amending regulation commenced on 1 April 2005.

Item 4 is referenced in the Act and therefore requires the preparation of a Bill to effect that change. A Bill is proposed to be introduced before the end of 2005.

### **9.3.10 Auctioneers and Agents Act 1971 (maximum commissions for auctioneers and real estate agents); Property Agents and Motor Dealers Act 2000**

*The NCC is seeking an update on the completion of the Government's review of real estate commissions, and whether the Queensland Government has implemented any subsequent reforms.*

Final assessment of this issue was postponed pending Queensland's review of the matter. A review of commissions was conducted in 2003 which resulted in steps being taken to deregulate all commissions and buyer premium fees, except commissions for real estate transactions (both private treaty and auctions). The Queensland Government determined, when deregulating all commissions (except for real estate), that a further review of real estate commissions should be undertaken in late 2004. The preliminary stages of this review have now commenced. A draft terms of reference and methodology have been prepared.

### **9.3.11 Trade Measurement Act 1990**

*The NCC is seeking a report on progress with the review and reform of this legislation which was incomplete owing to interjurisdictional processes. A national review was undertaken in two stages (with Queensland as the lead agency):*

- *Stage 1 concluded that most restrictions were justified, but recommended further investigation on a restriction on the sale of non-prepacked meat; and*
- *Stage 2 involved undertaking a Public Benefit Test (PBT) in relation to the sale of non-prepacked meat.*

The public benefit test report received final approval and endorsement by the Ministerial Council on Consumer Affairs out of session on 1 June 2004. The final PBT report recommended that:

- the definition of meat be reviewed to determine whether it should expressly include seafood and poultry and to clarify when specialised meat products cease to be meat for the purposes of the restriction;
- Trade Measurement Victoria commence the review within twelve months; and
- the Trade Measurement Advisory Committee (TMAC) be involved in the review and decision-making process.

Whether any further action is required from Queensland in redefining the definition of meat, is dependent on the outcome of the further review being undertaken by Trade Measurement Victoria.

### **9.3.12 Gaming Machine Act 1991**

*What is the outcome of the Gaming Commission's consideration of the application for removal of the 40 per cent cap on monitoring operators' share of the gaming machine market? Has the government changed its policy on this cap?*

In August 2004 the Treasurer wrote to Licensed Monitoring Operators (LMOs) advising that the lifting of the condition of LMO licences restricting market share to 40% of approved gaming machines is a matter for the Queensland Gaming Commission (QGC). The Treasurer noted that the Queensland Government has no objection to the lifting of the restriction.

On 26 October 2004 the QGC considered submissions from two LMOs requesting the restriction on LMO market share be lifted. This request was approved, and section 3.3 of Schedule A attached to all LMO licences which imposed the 40% maximum market share was deleted.

## **9.4 Non-Priority Review Legislation**

In its 2005 assessment, the NCC is seeking an update of the status of the following non-priority legislation in which review and reform activity was incomplete at the time of the 2004 assessment.

### **9.4.1 Consumer Credit Legislation**

*Consumer Credit (Qld) Act 1994, Consumer Credit Regulation 1995, Consumer Credit Code*

As noted by the NCC in the 2004 assessment, key recommendations of the national review of consumer credit legislation were to:

- maintain the current provisions of the Code and, as per the Post Implementation Review, review the definitions of the Code to ensure that the terms 'conditional sale agreements', 'terms sale of land', 'tiny terms contracts' and 'solicitor lending' were brought within the scope of the Codes; and
- provide for a simplified "Schumer Box" format containing essential financial information to enhance the disclosure provisions within the Code.

A consultation review document relating to the definitions is being prepared by Queensland and when complete, will be released for consultation. A discussion paper relating to the "Schumer Box" has been prepared by NSW.

Legislative amendments to give effect to these recommendations are to be combined with e-commerce amendments into one Bill. This Bill will be introduced in June 2005.

### **9.4.2 Financial Intermediaries Act 1996**

*The Act provides prudentially-based supervision of cooperative housing societies, terminating building societies and other similar entities. It had been proposed to repeal*

*the Act without review on the expectation that the supervision of all such institutions would be transferred to the Australian Government following the establishment of APRA. However, some cooperative housing societies do not meet the solvency requirements for transfer. The Act is being retained pending a long term policy solution for the administration of co-operative housing societies.*

The Act was included in the original 1996 Legislation Review Timetable in line with the Queensland Government policy at the time that an Act should be listed based on a preliminary assessment that it may contain potentially restrictive provisions, even relatively minor restrictions. The more detailed identification of restrictive provisions which forms part of the review process was not undertaken because it was expected that the Act would be repealed.

Due to delays encountered in transferring regulatory responsibilities to APRA, it was subsequently decided to examine the legislation more closely. That examination suggested any potentially restrictive provisions are designed to perform normal prudential functions and not with the intent to restrict competition per se. This and the fact that the popularity of the entities it regulates has declined markedly in the face of greater responsiveness and product diversity in the housing finance market (it has never been more than a very small part of the market in Queensland) means any impact on competition that may exist is small and decreasing.

Since Queensland's previous Report to the NCC, Treasury, in conjunction with Queensland Treasury Corporation (QTC)<sup>2</sup>, has continued to progress the examination of options for the future regulation of cooperative housing societies. In June 2004, the Treasurer endorsed consultations with key stakeholders on the possible transfer of societies from State-based regulation to regulation under the *Corporations Act 2001* (Cth). QTC has recently completed its initial round of consultations with society managers and the providers of non-guaranteed source funding. These consultations and further scrutiny of future regulatory options have revealed certain matters requiring resolution before repeal of the Act and full transition to regulation under Corporations law can be contemplated. As previously advised, one obstacle remains the solvency of societies.

Consistent with advice previously provided to the NCC, it remains the Government's intention to repeal the Act when circumstances permit.

### **9.4.3 Land Act 1994**

This legislation provides for the administration and management of non-freehold lands and the legal creation of freehold land. A targeted public review was completed in May 1999. The review examined two restrictions: prohibiting corporations from holding perpetual leases for grazing or agricultural purposes; and limiting the number of living units that non-freehold land owners may aggregate. The Government directed further consultation with targeted groups in 2001, however has not yet made a decision on this issue.

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<sup>2</sup> From 1999 QTC was delegated the role of the prudential supervisor of co-operative housing societies following the dissolution of the Queensland Office of Financial Supervision.

#### **9.4.4 Trustee Companies Act 1968**

A combined review, co-ordinated by New South Wales, is being undertaken in conjunction with the development of new uniform trustee company legislation. A draft Trustee Corporations Bill and NCP Review Report was prepared on the basis that the Commonwealth Government, through the Australian Prudential Regulatory Authority (APRA) would undertake prudential supervision of trustee companies in accordance with a previous agreement between the States and the Commonwealth Government. However, the Commonwealth Government later declined to do so. The State Attorneys made further representations on the issue to the Commonwealth Attorney-General.

The Commonwealth has recently formally advised that it has again rejected the States' request for APRA to have a role in the regulation of trustee companies.

The States will need to reconsider the matter. The timing of any legislative changes would be subject to the resolution of these issues through (Standing Committee of Attorneys-General (SCAG). The delay in completing review and reform of this legislation is entirely due to the Commonwealth's decision, at the very last minute, to abrogate the previous agreement. The situation is further complicated in that a number of jurisdictions have disbanded their previous regulatory structures in anticipation of the agreed outcome and would need to reconstitute State-based regulation duplicating that provided by APRA. For these reasons, Queensland believes it and other States and Territories should not be penalised by the NCC when it is undertaking its 2005 assessment in relation to this legislation.

## 9.5 New Legislation

Clause 5(5) of the CPA requires all proposals for new primary and subordinate legislation that restricts competition to be accompanied by evidence that the legislation is consistent with the clause 5 guiding principle. For its 2005 assessment, the NCC is seeking further information to that provided in jurisdictions' 2003 reports on their "gatekeeping" arrangements -- in particular, the roles and responsibilities of their gatekeeping mechanism, its powers, reporting obligations and the types of legislation it assesses. In this respect, the NCC is seeking detailed information on whether: all legislation that contains non-trivial restrictions on competition is subject to formal regulatory impact assessment of all legislation; there are published guidelines for conducting regulation impact analysis; impact assessment guidelines specifically embody the CPA clause 5 guiding principle; there is independent body that advises on and monitors compliance; and there are processes in place to ensure that all agencies adhere to gatekeeping requirements?

### 9.5.1 Gatekeeping arrangements

Queensland's gatekeeping arrangements, which were outlined in its 2003 progress report, comply fully with the State's NCP obligations under Clause 5(5) of the CPA. Under the Queensland Government's gatekeeping arrangements, all new (including amending) legislation that restricts competition must be subject to a public benefit test prior to its consideration by Cabinet. The type and scope of each review is determined in accordance with the Queensland Government's *Public Benefit Test Guidelines* issued by Queensland Treasury, which also monitors compliance.

In addition to the NCP gatekeeping requirements for all new primary and subordinate legislation, under the *Statutory Instruments Act 1992*, any proposed subordinate legislation which is likely to impose appreciable costs on the community or a part of the community must have a Regulatory Impact Statement (RIS) prepared before the legislation is made. The Act includes guidelines on what must be included in the RIS. The section of the Act relating to the conduct of RIS is administered by the Business Regulation Review Unit (BRRU) within the Department of State Development, which also provides more detailed guidelines and advice on the conduct of RIS.

Queensland has established processes for ensuring rigorous analysis of new legislation that restricts competition and does not support there is a need to establish a separate regulatory impact assessment body to demonstrate compliance with CPA clause 5. Queensland Treasury and BRRU provide specific advice on regulatory matters to Cabinet through established Cabinet processes. As stated in its 2003 progress report, the requirement for a separate independent body is beyond the scope of the CPA and should not form part of the NCC's assessment criteria for 2005.

As part of Queensland's gatekeeping arrangements, all Departments are required to consider interjurisdictional consistency (or harmonisation) when assessing regulatory impacts.

In 2004-05, 60 Acts and 288 Regulations were enacted. As part of Queensland's gatekeeping requirements, all draft legislative proposals are examined to ensure that any potential restrictions on competition are identified.

If a potential restriction, which imposed an appreciable impact on the community, was identified, a public benefit test and/or a regulatory impact assessment was carried out on the restriction. Restrictions were only retained if it was held that they were necessary to achieve the objects of the legislation and were in the public interest. Attachment 2 lists all legislation passed during 2004-05 and, where applicable, describes the potential impacts on competition. Table 9.1 summarises the number of new Acts and subordinate legislation which were examined as part of the gatekeeping process during 2004-05.

**Table 9.1: New legislation gatekeeping**

Status	Acts	Subordinate Legislation
Legislation assessed as administrative only; or no restrictions identified; or restriction identified but has no appreciable impact on competition.	58	269
Restriction(s) identified but RIS* or PBT** not undertaken – restriction assessed to be justified to meet health or social objectives.	2	11***
RIS or PBT undertaken	0	8****
<b>Total</b>	<b>60</b>	<b>288</b>

\*RIS - Regulatory Impact Statement; \*\* PBT - Public Benefit Test; \*\*\* May not include instances where the subordinate legislation supports principal legislation which was subject to a PBT; \*\*\*\* May include instances where a combined PBT was undertaken of the principal and subordinate legislation.

### 9.5.2 Review of certain aspects of the Workers' Compensation and Rehabilitation Act 2003

In a letter dated 21 February 2005, the Council requested it be appraised of the progress of any legislative amendments associated with the current review of licensing requirements for self insurers.

The Department of Industrial Relations is currently reviewing the self-insurance licensing criteria, the use of allied health services, exclusive claims management by WorkCover Queensland, and workplace rehabilitation aspects of the *Workers' Compensation and Rehabilitation Act 2003*. The Review arises from recommendations of a 2000/01 National Competition Policy Legislation Review of the workers' compensation legislation (then the *WorkCover Queensland Act 1996*).

The 2000/01 Review Steering Committee raised concerns about the potential impact on the workers' compensation market in Queensland from integrating a diverse package of reforms at one time. The Committee recommended that the impact of introducing competition into five aspects of the scheme be considered once other changes were absorbed. One of these aspects was resolved in 2004 by amendments removing limitations on payments by WorkCover Queensland for private hospitalisation. The other four aspects are being examined as part of the current review.

A discussion paper canvassing potential options for introducing greater competition into the four aspects under review was released for public comment in March 2005. Recommendations will be made to the Minister for Employment, Training and Industrial Relations by the end of the financial year based on the original National

Competition Policy Legislation Review findings and the outcome of the current consultation process. Implementation of any recommendations resulting from the review will take place in the second half of 2005.

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- End -

## Attachment 1 –Review of Full Retail Competition

### *Preferred Trading Arrangements (PTAs) to be costed*

Table 1 below sets out the high level characteristics of the alternative PTAs to be costed by both the retail and distribution businesses in Ergon Energy and ENERGEX.

**Table 1 Description of the PTA: Alternatives to be costed**

Description	Key Characteristics
1 Competition with interval metering	<ul style="list-style-type: none"> <li>• Customers proposing to enter the competitive market must install an interval meter (Type 5)</li> <li>• Interval meters for new and replacement meters</li> <li>• The incremental cost of interval meters is included in distribution charges and recovered over the anticipated life of the meter</li> <li>• Interval metered customers' meters are read monthly</li> <li>• Energy for the remaining franchise customers is allocated on the basis of the residual profile, administered by NEMMCO, reflecting load measured at the distribution business boundary (2 profiles only).</li> </ul>
2 Competition with interval metering: accelerated meter rollout	<ul style="list-style-type: none"> <li>• Customers proposing to enter the competitive market must install an interval meter (Type 5)</li> <li>• Over and above those customers assumed to churn, further interval meters are installed so that, over a 11 year period, all current franchise customers become interval metered</li> <li>• The incremental cost of interval meters, both for contestable customers and for the accelerated rollout, is included in distribution charges and recovered over the anticipated life of the meter</li> <li>• Customers' meter reads continue on the current cycle (quarterly for residential customers)</li> <li>• Energy for the remaining franchise customers is allocated on the basis of the residual profile, administered by NEMMCO, reflecting load measured at the distribution business boundary (2 profiles only).</li> </ul>

- 3 Profiling with interval meters as new and replacement meters
- Energy for franchise and contestable customers is allocated on the basis of the residual profile, administered by NEMMCO, reflecting load at the distribution business boundary (2 profiles only)
  - Energy use for customers whose premises are interval metered determined by meter
  - Customers meter reads continue on the current cycle (quarterly for residential customers)
  - The incremental cost of new and replacement interval meters is included in distribution charges and recovered over the anticipated life of the meter
  - Customer meter reads continue on the current cycle (quarterly for residential customers).

***General assumptions to be applied to each of the PTAs***

Table 2 below sets out the general assumptions to be used by Ergon Energy and ENERGEX in preparing the cost estimates in relation to the PTAs identified above.

**Table 2 General assumptions required for the PTA**

<b>Issue</b>	<b>Assumption</b>
Start date of FRC	1 January 2008
Time period to be considered in costing	5 years
Customer churn by year	See Table 3 below
Interval meter type, where required	Type 5
Community Service Obligation (CSO)	To be delivered by a distribution levy
Cost reimbursement	Distributors' legitimate costs determined by the Regulator
Maximum Uniform Tariff (MUT)	The structure of the MUT is assumed to be consistent with the churn assumption given in Table 3 below
All Other Issues	<p>Consistent with the treatment in the majority of other NEM states (eg the distribution business will be the MDA for all small residential and commercial customers.</p> <p>No Queensland specific derogations are sought.</p> <p>No additional consumer protections are introduced.</p> <p>The current ring-fencing rules are retained.</p>

### ***Churn Estimates - Alternative PTAs***

Table 3 below provides projections of the churn rates to be used when costing the alternative PTAs for FRC. These estimates are necessarily based on a judgement of the relative magnitude of churn associated with the alternative market structures and drawing on experience in other Australian states following the introduction of FRC.

For the purpose of differentiating between new and repeated churn, Ergon and ENERGEX should assume that for the first two (2) years 100 percent of the churn is new and thereafter, 85 percent of the churn represents net new customers entering the contestable market.

**Table 3 Churn Projections, Alternative PTAs, % of franchise customers by retailer**

<b>PTA Description</b>	<b>Year 1</b>	<b>Year 2</b>	<b>Year 3</b>	<b>Year 4</b>	<b>Year 5</b>
<b>Competition with interval metering</b>					
Total Market	1	2	3.5	5	5
ENERGEX	1.5	2.9	5.1	7.3	7.3
Ergon Energy	0.1	0.3	0.5	0.7	0.7
<b>Competition with interval metering: accelerated meter roll-out</b>					
Total Market	3	7	10	10	10
ENERGEX	3.5	8.1	11.5	11.5	11.5
Ergon Energy	2.1	5	7.2	7.2	7.2
<b>Profiling with interval meters as new and replacement meters</b>					
Total Market	4	9	15	15	15
ENERGEX	4	9	15	15	15
Ergon Energy	4	9	15	15	15

## Attachment 2 --New Legislation: Queensland 2004-05

Department	Legislation Title: Acts as Passed	Q1: Was the primary purpose of the legislation or legislative amendments to implement the recommendations of an NCP Review of existing legislation? If so, were the legislation or amendments consistent with the recommendations of the review?	Q2: If the proposed legislation or amendments were not intended to implement the recommendations of an NCP Review of existing legislation, were they examined for potential restrictions on competition? If not, why?	Q3: If the answer to Question 2 was 'yes', were any potential restrictions on competition identified? If so, what was the nature of each restriction?	Q4: If potential restrictions on competition were identified, was a Public Benefit Test undertaken or a Regulatory Impact Statement prepared? If so, were the restrictions found to be in the public interest?
Aboriginal and Torres Strait Islander Policy	<i>Community Services and Other Legislation Amendment Act 2004</i>	No.	Potential restrictions on competition arising from the ban on home brew were considered	No potential restrictions identified	
Child Safety	<i>Child Safety Legislation Amendment Act (No. 2) 2004</i>	No	Yes	No	N/A
Child Safety	<i>Child Safety Legislation Amendment Act 2004</i>	No	Yes	No	N/A
Corrective Services	<i>Child Protection (Offender Reporting) Act 2004</i>	No	No - no business impacts	N/A	N/A
Education and the Arts	<i>Education Legislation Amendment Act 2004</i>	No	<p>The amendments were not specifically examined for potential restrictions on competition because as the summaries below show they were generally of an administrative nature, drafted to:</p> <ul style="list-style-type: none"> <li>ensure the currency of fees and allowances;</li> <li>make consequential amendments as a result of changes in other legislation;</li> <li>enact new, and make changes to current, subordinate legislation in support of primary acts (NCP issues were considered during development of the primary legislation); and</li> <li>ensure that the education legislation is consistent with departmental and federal government policy changes.</li> </ul> <p>Any amendments involving a fee or allowance increase were firstly submitted to CBRC and consultation was undertaken with the Department of Treasury.</p>	N/A	N/A

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Energy	<i>Electricity Amendment Act (No. 2) 2004</i>	no	yes	YES. Some elements of the amendments (ie. minimum service standards and guaranteed service levels with which electricity distribution entities must comply) could be viewed as a barrier to entry and therefore act as an impediment to competition.	No impact assessment was undertaken, however, it was identified that: • there will be significant benefits for the community as the distribution entities will be more accountable for the performance of their networks, with improvements to reliability and service delivery expected; and • in the absence of competitive market forces, regulatory arrangements should be put in place to ensure that appropriate standards of service are met. In this context, the proposed minimum service standards and guaranteed service levels only apply to the monopoly elements of ENERGEX and Ergon Energy's businesses (the distribution networks and the franchise customer bases). Similar arrangements already exist in other jurisdictions; and • the majority of customers will not be adversely affected by the amendments, given that the Government has made a commitment that franchise electricity prices will not rise above CPI, regardless of the new regulatory and other arrangements. Accordingly, there are no major issues in terms of national competition policy.
Energy	<i>Electricity Amendment Act 2004</i>	13% Scheme Amendments - NO	13% Scheme - Yes, an NCP review of the amendments was conducted.	13% Scheme - Potential costs were identified.	13% Scheme - Potential costs were examined in the review report as were expected benefits. The Review Report concluded that the benefits were expected to outweigh the costs. An Impact Assessment was conducted although this is subject to Cabinet in Confidence.
Energy	<i>Electricity Amendment Act 2004</i>	ECPO Amendments - NO	ECPO Amendments - YES	ECPO Amendments - NO	ECPO Amendments - N/A
Energy	<i>Electricity Amendment Act 2004</i>	Statutory Authorities & Powers Amendments - NO	Statutory Authorities & Powers Amendments - YES	Statutory Authorities & Powers Amendments - NO restrictions	Statutory Authorities & Powers Amendments - N/A
Energy	<i>Electricity Amendment Act 2004</i>	GOC Amendments - NO	GOC Amendments - Yes, amendments reviewed by Treasury's Regulatory & Inter-Governmental Relations Unit	GOC Amendments - No	GOC Amendments - N/A

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Environmental Protection Agency	<i>Environmental Protection and Other Legislation Amendment Act 2004</i>	No	Yes	No	
Environmental Protection Agency	<i>Marine Parks Act 2004</i>	No	Yes	No	N/A
Environmental Protection Agency	<i>Nature Conservation Amendment Act 2004</i>	No	Yes	No	N/A
Environmental Protection Agency	<i>Southern Moreton Bay Islands Development Entitlements Protection Act 2004</i>	No	Yes	No	N/A
Housing	<i>Building and Construction Industry Payments Act 2004</i>	No	Yes	No	N/A
Industrial Relations	<i>Workers' Compensation and Rehabilitation and Other Acts Amendment Act 2004</i>	No	Yes	No	N/A
Justice and Attorney-General	<i>Justice and Other Legislation Amendment Act 2004</i>	No	Yes	No	N/A
Justice and Attorney-General	<i>Legal Profession Act 2004</i>	Yes. It incorporates and replaces the Legal Profession Act 2003 and includes further Parts from the national model laws in the areas of external administration, fidelity fund, multi-disciplinary practices and registered foreign lawyers. The remaining parts of the national model laws in relation to trust accounts, client agreements and costs review are proposed to be progressed in a Bill later in the year. It is consistent with the Government's decisions on the review, as previously outlined to the NCC.			
Justice and Attorney-General	<i>Professional Standards Act 2004</i>	No	Yes	No	N/A
Local Government, Planning, Sport and Recreation	<i>Integrated Planning and Other Legislation Amendment Act 2004</i>	No	Yes	No	N/A
Local Government, Planning, Sport and Recreation	<i>Local Government (Community Government Areas) Act 2004</i>	No	Yes	No	N/A
Local Government, Planning, Sport and Recreation	<i>Southern Moreton Bay Islands Development Entitlements Protection Act 2004</i>	No	Yes	No	N/A

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Natural Resources and Mines	<i>Aurukun Associates Agreement Repeal Act 2004</i>	No	Yes	No	N/A
Natural Resources and Mines	<i>Geothermal Exploration Act 2004</i>	No	Yes	No	N/A
Natural Resources and Mines	<i>Mineral and Other Legislation Amendment Act 2005</i>	No	Yes	No	N/A
Natural Resources and Mines	<i>Natural Resources and Other Legislation Amendment Act 2004</i>	No	Yes	No	N/A
Natural Resources and Mines	<i>Natural Resources Legislation Amendment Act 2004</i>	No	Yes	No	N/A
Natural Resources and Mines	<i>Petroleum (Submerged Lands) Amendment Act 2004</i>	No	Yes	No	N/A
Natural Resources and Mines	<i>Petroleum and Gas (Production and Safety) Act 2004</i>	No	Yes	Yes. Third party access to petroleum facilities	Yes and Yes
Natural Resources and Mines	<i>Petroleum and Other Legislation Amendment Act (No. 2) 2005</i>	No	Yes	No	N/A
Natural Resources and Mines	<i>Petroleum and Other Legislation Amendment Act 2004</i>	N/A	N/A	N/A	N/A
Natural Resources and Mines	<i>Vegetation Management and Other Legislation Amendment Act 2004</i>	No	Yes	No	N/A
Premier and Cabinet	<i>Commission for Children and Young People and Child Guardian Amendment Act 2004</i>	No	No - no competition implications.	No	N/A
Premier and Cabinet	<i>Freedom of Information Amendment Act 2004</i>	No	No - minor amendments having no competition implications.	N/A	N/A
Premier and Cabinet	<i>Parliament of Queensland Amendment Act 2004</i>	No	Yes	No	N/A
Premier and Cabinet	<i>Statute Law (Miscellaneous Provisions) Act 2004</i>	No	Yes	No	N/A
Premier and Cabinet	<i>Terrorism (Community Safety) Amendment Act 2004</i>	No	yes	No	N/A

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Primary Industries and Fisheries	<i>Plant Protection Amendment Act 2004</i>	No	Yes	Yes, See Note 1 below for further details.	No, the urgent time constraints surrounding this legislative exercise did not permit the making of a RIS or PBT (in any event, a RIS is not required in Queensland in respect of amendments to primary or principal legislation, as distinct from the making of subordinate legislation where a RIS may be required. It is intended to review the entire Plant Protection Act 1989 once new Biosecurity (Animal Health) legislation is enacted in Qld (proposed to be within the next 12 months) with a view to developing a new Biosecurity (Plant Health) Act, at which time NCP issues will be fully addressed, including the conduct of a PBT.
Primary Industries and Fisheries	<i>Primary Industries and Fisheries Legislation Amendment Act 2004</i>	No for the majority of the provisions in the Act, but two provisions were NCP-related, only one of which (dealing with the repeal of an entire Act) flowed from a previous NCP review.	Yes	No, but the Act specifically provided for the removal of a NCP restriction from the Fisheries Act (relating to the need for an administrative approval for quota transfers) and for the repeal (in total) of the Sawmills Licensing Act (SML Act)	No, the repeal of the SML Act implemented a recommendation from a previous NCP review (which included a PBT). The NCP-related amendment to the Fisheries Act did not require a PBT as the decision had been taken by the Government to remove the requirement for an administrative approval for quota transfers as it was seen as no longer necessary for efficient fisheries management.
Primary Industries and Fisheries	<i>Primary Industries Bodies Reform Amendment Act 2004</i>	No	Yes	No	N/A
Primary Industries and Fisheries	<i>Rural Adjustment Authority Amendment Act 2004</i>	No	Yes	No	N/A
Primary Industries and Fisheries	<i>Sugar Industry Reform Act 2004</i>	No	Yes	No	N/A. The Act removed certain restrictions from the Sugar Industry Act 1999, namely to free-up the process of growing sugar cane and the supply arrangements from growers to millers as part of a reform package agreed by State and Federal Governments and the sugar industry following reports by two independent consultants, one reporting to the Federal Gov't (Mr Clive Hildebrand) and the other reporting to

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					the Qld Gov't (Centre for Independent Economics/CIE).
Public Works	<i>Duties Amendment Act 2004</i>	No.	No - duty 2004 election initiatives - no competition issues have arisen.	N/A	N/A
Queensland Health	<i>Tobacco and Other Smoking Products Amendment Act 2004</i>	No	Yes	No	N/A
State Development and Innovation	<i>Biodiscovery Act 2004</i>	No	The Biodiscovery Act 2004 was examined for potential restrictions on competition. A Public Benefit Test/Regulatory Impact Statement was prepared in accordance with the National Competition Policy principles, in consultation with Queensland Treasury and formed part of the Authority to Introduce the Biodiscovery Bill.	The conclusion of that process was that: "the change to the regulatory burden is considered to have minimal impact compared with the status quo. Implementing a streamlined regime will reduce the burden facing industry whilst increasing the areas to which they may apply for access. Further, the imposition of Benefit Sharing Agreements will ensure all Queenslanders derive a benefit from the State's rich biodiversity and ensure compliance with Australia's international obligations. Therefore it is considered that net benefits (financial and otherwise as stipulated above) and the prestige associated with Queensland being the first Australian jurisdiction to implement a legislative framework to meet Australia's commitments under the Convention of Biological Diversity justify the introduction of the Biodiscovery Bill."	As quoted above, potential restrictions on competition were found to be in the public interest.
Tourism, Fair Trading and Wine Industry Development	<i>Liquor Amendment Act 2004</i>	No	Yes	No	N/A
Tourism, Fair Trading and Wine Industry Development	<i>Partnership and Other Acts Amendment Act 2004</i>	No	Yes	No	N/A
Tourism, Fair Trading and Wine Industry Development	<i>Residential Services and Other Legislation Amendment Act 2004</i>	No	Yes	No	N/A
Transport and Main Roads	<i>Transport and Other Legislation Amendment Act (No. 2) 2004</i>				

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Transport and Main Roads	<i>Transport and Other Legislation Amendment Act (No. 2) 2004 - Part 1A - Amend Tow Truck Act</i>	No.	No. The amendments simply clarified the test to be applied when determining whether a person is an appropriate person to hold and continue to hold a tow truck licence or certificate and inserted new grounds on which disciplinary action could be taken against existing licence/certificate holders		
Transport and Main Roads	<i>Transport and Other Legislation Amendment Act (No. 2) 2004 - Part 2 - Amend Transport Infrastructure Act</i>	No.	No. Procedural change - Sections 70 and 71 refer to an amendment to require the Registrar of Titles to note on leasehold titles where land was being compulsorily acquired by QT or MR		
Transport and Main Roads	<i>Transport and Other Legislation Amendment Act (No. 2) 2004 - Part 2A - Amend Transport Operations (Marine Safety) Act</i>	No.	No. Amendments reflected Crown Law wording changes request.		
Transport and Main Roads	<i>Transport and Other Legislation Amendment Act (No. 2) 2004 - Part 3 - Amend Transport Operations (Passenger Transport) Act</i>	No	Yes	No	
Transport and Main Roads	<i>Transport and Other Legislation Amendment Act (No. 2) 2004 - Part 4 - Amend Transport Operations (Road Use Management) Act</i>	No.	No. Amendments (i) inserted new grounds for amending, suspending or cancelling an 'approval' issued by Queensland Transport; and (ii) expanded the power of transport inspectors to stop and inspect vehicles to include inspections under the <i>Explosives Act 1999</i> .		
Transport and Main Roads	<i>Transport and Other Legislation Amendment Act (No. 2) 2004 - Part 5 - Amend Transport Planning and Coordination Act</i>	No.	No. The amendments allow for the introduction of a self-assessable code for local government road works to ensure consistency and certainty about road requirements for the provision of public passenger transport.		

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Transport and Main Roads	<i>Transport and Other Legislation Amendment Act (No. 2) 2004 - Part 6 - Amend Integrated Planning Act 1997</i>	No.	No. The primary purpose of this Part was to integrate QT's transport planning approval mechanisms which currently sit in section 145 <i>Transport Operations (Passenger Transport) Act</i> and section 258 <i>Transport Infrastructure Act</i> into the IDAS (Integrated Development Assessment System) framework under IPA ( <i>Integrated Planning Act 1997</i> ). The amendments do not introduce market entry restrictions or limit development competition. The amendments are consistent with the processes set out in the IPA and are consistent with current legislation and process. The planning approval process are also consistent with the intention of the existing transport legislation. Accordingly, neither a public benefit test or a RIS was undertaken.		
Transport and Main Roads	<i>Transport and Other Legislation Amendment Act 2004</i>				
Transport and Main Roads	<i>Transport and Other Legislation Amendment Act 2004 - Part 2 - Amend Transport Infrastructure Act</i>	No.	No. Procedural change - Section 260 made QR liable for certain works on existing railways . This applied even if QR had surrendered the lease to that railway. Section 260A provides for a transfer of these obligations where QR has surrendered the lease and the railway has been subleased to another railway manager.  Section 239A provides a process to cover where leasehold land has been compulsory acquired to construct a railway, then QT is deemed to represent the state rather than DRNM , until the railway line is built and land registration is corrected.		
Transport and Main Roads	<i>Transport and Other Legislation Amendment Act 2004 - Part 3 - Amend Transport Operations (Marine Safety) Act</i>	No.	No. Amendment concerned clarification of the need to not gazette speed limits.		
Transport and Main Roads	<i>Transport and Other Legislation Amendment Act 2004 - Part 4 - Amend Transport Operations (Passenger Transport) Act</i>	No	Yes.	No	

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Transport and Main Roads	<i>Transport and Other Legislation Amendment Act 2004 - Part 5 - Amend Transport Operations (Road Use Management) Act</i>	No.	No. Amendments deal with procedural matters re amending, suspending or cancelling 'approvals' issued by QT, local laws regarding traffic matters and the giving of false/misleading statements to QT officials.		
Transport and Main Roads	<i>Transport and Other Legislation Amendment Act 2004 - Part 6 - Amend Transport Planning and Coordination Act</i>	No.	No. Procedural change - The TP&C Act was amended to require the Registrar of Titles to note on the leasehold titles where the land or part of the land was being compulsory acquired by QT and DMR .		
Transport and Main Roads	<i>Transport and Other Legislation Amendment Act 2004 - Part 7 - Amend Land Act 1994 - Part 8 - Amend Land Title Act 1994</i>	No.	No. Procedural change. The Land Act 1994 and the Land Title Act 1994 were amended by DRNM to allow volumetric subdivision of leasehold land based upon similar divisions for freehold land in the Land Titles Act 1994. In addition the provisions allowed Building Management Statements to be registered between leasehold transport corridor land and freehold land.		
Transport and Main Roads	<i>Transport Infrastructure Amendment Act 2004</i>				
Transport and Main Roads	<i>Transport Infrastructure Amendment Act 2004 - Part 2 - Amend Transport Infrastructure Act</i>	No.	No. Amendments dealt with the investigation of rail incidents and the handling of information collected during investigations.		
Transport and Main Roads	<i>Transport Infrastructure Amendment Act 2004 - Part 3 - Amend Coroners Act 2003</i>	No.	No. Amendments dealt with the handling of information collected during rail investigations and provided to the Coroner.		
Transport and Main Roads	<i>Transport Infrastructure Amendment Act 2004 - Part 4 - Amend FOI Act 1992</i>	No.	No. Amendments dealt with access to information collected during rail investigations.		
Treasury	<i>Appropriation (Parliament) (Supplementary 2003-4) Act 2005</i>	No. Deals with appropriation of funds.	Yes	No	N/A
Treasury	<i>Appropriation (Parliament) Act 2004</i>	No. Deals with appropriation of funds.	Yes	No	N/A
Treasury	<i>Appropriation (Supplementary 2003-4) Act 2005</i>	No. Deals with appropriation of funds.	Yes	No	N/A

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Treasury	<i>Appropriation Act 2004</i>	No. Deals with appropriation of funds.	Yes	No	N/A
Treasury	<i>Community Ambulance Cover Amendment Act 2004</i>	No	No - amendments giving legislative support to CAC levy exemptions already provided under administrative arrangement.	N/A	N/A
Treasury	<i>Duties Amendment Act (No. 2) 2004</i>	No.	No - 2004-05 budget duty amendments - no competition issues raised.	N/A	N/A
Treasury	<i>Gambling Legislation Amendment Act 2004</i>	No.	No - 2004-05 budget duty amendments - no competition issues raised.	N/A	N/A
Treasury	<i>Pay-roll Tax Administration Amendment Act 2004</i>	No.	No - administrative amendments only rather than changes to liability rules. No competition issues raised.	N/A	N/A
Treasury	<i>Revenue Legislation Amendment Act 2004</i>	No	No. General legislative maintenance amendment Bill - no competition issues raised.	N/A	N/A
Treasury	<i>Superannuation Legislation Amendment Act 2004</i>	No	Not specifically, however the subject matter of the Act does not restrict competition. The Act amended existing legislation to close the Parliamentary Scheme to new members and provided for new MLAs to become members of QSuper, reduced the rate of surcharge (in line with Commonwealth amendments), made a number of miscellaneous amendments and incorporates amendments made to the Family Law Act 1975 (Commonwealth) into the Governors (Salary and Pensions) Act 2003 and the Judges (Pension and Long Leave) Act 1957.	N/A	N/A
Treasury	<i>TAB Queensland Limited Privatisation Legislation Amendment Act 2004</i>	No	Yes	N/A	N/A

**Notes:**

**Note 1:** A citrus canker disease outbreak at Emerald in mid 2004 required a strong and immediate response from the Department of Primary Industries and Fisheries (DPI&F) to eradicate the disease and prevent its spread. The potential losses to the Queensland and Australian citrus industry are enormous if the disease is not contained.

Initially, DPI&F utilised existing powers under the *Plant Protection Act 1989* (PP Act) to control this disease. The exercise of those powers was the subject of attempted challenge in the Supreme Court of Queensland. The Government's legal advice was that the PP Act should be amended to clarify the extent of powers that can be exercised under the quarantine power of the PP Act.

Given that the eradication of canker may take up to two years, it was considered that the PP Act needed to be urgently amended to clarify and widen the powers available to DPI&F to address some areas in which it lacked the necessary specificity and was considered inadequate for the requirements of modern-day disease control.

Consequently, amending legislation (which was duly enacted as the *Plant Protection Amendment Act 2004*) was developed at short notice and as a very high priority to amend the PP Act in a number of areas. This amending Act:

- (i) Removed the ability of owners of diseased properties to seek injunctions to prevent eradication. That is, to remove the court's power to grant an order of any kind relating to actions specified by the Minister that are taken by the Minister, the chief executive or an inspector that would stop any of them from taking actions critical to the control or eradication of the infestation in relation to an outbreak or suspected outbreak of a prescribed serious exotic pest or disease during a quarantine. The urgent actions covered by the provisions will be things such as:
  - the destruction of infested plants and a buffer zone of plants when there is no treatment available for control or eradication of the pest or disease;
  - the imposition of quarantine restrictions on movement of host materials in order to prevent spread of the pest or disease;
  - surveillance to scope the extent of the pest or disease infestation in order to plan the required response.
- (ii) Enabled clear powers of entry, surveillance, inspection and production of records to enable trace-forward and trace-back of records during a quarantine that relate to movement of plants from or to an infected premises. This will include obligations on businesses to keep records of movements of plants and fruit to facilitate tracing of pests and diseases. It will also include the capacity of inspectors to require people to provide assistance, information and documents in making investigations under the Act.
- (iii) Clarified relevant powers of destruction under the PP Act.
- (iv) Clarified that the section of the Act regarding reconsideration of administrative decisions does not apply to decisions made by the Minister, the chief executive or an inspector made under a quarantine response to an incursion of one of the specified serious exotic pests or diseases mentioned in sub-paragraph (i) above.
- (v) Provided a power for the chief executive to delegate his power to appoint inspectors or authorised persons under the PP Act.
- (vi) Clarified the chief executive's power to declare restricted or affected areas within a quarantine area.
- (vii) Clarified the capacity for inspectors to issue approvals to facilitate compliance with or exemptions from quarantine obligations.
- (viii) Clarified that the State can carry out any necessary treatment or destruction within a quarantine area in the first instance.
- (ix) Increased certain penalties under the Act to reflect the gravity of the implications of non-compliance with control and eradication measures commensurate with those for equivalent quarantine offences relating to animal diseases such as foot and mouth disease.
- (x) Required executive officers of companies to ensure corporations comply with the Act.
- (xi) Extended the time period for prosecutions under the Act from the current limit of twelve months from the date of the offence.
- (xii) Enabled information to be obtained by an inspector when the inspector is satisfied that a notifiable pest is infesting the land or crop.

The increased powers, that exempt injunctions and legal action to prevent emergency response activities, are analogous to those for combating animal diseases like foot and mouth, that already exist in the comparable Queensland legislation dealing with animal pest and disease control episodes, namely the *Exotic Diseases in Animals Act 1981*.

In summary, in view of the immediate threat posed by the Emerald citrus canker episode, the amending Act was essential to ensure the effective prevention, control and eradication of canker and other serious plant pests, and to facilitate area freedom accreditation to justify the removal of movement restrictions and the reinstatement of unrestricted market access for host plants and fruit.

## Queensland 2004-05: New Subordinate Legislation and Amendments to Existing Subordinate Legislation

Department	Legislation Title: Subordinate Legislation	Empowering Act	Q1: As per above	Q2: As per above	Q3: As per above	Q4: As per above
ATSIP	<i>Community Services (Aborigines) Amendment Regulation (No. 1) 2004</i>		No	No. Reg concerned appointment of a financial controller to a council.	N/A	N/A
ATSIP	<i>Community Services (Aborigines) Amendment Regulation (No. 2) 2004</i>		No	No. Reg concerned appointment of a financial controller to a council.	N/A	N/A
ATSIP	<i>Community Services (Aborigines) Amendment Regulation (No. 3) 2004</i>		No	No. Reg concerned appointment of a financial controller to a council.	N/A	N/A
ATSIP	<i>Community Services (Aborigines) Amendment Regulation (No. 4) 2004</i>		No	No. Reg concerned home brew laws with no restriction on competition.	N/A	N/A
ATSIP	<i>Community Services Legislation Amendment and Repeal Regulation (No.1) 2004</i>		No	No. The amendment regulation was simply a clean up following repeal of a number of provisions of the primary Act.	N/A	N/A
Child Safety	<i>Adoption of Children Amendment Regulation (No. 1) 2004</i>		No	Yes	No	N/A
Communities	<i>Standard Building Amendment Regulation (No. 3) 2004</i>	<i>Building Act 1975</i>	No	The Business Regulation Reform Unit was consulted and did not consider that a regulatory impact statement was warranted given the proposed amendment did not impose any appreciable costs on the community.	N/A	N/A
Education and the Arts	<i>Education (General Provisions) Amendment Regulation (No. 1) 2004</i>		No	An amendment to include the Aboriginal and Islander Independent Community School in schedule 2A of the Regulation to allow the school to participate in the preparatory trial year of schooling in 2004.	N/A	N/A
Education and the Arts	<i>Education (General Provisions) Amendment Regulation (No. 2) 2004</i>		No	This amendment increased fees, subsidies and allowances already prescribed in the Regulation in line with CPI movement.	N?A	N/A
Education and the Arts	<i>Education (General Provisions) Amendment Regulation (No. 3) 2004</i>		No	This amendment corrected a minor technical error with respect to the preparatory year.	N/A	N/A
Education and the Arts	<i>Education (Overseas Students) Amendment Regulation (No. 1) 2004</i>		No	This amendment increased fees prescribed under the regulation in line with CPI movement.	N/A	N/A
Education and the Arts	<i>Education (Queensland Studies Authority) Amendment Regulation (No. 1) 2004</i>		No	This amendment increased fees prescribed under the regulation in line with CPI movement.	N/A	N/A

Department	Legislation Title: Subordinate Legislation	Empowering Act	Q1: As per above	Q2: As per above	Q3: As per above	Q4: As per above
Education and the Arts	<i>Education (Teacher Registration) Amendment By-law (No. 1) 2004</i>		No	This amendment was a consequential amendment as a result of a change in the definition of a term in another act.	N/A	N/A
Education and the Arts	<i>Education (Teacher Registration) Amendment By-law (No. 2) 2004</i>		No	This amendment increased fees for criminal history searches. The increase added on the fee passed on to departments by the Department of Police. Other prescribed fees were increased in line with CPI movement.	N/A	N/A
Education and the Arts	<i>Education Legislation Amendment Regulation (No. 1) 2004</i>		No	This amendment put in place a requirement for non-State schools to have in place written processes that comply with section 1B of the <i>Education (General Provisions) Act 1989</i> for the reporting of sexual abuse or suspected sexual abuse, and to provide the particulars that must be included in reports about sexual abuse or suspected sexual abuse of students.	N/A	N/A
Education and the Arts	<i>Grammar Schools Amendment Regulation (No. 1) 2004</i>		No	The amendment changed the name of Ipswich Girls Grammar School.	N/A	N/A
Education and the Arts	<i>Grammar Schools Regulation 2004</i>		No	The purpose of this legislation was the enactment of a new regulation for the purpose of bringing the regulation in line with current drafting practice and to implement changes resulting from amendments to the primary act. NCP issues were considered during development of the amendments to the primary act.	N/A	N/A
Education and the Arts	<i>Higher Education (General Provisions) Amendment Regulation (No. 1) 2004</i>		No	This amendment corrected a typographical error in the Regulation.	N/A	N/A
Education and the Arts	<i>Higher Education (General Provisions) Regulation 2004</i>		No	The purpose of this legislation was the enactment of a new regulation to support the newly enacted <i>Higher Education (General Provisions) Act 2003</i> . NCP issues were considered during development of the primary act.	N/A	N/A
Emergency Services	<i>Ambulance Service Amendment Regulation (No. 1) 2004</i>	<i>Ambulance Service Act 1991</i>	No	No formal examination of potential restrictions on	N/A	

Department	Legislation Title: Subordinate Legislation	Empowering Act	Q1: As per above	Q2: As per above	Q3: As per above	Q4: As per above
				competition occurred as it was obvious due to the nature of the regulation that competition would not be restricted. The regulation amended an existing regulation to change the level of certain fees and charges. The fees and charges regime was already in existence and was not created by the regulation. The regulation increased fees and charges to reflect changes in CPI.		
Emergency Services	<i>Fire Legislation Amendment Regulation (No. 1) 2004</i>	<i>Fire and Rescue Service Act 1990</i>	No	No formal examination of potential restrictions on competition occurred as it was obvious due to the nature of the regulation that competition would not be restricted. The regulation amended an existing regulation to change the level of certain fees and charges. The fees and charges regime was already in existence and was not created by the regulation. The regulation increased fees and charges to reflect changes in CPI.	N/A	
Employment and Training	<i>Vocational Education, Training and Employment Amendment Regulation (No. 1) 2004</i>		No	No, amendments were standard CPI increases	N/A	N/A
Energy	<i>Electricity Amendment Regulation (No. 1) 2004</i>		Retailer of Last Resort (ROLR) Amendments - NO	ROLR Amendments - YES	ROLR Amendments - No restrictions identified	ROLR Amendments - N/A
Energy	<i>Electricity Amendment Regulation (No. 1) 2004</i>		Tranche 4a Contestability - NO	Tranche 4a Contestability - Yes	Tranche 4a Contestability - NO	Tranche 4a Contestability - N/A
Energy	<i>Electricity Amendment Regulation (No. 2) 2004</i>		No	Yes	No	N/A
Energy	<i>Electricity Amendment Regulation (No. 3) 2004</i>		No	The principle legislation was examined. The Regulations were extremely minor.	No	The Director-General of the DOE approved a decision not to conduct an RIS for the Amendment Regulation following advice from the Business Regulation Review Unit (BRRU) and on the basis that the Amendment Regulation is not considered likely to impose an appreciable cost on the entities impacted.

Department	Legislation Title: Subordinate Legislation	Empowering Act	Q1: As per above	Q2: As per above	Q3: As per above	Q4: As per above
Energy	<i>Electricity Amendment Regulation (No. 4) 2004</i>		No	Regulation simply approved new Electricity Industry Code - Issues considered in Electricity Amendment Act (No.2) 2004 which inserted head of power to make Code.	No	N/A
Energy	<i>Gladstone Power Station Agreement Regulation 2004</i>		no	yes	No	N/A
Environmental Protection Agency	<i>Environmental Legislation Amendment Regulation (No. 1) 2004</i>		No	Yes	No	No
Environmental Protection Agency	<i>Environmental Protection Amendment Regulation (No. 1) 2004</i>		No	Yes	No	No
Environmental Protection Agency	<i>Environmental Protection and Other Legislation Amendment Regulation (No. 1) 2004</i>		No	Yes	No	No
Environmental Protection Agency	<i>Environmental Protection Legislation Amendment Regulation (No. 1) 2004</i>		No	Yes	No	No
Environmental Protection Agency	<i>Environmental Protection Policies Amendment Policy (No. 1) 2004</i>		No	Yes	No	No
Environmental Protection Agency	<i>Forestry (State Forests) Amendment Regulation (No. 1) 2004</i>	Nature Conservation Act 1992	No	Yes	No	N/A
Environmental Protection Agency	<i>Forestry and Nature Conservation Legislation Amendment Regulation (No. 1) 2004</i>	Nature Conservation Act 1992	No	Yes	No	N/A
Environmental Protection Agency	<i>Forestry and Nature Conservation Legislation Amendment Regulation (No. 2) 2004</i>	Nature Conservation Act 1992	No	Yes	No	N/A
Environmental Protection Agency	<i>Forestry and Nature Conservation Legislation Amendment Regulation (No. 3) 2004</i>	Nature Conservation Act 1992	No	Yes	No	N/A
Environmental Protection Agency	<i>Marine Parks (Great Barrier Reef Coast) Zoning Plan 2004</i>		No	Yes	No	N/A
Environmental Protection Agency	<i>Marine Parks and Other Legislation Amendment and Repeal Regulation (No. 1) 2004</i>		No	Yes	No	n/A
Environmental Protection Agency	<i>Nature Conservation (Duck and Quail Harvest Period) Notice 2004</i>	Nature Conservation Act 1992	No	Yes	No	N/A
Environmental Protection Agency	<i>Nature Conservation (Macropod Harvest Period) Notice 2004</i>	Nature Conservation Act 1992	No	Yes	No	N/A

Department	Legislation Title: Subordinate Legislation	Empowering Act	Q1: As per above	Q2: As per above	Q3: As per above	Q4: As per above
Environmental Protection Agency	<i>Nature Conservation (Protected Areas) Amendment Regulation (No. 1) 2004</i>	Nature Conservation Act 1992	No	Yes	No	N/A
Environmental Protection Agency	<i>Nature Conservation (Protected Areas) Amendment Regulation (No. 2) 2004</i>	Nature Conservation Act 1992	No	Yes	No	N/A
Environmental Protection Agency	<i>Nature Conservation (Protected Areas) Amendment Regulation (No. 3) 2004</i>	Nature Conservation Act 1992	No	Yes	No	N/A
Environmental Protection Agency	<i>Nature Conservation (Protected Areas) Amendment Regulation (No. 4) 2004</i>	Nature Conservation Act 1992	No	Yes	No	N/A
Environmental Protection Agency	<i>Nature Conservation (Protected Plants Harvest Period) Notice 2004</i>	Nature Conservation Act 1992	No	Yes	No	N/A
Environmental Protection Agency	<i>Nature Conservation (Wildlife) Amendment Regulation (No. 1) 2004</i>	Nature Conservation Act 1992	No	Yes	Potentially yes, see attached	RIS prepared, restrictions found to be in public interest.
Environmental Protection Agency	<i>Nature Conservation Amendment Regulation (No. 1) 2004</i>	Nature Conservation Act 1992	No	Yes	No	N/A
Environmental Protection Agency	<i>Nature Conservation Legislation Amendment Regulation (No. 1) 2004</i>	Nature Conservation Act 1992	No	Yes	No	N/A
Environmental Protection Agency	<i>Queensland Heritage Amendment Regulation (No. 1) 2004</i>		No	Yes	No	N/A
Health	<i>Dental Practitioners Registration Amendment Regulation (No. 1) 2004</i>		No	No, legislative amendments unrelated to business activities		
Health	<i>Dental Practitioners Registration and Other Legislation Amendment Regulation (No. 1) 2004</i>		Yes			
Health	<i>Health (Drugs and Poisons) Amendment Regulation (No. 1) 2004</i>		No	Yes	No	
Health	<i>Health Legislation Amendment Regulation (No. 1) 2004</i>		No	No, legislative amendments unrelated to business activities		
Health	<i>Health Legislation Amendment Regulation (No. 2) 2004</i>		No	No, legislative amendments unrelated to business activities		
Health	<i>Health Legislation Amendment Regulation (No. 3) 2004</i>		No	No, legislative amendments unrelated to business activities		
Health	<i>Health Legislation Amendment Regulation (No. 4) 2004</i>		No	No, legislative amendments unrelated to business activities		
Health	<i>Health Practitioners (Special Events Exemption) Amendment Regulation (No. 1) 2004</i>		No	No, legislative amendments unrelated to business activities		

<b>Department</b>	<b>Legislation Title: Subordinate Legislation</b>	<b>Empowering Act</b>	<b>Q1: As per above</b>	<b>Q2: As per above</b>	<b>Q3: As per above</b>	<b>Q4: As per above</b>
Health	<i>Health Services Amendment Regulation (No. 1) 2004</i>		No	No, legislative amendments unrelated to business activities		
Health	<i>Health Services Amendment Regulation (No. 2) 2004</i>		No	No, legislative amendments unrelated to business activities		
Health	<i>Private Health Facilities (Standards) Amendment Notice (No. 1) 2004</i>		No	No, legislative amendments unrelated to business activities		
Health	<i>Private Health Facilities Amendment Regulation (No. 1) 2004</i>		No	No, legislative amendments unrelated to business activities		
Health	<i>Public Health (Infection Control for Personal Appearance Services) (Infection Control Guideline) Notice 2004</i>		No	No, legislative amendments unrelated to business activities		
Health	<i>Public Health (Infection Control for Personal Appearance Services) and Another Regulation Amendment Regulation (No. 1) 2004</i>		No	No, legislative amendments unrelated to business activities		
Health	<i>Radiation Safety (Radiation Safety Standards) Amendment Notice (No. 1) 2004</i>		No	No, legislative amendments unrelated to business activities		
Health	<i>Radiation Safety Amendment Regulation (No. 1) 2004</i>		No	No, legislative amendments unrelated to business activities		
Health	<i>Tobacco and Other Smoking Products Amendment Regulation (No. 1) 2004</i>		No	Yes	No	
Health	<i>Transplantation and Anatomy Regulation 2004</i>		No	No. Unrelated to business activities.		
Housing	<i>Building and Construction Industry Payments Amendment Regulation (No. 1) 2004</i>		No	Yes	No	N/A
Housing	<i>Building and Construction Industry Payments Regulation 2004</i>		No	Yes	No	N/A
Housing	<i>Queensland Building Services Authority Amendment Regulation (No. 1) 2004</i>		No	Yes	No	N/A
Housing	<i>Queensland Building Services Authority Amendment Regulation (No. 2) 2004</i>		No	Yes	No	N/A
Housing	<i>Queensland Building Services Authority Amendment Regulation (No. 3) 2004</i>		No	Yes	No	N/A
Housing	<i>Queensland Building Services Authority and Other Legislation Amendment Regulation (No. 1)</i>		No	Yes	No	N/A

Department	Legislation Title: Subordinate Legislation	Empowering Act	Q1: As per above	Q2: As per above	Q3: As per above	Q4: As per above
	2004					
Industrial Relations	<i>Industrial Relations (Tribunals) Amendment Rule (No. 1) 2004</i>		No	These amendments were to bring state legislation into line with federal legislation, changing the maximum amount claimable by applicants in wages recovery actions There were no NCP implications in this.	N/A	N/A
Industrial Relations	<i>Industrial Relations Amendment Regulation (No. 1) 2004</i>		No	These amendments were to bring state legislation into line with federal legislation, changing the maximum amount claimable by applicants in wages recovery actions There were no NCP implications in this.	N/A	N/A
Industrial Relations	<i>Workers' Compensation and Rehabilitation Amendment Regulation (No. 1) 2004</i>		No	Yes	No	n/a
Industrial Relations	<i>Trading (Allowable Hours) Regulation 2004</i>		No. The 2004 Regulation was made to replace the 1994 Regulation which was about to expire under the provisions of the Statutory Instruments Act 1992. The Regulation deals with limitations on inspector powers, prescribed forms used in the Queensland Industrial Relations Commission and the naming of an approved industrial instrument as prescribed in the Trading (Allowable Hours) Act 1990.	The Regulation was considered by DIR not to conflict with NCP principles.	N/A	BRRU were consulted and advised that a RIS was not required.
Industrial Relations	<i>Building and Construction Industry (Portable Long Service Leave) Amendment Regulation (No. 1) 2004</i>	<i>Building and Construction Industry (Portable Long Service Leave) Act 1991</i>	No	No. QLeave is the only provider of portable long service leave benefits in Queensland, and accordingly, there are no other competitors for this service.	N/A	No competition restriction applies, but a RIS containing the public benefit test result was prepared and released for public comment. No adverse industry or public comment was received in relation to the RIS.
Industrial Relations	<i>Building and Construction Industry (Portable Long Service Leave) Amendment Regulation (No. 2) 2004</i>	<i>Building and Construction Industry (Portable Long Service Leave) Act 1991</i>	No	No. QLeave is the only provider of portable long service leave benefits in Queensland, and accordingly, there are no other competitors for this service.	N/A	No RIS required for this amendment, as it was simply corrective and housekeeping in nature.

Department	Legislation Title: Subordinate Legislation	Empowering Act	Q1: As per above	Q2: As per above	Q3: As per above	Q4: As per above
Industrial Relations	<i>Workers' Compensation and Rehabilitation and Other Legislation Amendment Regulation (No. 1) 2004</i>		No	<p>No, as the amendments did not introduce any new regulatory requirements.</p> <p>The amendments were made as part of a review to increase the efficiency, fairness and consistency of the electrical licensing system. The main outcomes of the amendments were to:</p> <ul style="list-style-type: none"> <li>• clarify the meaning of qualified technical person to increase consistency of approach between sections of the Electrical Safety Regulation 2002;</li> <li>• update eligibility requirements to accommodate previous Queensland licence holders and an applicant's medical condition, and to ensure consistency of approach between sub-sections;</li> <li>• align requirements regarding an electrical contractor's qualified business person with existing similar requirements for their qualified technical person; and</li> <li>• reflect community business structure by altering the requirements relating to the evidence of available assets.</li> </ul> <p>The amendments effectively decreased the regulatory burden on electrical contracting businesses, providing greater flexibility and workability for licence holders in meeting eligibility requirements.</p> <p>Other minor amendments were made to update existing requirements and correct references. They did not fundamentally affect the legislations' operation or application.</p>	No	N/A

Department	Legislation Title: Subordinate Legislation	Empowering Act	Q1: As per above	Q2: As per above	Q3: As per above	Q4: As per above
Industrial Relations	<i>Workplace Health and Safety (Advisory Standards) Amendment Notice (No. 1) 2004</i>		No	Yes	No	n/a
Industrial Relations	<i>Workplace Health and Safety (Advisory Standards) Amendment Notice (No. 2) 2004</i>		No	Yes	No	n/a
Industrial Relations	<i>Workplace Health and Safety (Industry Codes of Practice) Amendment Notice (No. 1) 2004</i>		No	Yes	No	n/a
Industrial Relations	<i>Workplace Health and Safety (Industry Codes of Practice) Amendment Notice (No. 2) 2004</i>		No	Yes	No	n/a
Industrial Relations	<i>Workplace Health and Safety (Repeal of Code of Practice) Notice 2004</i>		No	Yes	No	n/a
Industrial Relations	<i>Workplace Health and Safety Amendment Regulation (No. 1) 2004</i>		No	Yes	No	n/a
Industrial Relations	<i>Workplace Health and Safety Amendment Regulation (No. 2) 2004</i>		No	Yes	No	n/a
Industrial Relations	<i>Workplace Health and Safety Amendment Regulation (No. 3) 2004</i>		No	Yes	Yes - The potential restrictions identified were restrictions on the conduct of business, which were a modification on existing legislation (Workplace Health and Safety (Miscellaneous) Regulation 1995). The legislation prescribes minimum workplace amenities (such as toilets, washing facilities and drinking water) which an employer must make available to workers. The legislation had the overall effect of lessening restrictions as compared to the legislation which it replaced.	Yes - A regulatory impact statement (RIS) was prepared and released in April 2001. In January 2003, the Department prepared a RIS based on aligning workplace health and safety legislative requirements for workplace amenities with the Building Code of Australia. The Business Regulation Reform Unit reviewed the RIS and concluded that, having regard to the degree of previous consultation (including the RIS released in 2001), that no further RIS was necessary before amending the legislation. The restrictions which relate to workplace health and safety were found to be in the public interest.
Industrial Relations	<i>Workplace Health and Safety Legislation Amendment Notice (No. 1) 2004</i>		No	Yes	No	n/a
Industrial Relations	<i>Electrical Safety Amendment Regulation (No. 1) 2004</i>		No	Yes	No	N/A
Justice and Attorney-	<i>Civil Liability (Postponement) Regulation 2004</i>		No	Yes	No	N/A

Department	Legislation Title: Subordinate Legislation	Empowering Act	Q1: As per above	Q2: As per above	Q3: As per above	Q4: As per above
General						
Justice and Attorney-General	<i>Civil Liability Amendment Regulation (No. 1) 2004</i>		No	Yes	No	N/A
Justice and Attorney-General	<i>Criminal Law Regulation 2004</i>		The rule relates to procedural issue relating to the admission of lawyers. It is consistent with the Government's decisions on the review, as previously outlined to the NCC.	Yes	No	N/A
Justice and Attorney-General	<i>Criminal Proceeds Confiscation Amendment Regulation (No. 1) 2004</i>		No	Yes	No	N/A
Justice and Attorney-General	<i>Drug Rehabilitation (Court Diversion) Amendment Regulation (No. 1) 2004</i>		No	Yes	No	N/A
Justice and Attorney-General	<i>Guardianship and Administration Tribunal Rule 2004</i>		No	yes	No	N/A
Justice and Attorney-General	<i>Jury Amendment Regulation (No. 1) 2004</i>		No	Yes	No	N/A
Justice and Attorney-General	<i>Justice Legislation (Costs and Fees) Amendment Regulation (No. 1) 2004</i>		No	Yes	No	N/A
Justice and Attorney-General	<i>Justices Amendment Regulation (No. 1) 2004</i>		No	Yes	No	N/A
Justice and Attorney-General	<i>Justices Regulation 2004</i>		No	Yes	No	N/A
Justice and Attorney-General	<i>Legal Profession (Barristers) Rule 2004</i>		Yes. The rule sets out the conduct rules for barristers, including the sole practice rule. It is consistent with the Government's decisions on the review, as previously outlined to the NCC.			
Justice and Attorney-General	<i>Legal Profession (Tribunal and Committee) Rule 2004</i>		Yes. The rule sets out the rules for the procedural rules for disciplinary bodies as part of the new complaints and disciplinary regime for lawyers. It is consistent with the Government's decisions on the review, as previously outlined to the NCC			
Justice and Attorney-General	<i>Legal Profession Amendment Regulation (No. 1) 2004</i>		Yes. The regulation approves an agency for provisions relating to government lawyers. It is consistent with the Government's decisions on the review, as previously outlined to the NCC.			
Justice and Attorney-General	<i>Legal Profession Amendment Regulation (No. 2) 2004</i>		Yes. The regulation provides for transitional matters relating to the new Admissions Board.			

Department	Legislation Title: Subordinate Legislation	Empowering Act	Q1: As per above	Q2: As per above	Q3: As per above	Q4: As per above
			It is consistent with the Government's decisions on the review, as previously outlined to the NCC.			
Justice and Attorney-General	<i>Legal Profession Regulation 2004</i>		Yes. The regulation provides for various matters as a consequence of the Legal Profession Act 2004. It is consistent with the Government's decisions on the review, as previously outlined to the NCC.			
Justice and Attorney-General	<i>State Penalties Enforcement Amendment Regulation (No. 1) 2004</i>		No	Yes	No	N/A
Justice and Attorney-General	<i>State Penalties Enforcement Amendment Regulation (No. 2) 2004</i>		No	Yes	No	N/A
Justice and Attorney-General	<i>State Penalties Enforcement Amendment Regulation (No. 3) 2004</i>		No	Yes	No	N/A
Justice and Attorney-General	<i>State Penalties Enforcement Amendment Regulation (No. 4) 2004</i>		No	Yes	No	N/A
Justice and Attorney-General	<i>State Penalties Enforcement Amendment Regulation (No. 5) 2004</i>		No	Yes	No	N/A
Justice and Attorney-General	<i>State Penalties Enforcement Amendment Regulation (No. 6) 2004</i>		No	Yes	No	N/A
Justice and Attorney-General	<i>State Penalties Enforcement Amendment Regulation (No. 7) 2004</i>		No	Yes	No	N/A
Justice and Attorney-General	<i>State Penalties Enforcement Amendment Regulation (No. 8) 2004</i>		No	Yes	No	N/A
Justice and Attorney-General	<i>Supreme Court (Legal Practitioner Admission) Amendment Rule (No. 1) 2004</i>		Yes. The rule relates to procedural issue relating to the admission of lawyers. It is consistent with the Government's decisions on the review, as previously outlined to the NCC.			
Justice and Attorney-General	<i>Supreme Court (Legal Practitioner Admission) Rules 2004</i>		Yes. The rule relates to procedural issue relating to the admission of lawyers. It is consistent with the Government's decisions on the review, as previously outlined to the NCC.			
Justice and Attorney-General	<i>Uniform Civil Procedure Amendment Rule (No. 1) 2004</i>		No	Yes	No	N/A
Justice and Attorney-General	<i>Uniform Civil Procedure Amendment Rule (No. 2) 2004</i>		No	Yes	No	N/A
Local Government,	<i>City of Brisbane Regulation 2004</i>		No	Yes	No	N/A

Department	Legislation Title: Subordinate Legislation	Empowering Act	Q1: As per above	Q2: As per above	Q3: As per above	Q4: As per above
Planning, Sport and Recreation						
Local Government, Planning, Sport and Recreation	<i>Gold Coast Motor Racing Events Amendment Regulation (No. 1) 2004</i>		No	Yes	No	Crown law advice indicated that no Regulatory Impact Statement would be required in relation to the amendment regulation.
Local Government, Planning, Sport and Recreation	<i>Integrated Planning Amendment Regulation (No. 1) 2004</i>		No	Yes	No	N/A
Local Government, Planning, Sport and Recreation	<i>Integrated Planning Amendment Regulation (No. 2) 2004</i>		No	Yes	No	N/A
Local Government, Planning, Sport and Recreation	<i>Integrated Planning Amendment Regulation (No. 3) 2004</i>		No	Yes	No	N/A
Local Government, Planning, Sport and Recreation	<i>Integrated Planning Amendment Regulation (No. 4) 2004</i>		No	Yes	No	N/A
Local Government, Planning, Sport and Recreation	<i>Local Government (Community Government Areas) Finance Standard 2004</i>		No	Yes	No	N/A
Local Government, Planning, Sport and Recreation	<i>Local Government (Community Government Areas) Regulation 2004</i>		No	Yes	No	N/A
Local Government, Planning, Sport and Recreation	<i>Local Government Amendment Regulation (No. 1) 2004</i>		No	Yes	No	N/A
Local Government, Planning, Sport and Recreation	<i>Local Government Legislation Amendment Regulation (No. 1) 2004</i>		No	Yes	No	N/A
Local Government, Planning, Sport and Recreation	<i>Local Government Legislation Amendment Regulation (No. 2) 2004</i>		No	Yes	No	N/A
Local Government, Planning, Sport and Recreation	<i>Plumbing and Drainage Amendment Regulation (No. 1) 2004</i>	<i>Plumbing and Drainage Act 2002</i>	No	No - The legislative amendments increased the existing Plumbers and Drainers Board licensing fees in line with the Consumer Price Index.	N/A	N/A
Local Government, Planning, Sport	<i>Standard Building Amendment Regulation (No. 1) 2004</i>		No	Yes	No	N/A

Department	Legislation Title: Subordinate Legislation	Empowering Act	Q1: As per above	Q2: As per above	Q3: As per above	Q4: As per above
and Recreation						
Local Government, Planning, Sport and Recreation	<i>Standard Building Amendment Regulation (No. 2) 2004</i>		No	Yes	No	N/A
Natural Resources and Mines	<i>Land Protection (Pest and Stock Route Management) Amendment Regulation (No. 1) 2004</i>		No	Yes	No	N/A
Natural Resources and Mines	<i>Land Protection (Pest and Stock Route Management—Yellow Crazy Ant) Emergency Pest Notice 2004</i>		No	Yes	No	N/A
Natural Resources and Mines	<i>Mineral Resources Amendment Regulation (No. 1) 2004</i>		No	Yes	No	N/A
Natural Resources and Mines	<i>Mineral Resources Amendment Regulation (No. 1) 2005</i>		No	Yes	No	N/A
Natural Resources and Mines	<i>Mineral Resources Amendment Regulation (No. 2) 2004</i>		No	Yes	No	N/A
Natural Resources and Mines	<i>Mineral Resources Amendment Regulation (No. 2) 2005</i>		No	Yes	No	N/A
Natural Resources and Mines	<i>Mining Legislation Amendment Regulation (No. 1) 2004</i>		No	Yes	No	N/A
Natural Resources and Mines	<i>Natural Resources, Mines and Energy Legislation Amendment Regulation (No. 1) 2004</i>		No	Yes	No	N/A
Natural Resources and Mines	<i>Petroleum (Entry Permission - Queensland Gas Company Limited) Notice 2005</i>		No	Yes	No	N/A
Natural Resources and Mines	<i>Petroleum (Entry Permission—Tipperary Oil and Gas (Australia) Pty Ltd) Notice 2004</i>		No	Yes	No	N/A
Natural Resources and Mines	<i>Petroleum (Entry Permission—Various) Notice 2004</i>		No	Yes	No	N/A
Natural Resources and Mines	<i>Petroleum and Gas (Production and Safety) Regulation 2004</i>		No	Yes	No	N/A
Natural Resources and Mines	<i>Petroleum Regulation 2004</i>		No	Yes	No	N/A
Natural Resources and Mines	<i>Survey and Mapping Infrastructure Regulation 2004</i>		No	Yes	No	N/A
Natural Resources and	<i>Surveyors Amendment Regulation (No. 1) 2004</i>		No	Yes	No	N/A

Department	Legislation Title: Subordinate Legislation	Empowering Act	Q1: As per above	Q2: As per above	Q3: As per above	Q4: As per above
Mines						
Natural Resources and Mines	<i>Surveyors Regulation 2004</i>		No	N/A	N/A	N/A
Natural Resources and Mines	<i>Valuers Registration Amendment Regulation (No. 1) 2004</i>		No	Yes	No	N/A
Natural Resources and Mines	<i>Vegetation Management Amendment Regulation (No. 1) 2004</i>		No	Yes	No	N/A
Natural Resources and Mines	<i>Vegetation Management Amendment Regulation (No. 2) 2004</i>		No	Yes	No	N/A
Natural Resources and Mines	<i>Vegetation Management and Other Legislation Amendment Regulation (No. 1) 2004</i>		No	Yes	No	N/A
Natural Resources and Mines	<i>Water Amendment Regulation (No. 1) 2004</i>		No	N/A	N/A	N/A
Natural Resources and Mines	<i>Water Amendment Regulation (No. 1) 2005 COMMENCES 1 April 2005</i>		No	Yes	No	N/A
Natural Resources and Mines	<i>Water Amendment Regulation (No. 2) 2004</i>		No	No	N/A	N/A
Natural Resources and Mines	<i>Water Resource (Condamine and Balonne) Plan 2004</i>		No	No	N/A	N/A
Natural Resources and Mines	<i>Water Resource (Georgina and Diamantina) Plan 2004</i>		No	No	N/A	N/A
Premier and Cabinet	<i>Public Service Amendment Regulation (No. 1) 2004</i>		No	No - minor amendments having no competition implications.	N/A	N/A
Premier and Cabinet	<i>Public Trustee Amendment Regulation (No. 1) 2004</i>		No	Yes	No	N/A
Premier and Cabinet	<i>Public Trustee Amendment Regulation (No. 1) 2004</i>		No	No - minor amendments having no competition implications.	N/A	N/A
Premier and Cabinet	<i>South Bank Corporation By-law 2004</i>		No	Yes	No	N/A
Premier and Cabinet	<i>Statutory Instruments Amendment Regulation (No. 1) 2004</i>	<i>Building Act 1975</i>	No	No-The legislative amendments clarified when it was necessary for a council to issue a building approval for a tent or marquee. The amendments were of an administrative nature and reduced the requirement for council approval of many small to medium tents.	N/A	N/A
Premier and	<i>Statutory Instruments Amendment</i>	<i>Building Act 1975</i>	No	No -The legislation previously	N/A	N/A

Department	Legislation Title: Subordinate Legislation	Empowering Act	Q1: As per above	Q2: As per above	Q3: As per above	Q4: As per above
Cabinet	<i>Regulation (No. 2) 2004</i>			required a council approval for satellite dishes with a diameter greater than 600mm. The legislative amendments provided that satellite dishes only greater than 900mm now require council approval. The amendments are minor and reduce the number of satellite dishes requiring council approval.		
Premier and Cabinet	<i>Statutory Instruments Amendment Regulation (No. 3) 2004</i>	<i>Building Act 1975</i>	No	No - The legislative amendments provide for flexibility in relation to alternative solution applications for the use of enclosed areas as outdoor play areas for child care centres. The amendments expand the ability of developers to access land in inner city and CBD areas that previously could not satisfy the legislative requirements for child care outdoor play facilities.	N/A	N/A
Primary Industries and Fisheries	<i>Animal Care and Protection Amendment Regulation (No. 1) 2004</i>	<i>Animal Care and Protection Act 2001</i>	No	Yes	No	N/a
Primary Industries and Fisheries	<i>Chemical Usage (Agricultural and Veterinary) Control Amendment Regulation (No.1) 2004</i>	<i>Chemical Usage (Agricultural and Veterinary) Control Act 1988</i>	Yes, to both.	Yes	No. Regulation implements consequential changes to the Regulation following from NCP related amendments to the Chemical Usage (Agricultural and Veterinary) Control Act 1988.	No, as there were no new restrictions enacted
Primary Industries and Fisheries	<i>Fisheries (East Coast Trawl) Amendment Management Plan (No. 1) 2003</i>	<i>Fisheries Act 1994</i>	No	Yes	No	An internal Gatekeeper Panel considered these amendments .No PBT was carried out, These provisions removed restrictions and increased access to the resource. As a result of the review and the findings of the NCP Gatekeeper Panel it is considered that the amendments in the legislation satisfy NCP requirements, do not impose greater restrictions than apply at present and are in the public interest.
Primary Industries and Fisheries	<i>Fisheries Amendment Regulation (No.1) 2004</i>	<i>Fisheries Act 1994</i>	No	Yes	In relation to certain fisheries covered by the Regulation, the following restrictions were identified in regard to size and quantity of fish taken; when fish could be taken; reporting requirements; input controls; the form of fish which may be retained; processing fish on boats; and special circumstances relating to the	A RIS and PBT were done on these amendments, in addition DPI&F has established an NCP Gatekeeper Panel, including representatives from Queensland Treasury, to review all Fisheries Legislation to ensure that they are NCP compliant. The Panel, , determined that the

Department	Legislation Title: Subordinate Legislation	Empowering Act	Q1: As per above	Q2: As per above	Q3: As per above	Q4: As per above
					issuing of authorities.	restrictions on size and quantity of fish taken; when fish could be taken; the form of fish which may be retained; input controls and reporting requirements were justified and necessary to meet the objects of the Act. The gatekeeper Panel identified that in future special circumstances should be dealt with by policy and not law. The requirement for a filleting permit was considered un-necessarily restrictive. However, these permits were provided for to enable a smooth transition for fishers into the new management plan and to enable a number of fishers to be able to continue fishing whilst they restructured their businesses. The Permits are not to be reissued. On this basis they were seen to be justified. As a result of the PBT analysis and review and the findings of the NCP Gatekeeper Panel confirmed that the amendments were in the public interest
Primary Industries and Fisheries	Fisheries Amendment Regulation (No.1) 2005	Fisheries Act 1994	No	Yes	Amendments included the declaration of 3 new fish habitat areas and amendments to the boundaries of an existing fish habitat area. The effect of declaration is the imposition of a management layer over the areas in question. Any subsequent development or work within the area subsequently requires the approval of the chief executive. The balance of the amendments was to correct redundancies and errors in the Legislation identified by Parliamentary Counsel. These amendments did not have any restriction on competition.	No The requirement for a Regulatory Impact Statement was waived on the basis of an extensive consultation process over 2-3 years prior to enacting the legislation. Consultation involved three separate rounds of general public consultation and additional direct consultation with affected stakeholders. It was considered that a separate PBT process was not necessary. The wide spread endorsement of and support for the proposed Fish Habitat Areas was taken as an appropriate measure that the benefits outweighed the costs. An internal review of the results of consultation was carried out and an internal gatekeeper review was conducted. It was determined that the long term protection afforded to key fish habitats from gazettal of these FHAs and the wider community benefits that result from Fish Habitat Areas management outweighed the costs

Department	Legislation Title: Subordinate Legislation	Empowering Act	Q1: As per above	Q2: As per above	Q3: As per above	Q4: As per above
						<p>on individuals. These benefits extend to the protection of fisheries resources and fish habitats to sustain fisheries for future generations. An internal review of the results of consultation was carried out and an internal gatekeeper review was conducted. It was determined that the long term protection afforded to key fish habitats from gazettal of these FHAs and the wider community benefits that result from Fish Habitat Areas management outweighed the costs on individuals. These benefits extend to the protection of fisheries resources and fish habitats to sustain fisheries for future generations. It was considered, therefore, that on balance the amendments were in the public benefit.</p>
Primary Industries and Fisheries	Fisheries and Other Legislation Amendment Regulation (No. 1) 2004	Fisheries Act 1994	No	Yes	<p>The following amendments were tested for compliance with NCP requirements: allocation of access to state owned resources; non-development activities in declared Fish habitat Areas; authorisations of commercial harvesting of juvenile eels and oysters; self-assessable codes; and fee arrangements. Primary purpose of the Reg'n was to incorporate various fisheries approves into the Integrated Development Approval System (IDAS) under the Integrated Planning Act.</p>	<p>A RIS and PBT were done on these amendments, in addition DPI&amp;F has established an NCP Gatekeeper Panel, including representatives from Queensland Treasury, to review all Fisheries Legislation to ensure that they are NCP compliant. The Panel, determined that the majority of amendments were deletions or alterations to the existing law to ensure compliance with other statutes. The proposed amendments will result in significant cost-savings and efficiencies for business by streamlining administration across government and allowing fisheries approvals to be assessed simultaneously with other development approvals; The least restrictive mechanism possible has been used in each instance, and, importantly, the amendments did not represent a barrier to entry into the industry and were NCP compliant. As a result of the PBT analysis and review and the findings of the NCP Gatekeeper Panel it is considered that the amendments in the legislation satisfy NCP requirements, do not impose greater</p>

Department	Legislation Title: Subordinate Legislation	Empowering Act	Q1: As per above	Q2: As per above	Q3: As per above	Q4: As per above
						restrictions than apply at present and are in the public interest.
Primary Industries and Fisheries	<i>Fisheries Management Plans Amendment Management Plan (No.1) 2005</i>	<i>Fisheries Act 1994</i>	No	Yes	No, these amendments were to correct various drafting errors identified by Parliamentary Counsel and to remove various redundant provisions.	N/A
Primary Industries and Fisheries	<i>Fisheries Management Plans Amendment Management Plan 2004</i>	<i>Fisheries Act 1994</i>	No	Yes	In relation to certain fisheries covered by the Regulation, the following restrictions were identified in regard to size and quantity of fish taken; when fish could be taken; reporting requirements; input controls; the form of fish which may be retained; processing fish on boats; and special circumstances relating to the issuing of authorities.	A complementary measure to the Fisheries Amendment Regulation (No.1) 2004 [see earlier entry]. A RIS and PBT were done on these amendments, in addition DPI&F has established an NCP Gatekeeper Panel, including representatives from Queensland Treasury, to review all Fisheries Legislation to ensure that they are NCP compliant. The Panel, , determined that restrictions on size and quantity of fish taken; when fish could be taken; the form of fish which may be retained; input controls and reporting requirements were justified and necessary to meet the objects of the Act. The gatekeeper Panel identified that in future special circumstances should be dealt with by policy and not law. The requirement for a filleting permit was considered un-necessarily restrictive. However, these permits were provided for to enable a smooth transition for fishers into the new management plan and to enable a number of fishers to be able to continue fishing whilst they restructured their businesses. The Permits are not to be reissued. On this basis they were seen to be justified. As a result of the PBT analysis and review and the findings of the NCP Gatekeeper Panel confirmed that the amendments were in the public interest.
Primary Industries and Fisheries	<i>Food Production (Safety) Amendment Regulation (No.1) 2004</i>	<i>Food Production (Safety) Act 2001</i>	No	Yes	This regulation enacted an Egg Food Safety Scheme (FSS) as requested by the egg industry, and required all commercial egg producers and egg processing plants to be accredited with Safe Food Production Qld (SFPQ) and to comply with food safety programs, which are audited by SFPQ. The enactment of a FSS for eggs and egg products was consistent	Yes, public consultation undertaken via the release of a RIS/PBT followed by public meetings in all egg producing areas. The RIS demonstrated that the benefits from the proposed FSS exceeded the costs, and that there is a net public benefit from a egg and egg products FSS. There was unanimous support

Department	Legislation Title: Subordinate Legislation	Empowering Act	Q1: As per above	Q2: As per above	Q3: As per above	Q4: As per above
					with the Inter Governmental Agreement on Food Regulation. It is anticipated that a similar FSS arrangements will be enacted in the other States. Mutual recognition principles ensure that eggs and egg products that comply with the food safety standards of one State are not burdened when entering another State for sale therein.	form these meetings, and from the producer representative body for the making of the FSS effective from 1 July 2005.
Primary Industries and Fisheries	<i>Food Production (Safety) Amendment Regulation (No.1) 2004</i>	<i>Food Production (Safety) Act 2001</i>	No	Yes	No	N/a
Primary Industries and Fisheries	<i>Forestry (State Forests) Amendment Regulation (No. 1) 2004 - DPI&amp;F Forestry provisions only</i>	<i>Forestry Act 1959</i>	No	Yes	No – in relation to the Forestry activities administered by DPI&F Forestry.	N/a
Primary Industries and Fisheries	<i>Forestry and Nature Conservation Legislation Amendment Regulation (No. 1) 2004 – DPI&amp;F Forestry provisions only</i>	<i>Forestry Act 1959</i>	No	Yes	No – as above.	N/a
Primary Industries and Fisheries	<i>Forestry and Nature Conservation Legislation Amendment Regulation (No. 2) 2004 – DPI&amp;F Forestry provisions only</i>	<i>Forestry Act 1959</i>	No	Yes	No – as above.	N/a
Primary Industries and Fisheries	<i>Forestry and Nature Conservation Legislation Amendment Regulation (No. 3) 2004 – DPI&amp;F Forestry provisions only</i>	<i>Forestry Act 1959</i>	No	Yes	No- as above.	N/a
Primary Industries and Fisheries	<i>Plant Protection (Approved Sugarcane Varieties) Declaration (No.1) 2004</i>	<i>Plant Protection Act 1989</i>	No	Yes	No	N/a
Primary Industries and Fisheries	<i>Plant Protection (Approved Sugarcane Varieties) Declaration (No.2) 2004</i>	<i>Plant Protection Act 1989</i>	No	Yes	No	N/a
Primary Industries and Fisheries	<i>Plant Protection (Canker) Quarantine Amendment Notice (No.1) 2004</i>	<i>Plant Protection Act 1989</i>	No	Yes	Yes, provides for more effective operation of a quarantine area. Part of the response mechanism in respect to the disease incursions of citrus canker. Refer to following entries re Plant Protection Amdt Regs Nos. 4 & 5.	No, urgent time constraints did not permit the making of a RIS or PBT.
Primary Industries and Fisheries	<i>Plant Protection (Canker) Quarantine Amendment Notice (No.2) 2004</i>	<i>Plant Protection Act 1989</i>	No	Yes	Yes, provides for more effective operation of a quarantine area. Part of the response mechanism in respect to the disease incursions of citrus canker. Refer to following entries re Plant Protection Amdt Regs Nos. 4 & 5.	No, urgent time constraints did not permit the making of a RIS or PBT.
Primary Industries and Fisheries	<i>Plant Protection (Canker) Quarantine Notice 2004</i>	<i>Plant Protection Act 1989</i>	No	Yes	Yes, provides for a quarantine area. Part of the response mechanism in respect to the disease incursions of citrus canker. Refer to following entries re Plant Protection Amdt Regs Nos. 4 & 5	No, urgent time constraints did not permit the making of a RIS or PBT.

Department	Legislation Title: Subordinate Legislation	Empowering Act	Q1: As per above	Q2: As per above	Q3: As per above	Q4: As per above
Primary Industries and Fisheries	<i>Plant Protection (Lettuce Aphid) Notice 2004</i>	<i>Plant Protection Act 1989</i>	No	No	No, declaration of lettuce aphid as a pest for purposes of the Act.	N/a
Primary Industries and Fisheries	<i>Plant Protection (Lettuce Aphid) Notice 2004</i>	<i>Plant Protection Act 1989</i>	No	No	No, declaration of lettuce aphid as a pest for purposes of the Act.	N/a
Primary Industries and Fisheries	<i>Plant Protection (Lettuce Aphid) Quarantine Notice 2004</i>	<i>Plant Protection Act 1989</i>	No	Yes	Yes, provides for a quarantine area. Part of the response mechanism in respect to the pest incursions of lettuce aphid -Refer to earlier entries re Plant Protection Amdt Regs Nos. 2 & 3	No, urgent time constraints did not permit the making of a RIS or PBT.
Primary Industries and Fisheries	<i>Plant Protection (Lettuce Aphid) Quarantine Notice 2004</i>	<i>Plant Protection Act 1989</i>	No	Yes	Yes, provides for a quarantine area. Part of the response mechanism in respect to the pest incursions of lettuce aphid -Refer to earlier entries re Plant Protection Amdt Regs Nos. 2 & 3	No, urgent time constraints did not permit the making of a RIS or PBT.
Primary Industries and Fisheries	<i>Plant Protection Amendment Regulation (No. 1) 2004</i>	<i>Plant Protection Act 1989</i>	No	Yes	Yes, but the practical effect of the Regulation was to enhance trade by allowing imports of potatoes into Qld, subject to an inspector's certificate, that would otherwise have been prohibited from entry if they came from an area in another State where there was a disease outbreak. .	No, urgent time constraints did not permit the making of a RIS or PBT. One immediate effect was to allow imports, subject to certification, from Victoria to keep a Qld potato factory operating
Primary Industries and Fisheries	<i>Plant Protection Amendment Regulation (No. 2) 2004</i>	<i>Plant Protection Act 1989</i>	No	Yes	Yes, Regulation immediately required to underpin emergency response to pest incursions of lettuce aphid.	No, urgent time constraints did not permit the making of a PBT.  Exempted from RIS because of the public interest in regulating to support a timely amendment of the notifiable pest schedule in accordance with section 46 (2) Statutory Instruments Act 1992
Primary Industries and Fisheries	<i>Plant Protection Amendment Regulation (No. 3) 2004</i>	<i>Plant Protection Act 1989</i>	No	Yes	Further subordinate legislation to underpin emergency response to pest incursions of lettuce aphid.	No, urgent time constraints did not permit the making of a PBT.  Exempted from RIS because of the public interest in regulating to support a timely amendment of the notifiable pest schedule in accordance with section 46 (2) Statutory Instruments Act 1992
Primary Industries and Fisheries	<i>Plant Protection Amendment Regulation (No. 4) 2004</i>	<i>Plant Protection Act 1989</i>	No	Yes	Yes, Regulation immediately required to underpin emergency response to exotic disease incursion of citrus canker in the Emerald district.	No, urgent time constraints did not permit the making of a PBT.
Primary Industries and Fisheries	<i>Plant Protection Amendment Regulation (No. 4) 2004</i>	<i>Plant Protection Act 1989</i>	No	Yes	Yes, Regulation immediately required to underpin emergency response to exotic disease incursion of citrus canker in the Emerald district.	No, urgent time constraints did not permit the making of a PBT. Exempted from RIS because of the public interest in regulating to

Department	Legislation Title: Subordinate Legislation	Empowering Act	Q1: As per above	Q2: As per above	Q3: As per above	Q4: As per above
						support a timely amendment of the notifiable disease schedule in accordance with section 46 (2) Statutory Instruments Act 1992
Primary Industries and Fisheries	<i>Plant Protection Amendment Regulation (No. 5) 2004</i>	<i>Plant Protection Act 1989</i>	No	Yes	Further subordinate Legislation to underpin emergency response to disease incursion of citrus canker.	As for previous entry (see above).
Primary Industries and Fisheries	<i>Plant Protection Amendment Regulation (No. 5) 2004</i>	<i>Plant Protection Act 1989</i>	No	Yes	Further subordinate Legislation to underpin emergency response to disease incursion of citrus canker.	As for previous entry (see above).
Primary Industries and Fisheries	<i>Primary Industries and Other Legislation (Postponement) Regulation 2004</i>	<i>Primary Industries and Other Legislation Amendment Act 2003</i>	No	Yes	No	N/a
Primary Industries and Fisheries	<i>Primary Industries Legislation Amendment Regulation (No. 1) 2004</i>	<i>Agricultural Chemicals Distribution Control Act 1966; Apiaries Act 1982, Animal Care and Protection Act 2001, Brands Act 1915; Chemical Usage (Agricultural and Veterinary) Control Act 1988; Stock Act 1915; Veterinary Surgeons Act 1936</i>	No	Yes	No	N/a
Primary Industries and Fisheries	<i>Rural Adjustment Authority Amendment Regulation (No.1) 2004</i>	<i>Rural and Regional Adjustment Act 1994</i>	No	Yes	No	N/a
Primary Industries and Fisheries	<i>Rural Adjustment Authority Amendment Regulation (No.1) 2005</i>	<i>Rural and Regional Adjustment Act 1994</i>	No	Yes	No	N/a
Primary Industries and Fisheries	<i>Rural Adjustment Authority Amendment Regulation (No.2) 2004</i>	<i>Rural and Regional Adjustment Act 1994</i>	No	Yes	No	N/a
Primary Industries and Fisheries	<i>Stock Amendment Regulation (No. 1) 2004</i>	<i>Stock Act 1915</i>	No	Yes	No. Purpose was to prescribe equine infectious anaemia as a notifiable disease to facilitate the Australian Equestrian Team taking their horses to Greece for the Olympics, in compliance with phytosanitary requirements for horses being imported into Greece.	N/a
Primary Industries and Fisheries	<i>Stock Amendment Regulation (No. 2) 2004</i>	<i>Stock Act 1915</i>	No	Yes	No. Purpose of these amendments was to prevent introduction and spread of certain diseases of livestock and to provide regulations to control or eradicate diseases of livestock in Queensland, notably bovine and ovine johnes disease. See note 2 below for further details.	No, Regs exempted from RIS in accordance with sections 46 (1) (b), and 46 (2) of the Statutory instruments Act 1992 which provide exemptions firstly, for any matter that does not operate to the disadvantage of any person by decreasing a person's rights or imposing new liabilities and secondly, for matters that are in the public interest by regulating to support a timely amendment of the notifiable disease schedule. PBT not undertaken because the amendments related to urgent need

Department	Legislation Title: Subordinate Legislation	Empowering Act	Q1: As per above	Q2: As per above	Q3: As per above	Q4: As per above
						for regulatory changes brought about by NSW Agriculture removing inspectors from border crossing places and to regulations to prevent, control or eradicate stock disease incursions
Primary Industries and Fisheries	<i>Sugar Industry Amendment Regulation (No.2) 2004</i>	<i>Sugar Industry Act 1999</i>	No	Yes	No	N/a
Primary Industries and Fisheries	<i>Sugar Industry Amendment Regulation (No1) 2004</i>	<i>Sugar Industry Act 1999</i>	No	Yes	No	N/a
Public Works	<i>Public Records Amendment Regulation (No. 1) 2004</i>		No	Yes	No	N/A
Public Works	<i>Public Records Regulation 2004</i>		No	Yes	No	N/A
Public Works	<i>Public Works Legislation Amendment Regulation (No. 1) 2004</i>		No	Yes	No	N/A
Public Works	<i>Racing Amendment Regulation (No. 1) 2004</i>		No	Yes	No	N/A
Queensland Police Services	<i>Australian Crime Commission (Queensland) Regulation 2004</i>		No	Yes	No	N/A
Queensland Police Services	<i>Child Protection (Offender Reporting) Regulation 2004</i>		No	Yes	No	N/A
Queensland Police Services	<i>Police Powers and Responsibilities (Australian Rugby Union Test— Wallabies v England) Regulation 2004</i>		No	Yes	No	N/A
Queensland Police Services	<i>Police Powers and Responsibilities Amendment Regulation (No. 1) 2004</i>		No	Yes	No	N/A
Queensland Police Services	<i>Police Powers and Responsibilities Amendment Regulation (No. 2) 2004</i>		No	Yes	No	N/A
Queensland Police Services	<i>Police Powers and Responsibilities Amendment Regulation (No. 3) 2004</i>		No	Yes	No	N/A
Queensland Police Services	<i>Police Powers and Responsibilities Amendment Regulation (No. 4) 2004</i>		No	Yes	No	N/A
Queensland Police Services	<i>Police Powers and Responsibilities Amendment Regulation (No. 5) 2004</i>		No	Yes	No	N/A
Queensland Police Services	<i>Police Powers and Responsibilities Amendment Regulation (No. 6) 2004</i>		No	Yes	No	N/A
Queensland Police Services	<i>Police Powers and Responsibilities Amendment Regulation (No. 7) 2004</i>		No	Yes	No	N/A

Department	Legislation Title: Subordinate Legislation	Empowering Act	Q1: As per above	Q2: As per above	Q3: As per above	Q4: As per above
Queensland Police Services	<i>Police Powers and Responsibilities Amendment Regulation (No. 8) 2004</i>		No	Yes	No	N/A
Queensland Police Services	<i>Police Service Administration Amendment Regulation (No. 1) 2004</i>		No	Yes	No	N/A
Queensland Police Services	<i>Police Service Legislation Amendment Regulation (No. 1) 2004</i>		No	Yes	No	N/A
Queensland Police Services	<i>Prostitution Amendment Regulation (No. 1) 2004</i>		No	Yes	No	N/A
Queensland Police Services	<i>Weapons Amendment Regulation (No. 1) 2004</i>		No	Yes	No	N/A
Tourism, Fair Trading and Wine Industry Development	<i>Business Names Amendment Regulation (No. 1) 2004</i>		No	Yes	No	N/A
Tourism, Fair Trading and Wine Industry Development	<i>Commercial and Consumer Tribunal and Other Legislation Amendment Regulation (No. 1) 2004</i>		No	No. This regulation merely comprised the annual increase of CCT fees in line with CPI increase	N/A	N/A
Tourism, Fair Trading and Wine Industry Development	<i>Consumer Credit Amendment Regulation (No. 1) 2004</i>		No	Yes	No	N/A
Tourism, Fair Trading and Wine Industry Development	<i>Consumer Credit Amendment Regulation (No. 2) 2004</i>		No	Yes	No	N/A
Tourism, Fair Trading and Wine Industry Development	<i>Fair Trading (Novelty Dummy) Order 2004</i>		No	Yes	No	N/A
Tourism, Fair Trading and Wine Industry Development	<i>Fair Trading Amendment Regulation (No. 1) 2004</i>		No	Yes	No	N/A
Tourism, Fair Trading and Wine Industry Development	<i>Introduction Agents Amendment Regulation (No. 1) 2004</i>		No	Yes	No	N/A
Tourism, Fair Trading and Wine Industry Development	<i>Land Sales Amendment Regulation (No. 1) 2004</i>		No	Yes	No	N/A
Tourism, Fair Trading and Wine Industry Development	<i>Liquor Amendment Regulation (No. 1) 2004</i>		No	Yes	No	N/A
Tourism, Fair	<i>Liquor Amendment Regulation (No.</i>		No	Yes	No	N/A

Department	Legislation Title: Subordinate Legislation	Empowering Act	Q1: As per above	Q2: As per above	Q3: As per above	Q4: As per above
Trading and Wine Industry Development	2) 2004					
Tourism, Fair Trading and Wine Industry Development	Liquor Amendment Regulation (No. 3) 2004		No	Yes	No	N/A
Tourism, Fair Trading and Wine Industry Development	Motor Vehicles and Boats Securities Amendment Regulation (No. 1) 2004		No	Yes	No	N/A
Tourism, Fair Trading and Wine Industry Development	Partnership Regulation 2004		No	Yes	No	N/A
Tourism, Fair Trading and Wine Industry Development	Property Agents and Motor Dealers Amendment Regulation (No. 1) 2004		No	Yes	No	N/A
Tourism, Fair Trading and Wine Industry Development	Property Agents and Motor Dealers and Other Legislation Amendment Regulation (No. 1) 2004		No	Yes	No	N/A
Tourism, Fair Trading and Wine Industry Development	Residential Services (Accreditation) Amendment Regulation (No. 1) 2004		No	Yes	No	N/A
Tourism, Fair Trading and Wine Industry Development	Second-hand Dealers and Pawnbrokers Regulation 2004		Yes	N/A	N/A	N/A
Tourism, Fair Trading and Wine Industry Development	Security Providers Amendment Regulation (No. 1) 2004		No	Yes	No	No
Tourism, Fair Trading and Wine Industry Development	Tourism, Fair Trading and Wine Industry Development (Fees) Amendment Regulation (No. 1) 2004		No	Yes	No	N/A
Tourism, Fair Trading and Wine Industry Development	Travel Agents Amendment Regulation (No. 1) 2004		No	Yes	No	No
Transport and Main Roads	Marine Parks and Other Legislation Amendment and Repeal Regulation (No. 1) 2004 Note: Only to the extent that it is made under the Transport Operations (Marine Pollution) Act 1995.	Transport Operations (Marine Pollution) Act 1995	No	No. Reg amended designated areas where marine parks regulations apply		
Transport and	Transport and Other Legislation	State Penalties Enforcement Act	No	Yes	No	

Department	Legislation Title: Subordinate Legislation	Empowering Act	Q1: As per above	Q2: As per above	Q3: As per above	Q4: As per above
Main Roads	Amendment Regulation (No. 1) 2004	1999 Transport Operations (Passenger Transport) Act 1994				
Transport and Main Roads	Transport and Other Legislation Amendment Regulation (No. 2) 2004	State Penalties Enforcement Act 1999 Transport Operations (Road Use Management) Act 1995				
Transport and Main Roads	Transport and Other Legislation Amendment Regulation (No. 2) 2004 - State Penalties Enforcement Act 1999		No	No. Reg introduced new penalties relating to trial of L-plates for learner drivers		
Transport and Main Roads	Transport and Other Legislation Amendment Regulation (No. 2) 2004 - Transport Operations (Road Use Management) Act 1995		No	No. Reg introduced trial of L-plates for learner drivers		
Transport and Main Roads	Transport Infrastructure (Ports) Amendment Regulation (No. 1) 2004	Transport Infrastructure Act 1994	No	No. To exclude Woongarra Marine Park & incorporate the pilot boarding area and off shore dredging spoil/areas		
Transport and Main Roads	Transport Legislation Amendment Regulation (No. 1) 2004	Tow Truck Act 1973 Transport Infrastructure Act 1994 Transport Operations (Marine Pollution) Act 1995 Transport Operations (Passenger Transport) Act 1994 Transport Operations (Road Use Management) Act 1995				
Transport and Main Roads	Transport Legislation Amendment Regulation (No. 1) 2004 - Tow Truck Act 1973		No	No. Annual review of fees and charges		
Transport and Main Roads	Transport Legislation Amendment Regulation (No. 1) 2004 - Transport Infrastructure Act 1994		No	No		
Transport and Main Roads	Transport Legislation Amendment Regulation (No. 1) 2004 - Transport Operations (Marine Pollution) Act 1995		No	No. Reg concerned CPI increase of an existing fee.		
Transport and Main Roads	Transport Legislation Amendment Regulation (No. 1) 2004 - Transport Operations (Passenger Transport) Act 1994		No	Yes	No	
Transport and Main Roads	Transport Legislation Amendment Regulation (No. 1) 2004 - Transport Operations (Road Use Management) Act 1995		No	No. Annual review of fees and charges		
Transport and Main Roads	Transport Legislation Amendment Regulation (No. 2) 2004	State Penalties Enforcement Act 1999 Transport Operations (Road Use Management) Act 1995				
Transport and Main Roads	Transport Legislation Amendment Regulation (No. 2) 2004 - State		No	No. Reg involved penalties for traffic-related offences.		

Department	Legislation Title: Subordinate Legislation	Empowering Act	Q1: As per above	Q2: As per above	Q3: As per above	Q4: As per above
	<i>Penalties Enforcement Act 1999</i>					
Transport and Main Roads	<i>Transport Legislation Amendment Regulation (No. 2) 2004 - Transport Operations (Road Use Management) Act 1995</i>		No	No. Reg involved penalties for traffic-related offences.		
Transport and Main Roads	<i>Transport Legislation Amendment Regulation (No. 3) 2004</i>	<i>Transport Operations (Road Use Management) Act 1995</i>	No	No. Reg amended Queensland's road rules to implement nationally agreed changes		
Transport and Main Roads	<i>Transport Legislation Amendment Regulation (No. 4) 2004</i>	<i>State Penalties Enforcement Act 1999</i> <i>Transport Operations (Passenger Transport) Act 1994</i> <i>Transport Operations (Road Use Management) Act 1995</i>				
Transport and Main Roads	<i>Transport Legislation Amendment Regulation (No. 4) 2004 - State Penalties Enforcement Act 1999</i>		No	No. Amendments related to offences for the use of warning lights on school buses.		
Transport and Main Roads	<i>Transport Legislation Amendment Regulation (No. 4) 2004 - Transport Operations (Passenger Transport) Act 1994</i>		No	Yes	No	
Transport and Main Roads	<i>Transport Legislation Amendment Regulation (No. 4) 2004 - Transport Operations (Road Use Management) Act 1995</i>		No	No. Amendments dealt with warning lights on school buses and correct typographical errors.		
Transport and Main Roads	<i>Transport Legislation and Another Regulation Amendment Regulation (No. 1) 2004</i>	<i>State Penalties Enforcement Act 1999</i> <i>Tow Truck Act 1973</i> <i>Transport Infrastructure Act 1994</i> <i>Transport Operations (Road Use Management) Act 1995</i>				
Transport and Main Roads	<i>Transport Legislation and Another Regulation Amendment Regulation (No. 1) 2004 - State Penalties Enforcement Act 1999</i>		No	No. Reg introduced penalties for breach of vehicle noise restrictions.		
Transport and Main Roads	<i>Transport Legislation and Another Regulation Amendment Regulation (No. 1) 2004 - Tow Truck Act 1973</i>		No	No. Reg deleted provisions previously relocated to the Act.		
Transport and Main Roads	<i>Transport Legislation and Another Regulation Amendment Regulation (No. 1) 2004 - Transport Infrastructure Act 1994</i>		No	No. The amendments were administrative only and required as a consequence of an update of a remade regulation.		
Transport and Main Roads	<i>Transport Legislation and Another Regulation Amendment Regulation (No. 1) 2004 - Transport Operations (Road Use Management) Act 1995</i>		No	No. Reg made miscellaneous changes re driver licences, vehicle standards and safety and conditions of appointment for vehicle inspectors.		
Transport and Main Roads	<i>Transport Operations (Marine Safety) Amendment Regulation (No. 1) 2004</i>	<i>Transport Operations (Marine Safety) Act 1994</i>	No	No. Reg concerned CPI increase of existing fees.		

Department	Legislation Title: Subordinate Legislation	Empowering Act	Q1: As per above	Q2: As per above	Q3: As per above	Q4: As per above
Transport and Main Roads	<i>Transport Operations (Marine Safety) and Other Legislation Amendment Regulation (anticipated by end of March)</i>	<i>Transport Operations (Marine Safety) Act 1994</i>	No.	Yes.	No potential restrictions were identified. The preferred approach endorsed by Crown Law and Treasury took into consideration competition policy.	A RIS was undertaken but not because any potential restrictions were identified. The RIS was in accordance with subordinate legislation requirements.
Transport and Main Roads	<i>Transport Operations (Marine Safety) Regulation 2004</i>	<i>State Penalties Enforcement Act 1999</i> <i>Transport Operations (Marine Safety) Act 1994</i>	No.	Yes.	No potential restrictions were identified. The move to a performance based rather than prescriptive legislative scheme is intended to be consistent with the aims of the NCP. Insofar as it is consistent with the need to provide a system of fixed minimum safety standards, the reg provides the flexibility to ensure this outcome is achieved. The general intent is to ease prescriptive burdens on industry which in turn improves vibrancy and competitiveness both locally and nationally.	A RIS was undertaken but not because any potential restrictions were identified. The RIS was in accordance with subordinate legislation requirements.
Transport and Main Roads	<i>Transport Operations (Passenger Transport) Amendment Regulation (No. 1) 2004</i>	<i>Transport Operations (Passenger Transport) Act 1994</i>	No	Yes	No	
Transport and Main Roads	<i>Transport Operations (Passenger Transport) Amendment Regulation (No. 2) 2004</i>	<i>Transport Operations (Passenger Transport) Act 1994</i>	No	Yes	No	
Transport and Main Roads	<i>Transport Operations (Passenger Transport) Amendment Regulation (No. 3) 2004</i>	<i>Transport Operations (Passenger Transport) Act 1994</i>	No	Yes	No	
Transport and Main Roads	<i>Transport Operations (Road Use Management - Vehicle Registration) Amendment Regulation (anticipated by end of March)</i>	<i>Transport Operations (Road Use Management) Act 1995</i>	No.	Reg makes minor miscellaneous changes relating to the registration of vehicles. Reg is unlikely to be made until April 2005 at the earliest. It does not raise issues of restriction of competition		
Transport and Main Roads	<i>Transport Operations (Road Use Management) and Other Legislation Amendment Regulation (No. 1) 2004</i>	<i>Transport Infrastructure Act 1994</i> <i>Transport Operations (Road Use Management) Act 1995</i>				
Transport and Main Roads	<i>Transport Operations (Road Use Management) and Other Legislation Amendment Regulation (No. 1) 2004 - Transport Infrastructure Act 1994</i>		No	Reg relocated to the TORUM Reg provisions dealing with the Department's power to clear abandoned and stationary vehicles from State-controlled roads.		
Transport and Main Roads	<i>Transport Operations (Road Use Management) and Other Legislation Amendment Regulation (No. 1) 2004 - Transport Operations (Road Use Management) Act 1995</i>		No	Reg relocated from the TI Act provisions dealing with Department's power to clear abandoned and stationary vehicles from State-controlled roads and strengthened those provisions.		

Department	Legislation Title: Subordinate Legislation	Empowering Act	Q1: As per above	Q2: As per above	Q3: As per above	Q4: As per above
Treasury	Casino Gaming Amendment Rule (No. 1) 2004		No	No - amendments to the rules of games having no competition implications.		
Treasury	Casino Gaming Amendment Rule (No. 2) 2004		No	No - amendments to the rules of games having no competition implications.		
Treasury	Casino Gaming Amendment Rule (No. 3) 2004		No	No - amendments to the rules of games having no competition implications.		
Treasury	Community Ambulance Cover Amendment Regulation (No. 1) 2004		No.	No - general increase of CAC levy. BRRU advised no RIS was necessary.	N/A	N/A
Treasury	Community Ambulance Cover Amendment Regulation (No. 2) 2004		No.	No - provision of exemption previously provided under admin arrangement. BRRU advised no RIS was necessary.	N/A	N/A
Treasury	Duties Amendment Regulation (No. 1) 2004		No	No - conditional registration/duty amendments with general application. BRRU advised no RIS was necessary.	N/A	N/A
Treasury	Financial Administration and Audit Amendment Regulation (No. 1) 2004		No	No – minor technical and administration amendments. BRRU advised no RIS was necessary		
Treasury	Financial Management Amendment Standard (No. 1) 2004		No	No, no competition implications		
Treasury	Financial Management Amendment Standard (No. 2) 2003		No	No, no competition implications		
Treasury	Gambling Legislation Amendment Regulation (No. 1) 2004		No	No – fee schedule amendments. BRRU advised no RIS was necessary		
Treasury	Gambling Legislation Amendment Regulation (No. 1) 2005		No	No – minor technical and administration amendments. BRRU advised no RIS was necessary		
Treasury	Gambling Legislation Amendment Regulation (No. 2) 2004		No	No – minor technical and administration amendments. BRRU advised no RIS was necessary		
Treasury	Gaming Machine and Other Legislation Amendment Regulation (No. 1) 2004		No	No – minor technical and administration amendments. BRRU advised no RIS was necessary		
Treasury	Government Owned Corporations (Central Queensland Ports Authority) Regulation 2004		No	No - minimal amendments made to keep GOC status (due to regulation's 10 year life).		
Treasury	Government Owned Corporations (Ports) Amendment Regulation (No. 1) 2004		No	No - minimal amendments made to keep GOC status (due to regulation's 10 year life).		
Treasury	Government Owned Corporations (QTSC Corporatisation)		No	No - minimal amendments made to keep GOC status (due to		

Department	Legislation Title: Subordinate Legislation	Empowering Act	Q1: As per above	Q2: As per above	Q3: As per above	Q4: As per above
	<i>Amendment Regulation (No. 1) 2004</i>			regulation's 10 year life).		
Treasury	<i>Government Owned Corporations Amendment Regulation (No. 1) 2004</i>		No	No - minimal amendments made to keep GOC status (due to regulation's 10 year life).		
Treasury	<i>Government Owned Corporations Amendment Regulation (No. 2) 2004</i>		No	No - minimal amendments made to keep GOC status (due to regulation's 10 year life).		
Treasury	<i>Government Owned Corporations Amendment Regulation (No. 3) 2004</i>		No	No - definition added for ease of use. No RIS necessary.		
Treasury	<i>Government Owned Corporations Regulation 2004</i>		No	No - minimal amendments made to keep GOC status (due to regulation's 10 year life).		
Treasury	<i>Motor Accident Insurance Amendment Regulation (No. 1) 2004</i>		No.	The amendment regulation set the new scheme levies and fee which have no NCP implications.		
Treasury	<i>Motor Accident Insurance Regulation 2004</i>		No.	This regulation resulted from the auto expiry of the MAIR 1994. Only minor technical and formatting changes were made. Restriction on competition was not increased.		
Treasury	<i>Revenue Legislation Amendment and Repeal Regulation (No. 1) 2004</i>		No.	No - technical FHOG and duties amendments. BRRU advised no RIS was necessary.	N/A	N/A
Treasury	<i>Revenue Legislation Amendment Regulation (No. 1) 2004</i>		No	No – minor technical and administration amendments. BRRU advised no RIS was necessary	N/A	N/A
Treasury	<i>Revenue Legislation Amendment Regulation (No. 2) 2004</i>		No	No - general fee indexation amendments. BRRU advised no RIS was necessary.	N/A	N/A
Treasury	<i>Statutory Bodies Financial Arrangements Amendment Regulation (No. 1) 2004</i>		No	No - general fee indexation amendments. BRRU advised no RIS was necessary.	N/A	N/A
Treasury	<i>Superannuation (State Public Sector) Amendment Notice (No. 1) 2004</i>		No	No. The amendment Notice permitted entitled former spouses of MPs to join QSuper, however never commenced and is to be repealed shortly.	N/A	N/A
Treasury	<i>Superannuation (State Public Sector) Amendment of Deed Regulation (No. 1) 2004</i>		No	No. The amendment made minor family law changes, removed references to personal medical statements and removed the Board from involvement in approving allowances.	N/A	N/A
Treasury	<i>Superannuation Legislation Amendment (Postponement) Regulation 2004</i>		No	No. The regulation postponed the commencement of unproclaimed provisions made under the Superannuation Law	N/A	N/A

Department	Legislation Title: Subordinate Legislation	Empowering Act	Q1: As per above	Q2: As per above	Q3: As per above	Q4: As per above
				Amendment Act 2003.		
Treasury	Taxation Legislation Amendment Regulation (No. 1) 2004		No	Yes	No	N/A
Treasury	Wagering Amendment Rule (No. 1) 2004		No	No - amendments to the rules of games having no competition implications.		
Treasury	Wagering Amendment Rule (No. 2) 2004		No	No - amendments to the rules of games having no competition implications.		

**Note 2:** the *Stock Amendment Regulation (No. 2) 2004* provided for a number of amendments to the *Stock Regulation 1988* to improve animal biosecurity measures for the purposes of the Act and to ensure that Queensland continues to contribute to a national approach of animal disease surveillance and control.

Specifically, the amendment Regulation contained provisions to:

- (a) reflect the adoption of the Standard Definitions and Rules for Cattle Tick Control in Australia following the decision of NSW Agriculture to withdraw from servicing border crossing places;
- (b) provide for the recognition of alternative waybills issued under a corresponding law of another State or Territory;
- (c) prevent residues of *delta-9 tetrahydrocannabinol* (THC) occurring in stock caused by the consumption of industrial cannabis (*Cannabis sativa*);
- (d) update the prescribed and notifiable disease schedules to reflect the new national endorsed schedule of notifiable diseases;
- (e) provide for a Disease Eradication Program for 2 specific animal diseases (ie. bovine Johne's disease and ovine Johne's disease);
- (f) regulate the use of exotic disease test kits or methods and notification of confirmed detections; and
- (g) extend offence exemptions for feeding animal matter to stock by exempting milk and milk products that are lawfully imported into Australia.

It is considered that none of these provisions represent a restriction on competition under NCP.

## Attachment 3 – Summary of Progress in Relation to Competitive Neutrality Reforms with Local Governments for 2004

Council	Business	0	Level of Reform	Full Cost Pricing	CSOs	Rate of Return	Complaint Process	Complaints	Notes
Aramac	Other Roads	Non Type 3	Code (a)	All	I-0	Positive	Yes	No	
Aramac	Plant Operations	Non Type 3	Code (a)	All	I-0	Positive	Yes	No	Full cost pricing no longer being applied
Aramac	Private Works	Non Type 3	Code (a)	All	I-0	Exceeds	Yes	No	
Aramac	Roads	Type 3	Code (a)	All	I-0	Positive	Yes	No	
Aramac	Water & Sewerage	Non Type 3	Code (a)	Many	I-0	Positive	Yes	No	Full cost pricing no longer being applied
Atherton	Environmental Services	Non Type 3	Code (a)	All	I-0	Positive	Yes	No	
Atherton	Other Roads	Non Type 3	Code (a)	Not achieving FCR	I-0	Positive	Yes	No	
Atherton	Water & Sewerage	Non Type 3	Code (a)	Most	I-0	Achieves	Yes	No	
Atherton	Works & Technical	Non Type 3	Code (a)	Not achieving FCR	I-0	No	Yes	No	Full cost pricing no longer being applied
Aurukun	General Store	Non Type 3	Code (a)	N/A	N/A	N/A	N/A	N/A	No Information Provided
Aurukun	Tavern	Non Type 3	None	N/A	N/A	N/A	N/A	N/A	No Information Provided
Balonne	Other Roads	Non Type 3	None	N/A	N/A	N/A	N/A	N/A	Council has resolved not to apply the Code to this business activity
Balonne	Water & Sewerage	Non Type 3	None	N/A	N/A	N/A	N/A	N/A	Council has resolved not to apply the Code to this business activity
Banana	Cultural	Non Type 3	Code (a)	Most	I-1	Achieves	Yes	No	
Banana	Other Roads	Non Type 3	Code (a)	All	I-1	Achieves	Yes	No	
Banana	Planning and Development Assessment	Non Type 3	Code (a)	Most	I-1	Achieves	Yes	No	
Banana	Private Works	Non Type 3	Code (a)	All	I-0	Achieves	Yes	No	
Banana	Public Amenities and Cleansing	Non Type 3	Code (a)	All	I-1	Achieves	Yes	No	
Banana	Recreation and Parks	Non Type 3	Code (a)	All	I-1	Achieves	Yes	No	
Banana	Refuse Management	Non Type 3	Code (a)	Most	I-1	Achieves	Yes	No	
Banana	Roads	Type 3	Code (a)	Some	I-0	Achieves	Yes	No	
Banana	Water & Sewerage	Non Type 3	Code (a)	Not achieving FCR	I-1	Target	Yes	No	
Barcaldine	Housing and Welfare Services	Non Type 3	Code (a)	All	I-1	Exceeds	Yes	No	
Barcaldine	Other Roads	Non Type 3	Code (a)	All	I-1	Achieves	Yes	No	
Barcaldine	Plant Operations	Non Type 3	Code (a)	Most	I-1	Target	Yes	No	
Barcaldine	Quarry	Non Type 3	Code (a)	All	I-0	Exceeds	Yes	No	
Barcaldine	Roads	Type 3	Code (a)	Not achieving FCR	I-0	Target	Yes	No	
Barcaldine	Sports and Recreation	Non Type 3	Code (a)	All	I-1	Achieves	Yes	No	
Barcaldine	Water & Sewerage	Non Type 3	Code (a)	Some	I-1	Target	Yes	No	
Barcoo	Other Roads	Non Type 3	Code (a)	All	I-1	Exceeds	Yes	No	
Barcoo	Plant Operations	Non Type 3	Code (a)	All	I-1	Exceeds	Yes	No	
Barcoo	Recreation and Culture	Non Type 3	Code (a)	All	I-1	Achieves	Yes	No	
Barcoo	Roads	Type 3	Code (a)	Some	I-0	Target	Yes	No	
Bauhinia	Other Roads	Non Type 3	Code (a)	Most	I-0	Positive	No	N/A	

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Bauhinia	Plant Operations	Non Type 3	Code (a)	Not achieving FCR	No	Target	No	N/A	
Bauhinia	Water & Sewerage	Non Type 3	Code (a)	All	I-1	Exceeds	No	N/A	
Beaudesert	Building Services	Type 3	Code (a)	Many	I-0	Exceeds	Yes	No	
Beaudesert	Other Roads	Non Type 3	Code (a)	Many	I-0	Achieves	Yes	No	
Beaudesert	Refuse Management	Non Type 3	Code (a)	All	I-1	Exceeds	Yes	No	
Beaudesert	Roads	Type 3	Code (a)	Not achieving FCR	I-0	Target	Yes	No	
Beaudesert	Sports and Recreation	Type 3	Code (a)	Many	I-1	Target	Yes	No	
Beaudesert	Water & Sewerage	Non Type 3	Code (a)	All	I-1	No	Yes	No	
Beaudesert	Workshop	Non Type 3	Code (a)	Most	I-0	Positive	Yes	No	
Belyando	Fleet Operations	Non Type 3	None	N/A	N/A	N/A	N/A	N/A	No Information Provided
Belyando	Other Roads	Non Type 3	None	N/A	N/A	N/A	N/A	N/A	No Information Provided
Belyando	Refuse Management	Non Type 3	None	N/A	N/A	N/A	N/A	N/A	No Information Provided
Belyando	Water & Sewerage	Non Type 3	None	N/A	N/A	N/A	N/A	N/A	No Information Provided
Bendemere	Other Roads	Non Type 3	Code (a)	Most	I-0	Positive	Yes	No	
Biggenden	Other Roads	Non Type 3	Code (a)	Many	I-0	Achieves	Yes	No	
Biggenden	Water & Sewerage	Non Type 3	None	N/A	N/A	N/A	N/A	N/A	Resolved not to apply the code
Blackall	Fleet and Plant Services	Non Type 3	None	N/A	N/A	N/A	N/A	N/A	Resolved not to apply the code
Blackall	Other Roads	Non Type 3	None	N/A	N/A	N/A	N/A	N/A	Resolved not to apply the code
Blackall	Roads	Type 3	None	N/A	N/A	N/A	N/A	N/A	
Blackall	Water & Sewerage	Non Type 3	None	N/A	N/A	N/A	N/A	N/A	Resolved not to apply the code
Boonah	Other Roads	Non Type 3	Code (a)	All	I-0	Exceeds	Yes	No	
Boonah	Plant Operations	Non Type 3	Code (a)	All	I-0	Exceeds	Yes	No	
Boonah	Private Works	Type 3	Code (a)	All	I-0	Exceeds	Yes	No	
Boonah	Quarry	Non Type 3	Code (a)	All	I-0	Exceeds	Yes	No	
Boonah	Refuse Management	Non Type 3	Code (a)	Most	I-1	Positive	Yes	No	
Boonah	Water & Sewerage	Non Type 3	Code (a)	Most	ICF-1	Positive	No	N/A	
Booringa	Great Artesian Spa	Type 3	Code (a)	Some	I-1	Target	Yes	Yes	1 CN Complaint received and Resolved
Booringa	Maranoa Retirement Village	Type 3	Code (a)	All	I-1	Exceeds	Yes	No	
Booringa	Other Roads	Non Type 3	Code (a)	All	I-0	Exceeds	Yes	No	
Booringa	Plant Operations	Non Type 3	Code (a)	All	I-0	Exceeds	Yes	No	
Booringa	Roads	Type 3	Code (a)	All	I-0	Exceeds	Yes	No	
Booringa	Water & Sewerage	Non Type 3	Code (a)	All	I-1	Achieves	Yes	No	
Bouliá	Other Roads	Non Type 3	Code (a)	Some	I-0	Positive	Yes	No	
Bouliá	Plant and Equipment Hire	Non Type 3	Code (a)	Some	I-0	Positive	Yes	No	
Bowen	Computer Services	Non Type 3	Code (a)	All	I-0	Achieves	Yes	No	
Bowen	Design Services	Non Type 3	Code (a)	All	I-0	Exceeds	Yes	No	
Bowen	Other Roads	Non Type 3	Code (a)	Some	I-0	Target	Yes	No	
Bowen	Parks and Recreation Maintenance	Non Type 3	Code (a)	Most	I-0	Positive	Yes	No	
Bowen	Plant and Equipment	Non Type 3	Code (a)	Some	I-0	Target	Yes	No	

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Bowen	Plant and Equipment Hire	Non Type 3	Code (a)	Some	1-0	Target	Yes	No	
Bowen	Quarry	Non Type 3	Code (a)	Some	1-0	Target	Yes	No	
Bowen	Refuse Tip Services	Non Type 3	Code (a)	Not achieving FCR	1-0	Target	Yes	No	
Bowen	Regulatory Services	Non Type 3	Code (a)	All	1-0	Exceeds	Yes	No	
Bowen	Water & Sewerage	Non Type 3	Code (a)	All	I-1	Achieves	Yes	No	
Brisbane	Brisbane Entertainment Centre	Type 3	Code (a)	All	I-1	Exceeds	Yes	No	
Brisbane	Brisbane Transport	Type 1	Commercialisation	All	ICF-1	Exceeds	Yes	No	
Brisbane	Building Certification	Type 3	Code (a)	N/A	N/A	N/A	N/A	N/A	Activity has been divested
Brisbane	Cemetaries and Crematoria	Type 3	Code (a)	All	I-1	Achieves	Yes	No	
Brisbane	City Assets	Type 3	Code (a)	All	I-0	Achieves	Yes	No	
Brisbane	City Design	Type 3	Code (a)	All	I-0	Achieves	Yes	No	
Brisbane	City Fleet	Type 3	Code (a)	All	I-0	Achieves	Yes	No	
Brisbane	City Hall Venues	Type 3	Code (a)	All	I-1	Achieves	Yes	No	
Brisbane	City Parking	Type 2	Commercialisation	All	I-0	Exceeds	Yes	No	
Brisbane	City Pools	Type 3	Code (a)	All	I-1	Achieves	Yes	No	
Brisbane	Cleansing	Type 1	Full Cost Pricing	All	ICF-1	Achieves	Yes	No	
Brisbane	External Road	Type 3	Code (a)	All	I-0	Achieves	Yes	No	
Brisbane	Golf Courses	Type 3	Code (a)	All	I-1	Achieves	Yes	No	
Brisbane	Plumbing Certification	Non Type 3	Code (a)	All	I-0	Exceeds	Yes	No	
Brisbane	QEII Sports Complex	Type 3	Code (a)	All	I-1	Exceeds	Yes	No	
Brisbane	River City Technology	Non Type 3	Code (a)	All	I-0	Achieves	Yes	No	
Brisbane	Sleeman Sports Complex	Type 3	Code (a)	All	I-1	Exceeds	Yes	No	
Brisbane	Water & Sewerage	Type 1	Commercialisation	All	ICF-1	Achieves	Yes	No	
Broadsound	Other Roads	Non Type 3	Code (a)	N/A	1-0	N/A	Yes	No	Full cost pricing no longer being applied
Broadsound	Plant Operations	Non Type 3	Code (a)	N/A	I-1	N/A	Yes	No	Full cost pricing no longer being applied
Broadsound	Sewerage	Non Type 3	Code (a)	All	I-0	Exceeds	Yes	No	
Broadsound	Waste Management	Non Type 3	Code (a)	None	No	No	Yes	No	Full cost pricing no longer being applied
Broadsound	Water Supply	Non Type 3	Code (a)	None	No	No	Yes	No	
Bulloo	Aerodrome Operations	Non Type 3	Code (a)	None	I-0	No	Yes	No	
Bulloo	Environment Services and Utilities	Non Type 3	None	N/A	N/A	N/A	N/A	N/A	Has not yet resolved to apply the code
Bulloo	Other Roads	Non Type 3	Code (a)	All	I-0	Exceeds	Yes	No	
Bulloo	Plant Operations	Non Type 3	Code (a)	All	I-0	Exceeds	N/A	N/A	Has not yet resolved to apply the code
Bulloo	Private Works	Non Type 3	Code (a)	All	I-0	Exceeds	Yes	No	
Bulloo	Sports, Recreation and Community Facilities	Non Type 3	None	N/A	N/A	N/A	N/A	N/A	Has not yet resolved to apply the code
Bundaberg	Aerodromes	Non Type 3	Code (a)	All	I-1	Achieves	Yes	No	
Bundaberg	Building Services	Type 3	Code (a)	Most	I-0	Positive	Yes	No	
Bundaberg	Other Roads	Non Type 3	Code (a)	Some	I-0	No	Yes	No	
Bundaberg	Private Works	Non Type 3	None	N/A	N/A	N/A	N/A	N/A	Has not yet resolved to apply the code
Bundaberg	Refuse Management	Non Type 3	Code (a)	Many	I-1	Positive	Yes	No	

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Bundaberg	Roads	Type 3	Code (a)	Some	I-0	No	Yes	No	
Bundaberg	Theatre	Type 3	Code (a)	Most	I-1	Positive	Yes	No	
Bundaberg	Water & Sewerage	Type 2	Full Cost Pricing	Most	I-0	Achieves	Yes	No	
Bungil	Other Roads	Non Type 3	Code (a)	All	I-0	Exceeds	Yes	No	
Bungil	Plant Operations	Non Type 3	Code (a)	All	I-0	Exceeds	Yes	No	
Burdekin	Other Roads	Non Type 3	Code (a)	All	I-0	Exceeds	Yes	No	
Burdekin	Plant Management	Non Type 3	Code (a)	All	I-0	Achieves	Yes	No	
Burdekin	Recoverable Works	Non Type 3	Code (a)	All	I-0	Exceeds	Yes	No	
Burdekin	Refuse Management	Non Type 3	Code (a)	All	I-1	Achieves	Yes	No	
Burdekin	Water & Sewerage	Non Type 3	Code (a)	All	I-1	Achieves	Yes	No	
Burdekin	Workshop	Type 3	Code (a)	All	I-0	Achieves	Yes	No	
Burke	Other Roads	Non Type 3	Code (a)	Some	I-0	Positive	Yes	No	
Burke	Plant & Equipment	Non Type 3	Code (a)	Some	I-0	Positive	Yes	No	
Burke	Private Works	Non Type 3	Code (a)	Some	I-0	Positive	Yes	No	
Burke	Water & Sewerage	Non Type 3	Code (a)	Not achieving FCR	I-1	No	Yes	No	
Burnett	Caravan Parks	Type 3	Code (a)	Most	ICF-1	Achieves	Yes	No	
Burnett	Other Roads	Non Type 3	Code (a)	All	I-0	Achieves	Yes	No	
Burnett	Plant & Fleet	Non Type 3	Code (a)	Most	I-0	Positive	Yes	No	
Burnett	Refuse Management	Non Type 3	Code (a)	Some	I-1	No	Yes	No	Some parts of full cost pricing no longer being applied
Burnett	Water & Sewerage	Non Type 3	Code (a)	All	I-1	Positive	Yes	No	
Caboolture	Building Services	Type 3	Code (a)	All	I-0	Exceeds	Yes	No	
Caboolture	Caravan Parks	Type 3	Code (a)	Most	I-0	Positive	Yes	No	
Caboolture	Commercial Property Management	Type 3	Code (a)	All	I-0	Achieves	Yes	No	
Caboolture	Community Halls	Type 3	Code (a)	Many	I-1	Positive	Yes	No	
Caboolture	Plant & Fleet	Type 3	Code (a)	All	I-0	Positive	Yes	No	
Caboolture	Roads	Type 3	Code (a)	Many	I-0	Positive	Yes	No	
Caboolture	Swimming Pools/Leisure Centre	Type 3	Code (a)	Many	I-0	Positive	Yes	No	
Caboolture	Waste Management	Type 3	Code (a)	All	I-0	Exceeds	Yes	No	
Caboolture	Water & Sewerage	Type 2	Commercialisation	All	ICF-1	Achieves	Yes	No	
Cairns	Building Services	Type 3	Code (a)	All	I-0	Positive	Yes	No	
Cairns	Car Parking	Type 3	Code (a)	Some	I-1	Target	Yes	No	
Cairns	Caravan Parks	Type 3	Code (a)	Many	I-0	Positive	Yes	No	
Cairns	Cemetaries	Type 3	Code (a)	Not achieving FCR	I-1	Target	Yes	No	
Cairns	Child Care	Type 3	Code (a)	Most	I-0	Target	N/A	N/A	Activity has been divested
Cairns	Commercial Properties	Type 3	Code (a)	Most	I-0	Target	Yes	No	
Cairns	Community Housing	Type 3	Code (a)	Most	I-1	Positive	Yes	No	
Cairns	Cultural - City Place	Type 3	Code (a)	Not achieving FCR	I-1	Target	Yes	No	
Cairns	Cultural - Civic Theatre	Type 3	Code (a)	Not achieving FCR	I-1	Target	Yes	No	
Cairns	Cultural - Grafton Arts Theatre	Type 3	Code (a)	Not achieving FCR	I-1	Target	Yes	No	

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Cairns	Cultural - Ticketlink	Type 3	Code (a)	All	I-0	Achieves	Yes	No	
Cairns	Entertainment - Tank Arts	Type 3	Code (a)	Not achieving FCR	I-1	Target	Yes	No	
Cairns	Information Technology Services	Type 3	Code (a)	Some	I-0	Target	Yes	No	
Cairns	Laboratory	Type 3	Code (a)	All	I-1	Exceeds	Yes	No	
Cairns	Other Roads	Non Type 3	None	N/A	N/A	N/A	N/A	N/A	Has not yet resolved to apply the code
Cairns	Plant and Equipment	Non Type 3	Code (a)	All	I-0	Exceeds	Yes	No	
Cairns	Refuse	Type 2	Commercialisation	All	I-1	Achieves	Yes	No	
Cairns	Roads	Non Type 3	Code (a)	Not achieving FCR	I-0	No	Yes	No	
Cairns	Sports and Recreation	Type 3	Code (a)	Not achieving FCR	I-1	Target	Yes	No	
Cairns	Survey and Design	Type 3	Code (a)	Not achieving FCR	I-1	Target	Yes	No	
Cairns	Tourism	Type 3	Code (a)	Not achieving FCR	I-0	Target	Yes	No	
Cairns	Training Services	Type 3	Code (a)	Not achieving FCR	I-0	Target	Yes	No	
Cairns	Water and Sewerage	Type 2	Commercialisation	Most	I-1	No	Yes	No	
Cairns	Works	Type 2	Commercialisation	No	I-1	No	Yes	No	No longer applying full cost pricing
Calliope	Fleet Management	Type 3	Code (a)	All	I-0	Achieves	Yes	No	
Calliope	Other Roads	Non Type 3	Code (a)	All	I-0	Exceeds	Yes	No	
Calliope	Park Maintenance	Non Type 3	Code (a)	All	I-0	Exceeds	Yes	No	
Calliope	Private Works	Non Type 3	Code (a)	All	I-0	Exceeds	Yes	No	
Calliope	Refuse Management	Non Type 3	Code (a)	All	I-0	Exceeds	Yes	No	
Calliope	Water and Sewerage	Non Type 3	Code (a)	Most	I-0	Target	Yes	No	
Caloundra	Building Services	Type 3	Code (a)	All	I-0	Exceeds	Yes	No	
Caloundra	Caravan Parks	Type 3	Code (a)	All	I-0	Exceeds	Yes	No	
Caloundra	Child Care	Type 3	Code (a)	All	I-0	Achieves	Yes	No	
Caloundra	Cultural	Type 3	Code (a)	Not achieving FCR	I-0	No	Yes	No	
Caloundra	Other Roads	Non Type 3	Code (a)	Not achieving FCR	I-0	No	Yes	No	
Caloundra	Parks and Gardens	Non Type 3	Code (a)	Many	I-0	Positive	Yes	No	
Caloundra	Refuse Management	Non Type 3	Code (a)	All	I-0	Exceeds	Yes	No	
Caloundra	Sports and Recreation	Type 3	Code (a)	Not achieving FCR	I-0	No	Yes	No	
Caloundra	Water and Sewerage	Type 2	Commercialisation	All	ICF-1	Achieves	Yes	No	
Cambooya	Community and Cultural	Non Type 3	Code (a)	Not achieving FCR	I-0	Target	Yes	No	
Cambooya	Other Roads	Non Type 3	Code (a)	Most	I-0	Exceeds	Yes	No	
Cambooya	Plant and Workshop	Non Type 3	Code (a)	Many	I-0	Positive	Yes	No	
Cambooya	Private Works	Non Type 3	Code (a)	Many	I-0	Positive	Yes	No	
Cambooya	Roads (AAPC and Contract)	Type 3	Code (a)	Most	I-0	Exceeds	Yes	No	
Cambooya	Water and Sewerage	Non Type 3	Code (a)	Most	I-0	Target	Yes	No	
Cardwell	Community Health and Welfare	Non Type 3	Code (a)	Most	I-1	Positive	Yes	No	
Cardwell	Cultural	Non Type 3	Code (a)	Most	I-1	Positive	Yes	No	
Cardwell	Development Services	Non Type 3	Code (a)	Most	I-0	Positive	Yes	No	
Cardwell	Environmental Services	Non Type 3	Code (a)	Most	I-1	Positive	Yes	No	

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Cardwell	Other Roads	Non Type 3	Code (a)	All	I-0	Exceeds	Yes	No	
Cardwell	Parks, Reserves and Aerodromes	Non Type 3	Code (a)	Most	I-1	Positive	Yes	No	
Cardwell	Plant and Equipment	Non Type 3	Code (a)	Not achieving FCR	I-0	Target	Yes	No	
Cardwell	Refuse Management	Non Type 3	Code (a)	Not achieving FCR	I-0	Target	Yes	No	
Cardwell	Sports and Recreation	Non Type 3	Code (a)	Most	I-1	Positive	Yes	No	
Cardwell	Water and Sewerage	Non Type 3	Code (a)	Many	I-1	Positive	Yes	No	
Carpentaria	Other Roads	Non Type 3	Code (a)	Some	I-0	Target	No	N/A	
Carpentaria	Plant and Equipment	Type 3	Code (a)	Many	I-0	Exceeds	No	N/A	
Carpentaria	Water and Sewerage	Non Type 3	Code (a)	Many	I-0	Positive	No	N/A	
Charters Towers	Other Roads	Non Type 3	Code (a)	All	I-1	Exceeds	Yes	No	
Charters Towers	Plant Operations and Equipment	Non Type 3	Code (a)	All	ICF-1	Exceeds	Yes	No	
Charters Towers	Refuse Management	Non Type 3	Code (a)	No	I-0	No	Yes		Full cost pricing and CSO policy no longer being applied
Charters Towers	Water and Sewerage	Non Type 3	Code (a)	All	I-0	No	Yes	No	Full cost pricing and CSO policy no longer being applied
Chinchilla	Cultural Centre	Non Type 3	Code (a)	All	I-1	Achieves	Yes	No	
Chinchilla	Land Development	Non Type 3	Code (a)	No achieving FCR	I-0	Target	Yes	No	
Chinchilla	Other Roads	Non Type 3	Code (a)	All	I-0	Achieves	Yes	No	
Chinchilla	Plant and Equipment	Non Type 3	Code (a)	All	I-0	Exceeds	Yes	No	
Chinchilla	Water and Sewerage	Non Type 3	Code (a)	All	ICF-1	Positive	Yes	No	Full cost pricing no longer being applied
Clifton	Environmental Management	Non Type 3	Code (a)	All	I-1	Achieves	Yes	No	
Clifton	Other Roads	Non Type 3	Code (a)	All	I-0	Achieves	Yes	No	
Clifton	Plant Hire	Non Type 3	Code (a)	All	I-0	Achieves	Yes	No	
Clifton	Private Works	Type 3	Code (a)	Most	I-0	No	Yes	No	Full cost pricing no longer being applied
Clifton	Sports, Recreation and Community	Type 3	Code (a)	Many	I-0	Positive	Yes	No	
Clifton	Water and Sewerage	Type 3	Code (a)	N/A	I-1	No	Yes	No	Full cost pricing no longer being applied
Cloncurry	Aerodromes	Non Type 3	Code (a)	Many	I-1	Positive	Yes	No	
Cloncurry	Aged Care	Non Type 3	Code (a)	Many	I-1	Positive	Yes	No	
Cloncurry	Child Care	Non Type 3	Code (a)	Not achieving FCR	I-1	Target	Yes	No	
Cloncurry	Land Development	Non Type 3	None	N/A	N/A	N/A	N/A	N/A	
Cloncurry	Other Roads	Non Type 3	Code (a)	All	I-0	Exceeds	Yes	No	
Cloncurry	Plant and Equipment	Non Type 3	Code (a)	All	I-0	Exceeds	Yes	No	
Cloncurry	Private Works	Non Type 3	Code (a)	All	I-0	Positive	Yes	No	
Cloncurry	Refuse Management	Non Type 3	Code (a)	Most	I-0	Target	Yes	No	
Cloncurry	Saleyard	Non Type 3	Code (a)	Many	I-0	Positive	Yes	No	
Cloncurry	Water and Sewerage	Non Type 3	Code (a)	Many	I-0	Positive	Yes	No	
Cook	Aerodromes	Non Type 3	Code (a)	Most	I-1	Positive	Yes	No	
Cook	Health and Environmental Services	Non Type 3	Code (a)	Most	I-1	Positive	Yes	No	
Cook	Other Roadworks Activities	Non Type 3	Code (a)	All	I-0	Exceeds	Yes	No	
Cook	Planning and Development	Type 3	Code (a)	Most	I-1	Positive	Yes	No	
Cook	Plant Operations	Non Type 3	Code (a)	All	I-0	Exceeds	Yes	No	

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Cook	Sports, Recreation and Community Facilities	Non Type 3	Code (a)	Most	I-1	Exceeds	Yes	No	
Cook	Water and Sewerage Utilities	Non Type 3	Code (a)	All	I-1	Positive	Yes	No	
Cooloola	Building Services	Type 3	Code (a)	N/A	I-0	N/A	Yes	No	Full cost pricing no longer being applied
Cooloola	Cultural	Non Type 3	None	N/A	N/A	N/A	No	No	Council has not resolved to apply the Code to this business activity
Cooloola	Fleet	Non Type 3	Code (a)	All	I-0	Achieves	Yes	No	
Cooloola	Gravel & Quarry Operations	Non Type 3	Code (a)	All	I-0	Exceeds	Yes	No	
Cooloola	Other Roads	Non Type 3	Code (a)	All	I-0	Exceeds	N/A	N/A	
Cooloola	Recoverable Works	Type 3	Code (a)	N/A	I-0	No	Yes	No	Full cost pricing no longer being applied
Cooloola	Refuse Management	Non Type 3	Code (a)	All	IF-1	Exceeds	Yes	No	
Cooloola	Water and Sewerage	Non Type 3	Code (a)	All	I-1	Achieves	Yes	No	
Crows Nest	Commercial Properties	Non Type 3	Code (a)	All	ICF-1	Achieves	Yes	No	
Crows Nest	Highfields Cultural Centre	Type 3	Code (a)	Some	ICF-1	Target	Yes	No	
Crows Nest	Other Roads	Non Type 3	Code (a)	All	I-0	Positive	Yes	No	
Crows Nest	Parks and Gardens	Non Type 3	Code (a)	All	I-1	Achieves	Yes	No	
Crows Nest	Plant and Equipment	Non Type 3	Code (a)	All	ICF-1	Exceeds	Yes	N/A	
Crows Nest	Refuse, Recycling and Tip Activities	Non Type 3	Code (a)	Some	ICF-1	Target	Yes	No	
Crows Nest	Road	Type 3	Code (a)	All	I-0	Exceeds	Yes	N/A	
Crows Nest	Water and Sewerage	Non Type 3	Code (a)	Most	ICF-1	Positive	Yes	No	
Croydon	Other Roads	Non Type 3	Code (a)	All	I-0	Exceeds	Yes	No	
Croydon	Plant Operations	Non Type 3	Code (a)	All	I-0	Exceeds	Yes	No	
Croydon	Road	Non Type 3	Code (a)	All	I-0	Exceeds	Yes	No	
Croydon	Sports and Recreation	Non Type 3	Code (a)	All	I-1	Exceeds	Yes	No	
Dalby	Natural Gas	Type 3	Code (a)	Most	I-0	Positive	Yes	No	
Dalby	Other Roads	Non Type 3	Code (a)	Many	I-0	Positive	Yes	No	
Dalby	Refuse Management	Non Type 3	Code (a)	All	I-0	Exceeds	Yes	No	
Dalby	Road	Type 3	Code (a)	Most	I-0	Positive	Yes	No	
Dalby	Water and Sewerage	Non Type 3	Code (a)	Most	ICF-1	Positive	Yes	No	
Dalrymple	Other Roads	Non Type 3	None	N/A	N/A	N/A	N/A	N/A	No Information Provided
Dalrymple	Road	Type 3	None	N/A	N/A	N/A	N/A	N/A	No Information Provided
Dalrymple	Saleyard	Non Type 3	None	N/A	N/A	N/A	N/A	N/A	No Information Provided
Dalrymple	Water and Sewerage	Non Type 3	None	N/A	N/A	N/A	N/A	N/A	No Information Provided
Diamantina	Other Roads	Non Type 3	Code (a)	All	I-0	Exceeds	Yes	No	
Diamantina	Water and Sewerage	Non Type 3	Code (a)	All	ICF-1	Achieves	Yes	No	
Douglas	Development Services	Non Type 3	Code (a)	All	I-1	Exceeds	Yes	No	
Douglas	Other Roads	Non Type 3	Code (a)	All	I-0	Achieves	Yes	No	
Douglas	Plant Operations	Non Type 3	Code (a)	All	I-1	Achieves	Yes	No	
Douglas	Refuse Management	Non Type 3	Code (a)	All	I-1	Exceeds	Yes	No	
Douglas	Water and Sewerage	Non Type 3	Code (a)	All	I-1	Exceeds	Yes	No	
Duaringa	Other Roads	Non Type 3	Code (a)	All	I-0	Achieves	Yes	No	

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Duaringa	Plant	Non Type 3	Code (a)	All	I-0	Achieves	Yes	No	
Duaringa	Refuse Operations	Non Type 3	Code (a)	All	I-1	Achieves	Yes	No	
Duaringa	Water and Sewerage	Non Type 3	Code (a)	All	I-1	Exceeds	Yes	No	
Eacham	Other Roads	Non Type 3	Code (a)	All	I-0	Exceeds	Yes	No	
Eacham	Plant	Non Type 3	Code (a)	Most	I-0	Positive	Yes	No	
Eacham	Refuse Management	Non Type 3	Code (a)	All	I-1	Exceeds	Yes	No	
Eacham	Water and Sewerage	Non Type 3	Code (a)	Most	I-0	Positive	Yes	No	Full cost pricing no longer being applied
Eidsvold	Plant Operations	Non Type 3	Code (a)	Most	I-0	Positive	Yes	No	Full cost pricing no longer being applied
Eidsvold	Road	Type 3	Code (a)	Most	I-0	Positive	Yes	No	Full cost pricing no longer being applied
Eidsvold	Water Sewerage and Cleansing	Non Type 3	Code (a)	Most	IF-1	Positive	Yes	No	
Emerald	Airport	Non Type 3	Code (a)	All	I-0	Exceeds	Yes	No	
Emerald	Land Development	Type 3	Code (a)	All	I-0	Exceeds	Yes	No	
Emerald	Other Roads	Non Type 3	Code (a)	All	I-0	Exceeds	Yes	No	
Emerald	Plant	Non Type 3	Code (a)	Many	I-0	Positive	Yes	No	
Emerald	Private Works	Type 3	Code (a)	All	I-0	Positive	Yes	No	
Emerald	Refuse Management	Non Type 3	Code (a)	Most	I-1	Positive	Yes	No	Full cost pricing no longer being applied
Emerald	Water and Sewerage	Non Type 3	Code (a)	All	I-0	Achieves	Yes	No	Full cost pricing no longer being applied
Esk	Engineering Management	Non Type 3	Code (a)	Not achieving FCR	IF-1	Target	Yes	No	
Esk	Other Roads	Non Type 3	Code (a)	All	I-0	Achieves	Yes	No	
Esk	Plant	Non Type 3	Code (a)	Many	I-0	Target	Yes	No	Full cost pricing no longer being applied
Esk	Refuse Management	Non Type 3	Code (a)	All	I-1	Exceeds	Yes	No	
Esk	Town and Village Facilities	Non Type 3	None	N/A	N/A	N/A	N/A	N/A	Council has resolved not to apply the Code to this business activity
Esk	Water and Sewerage	Non Type 3	Code (a)	All	I-1	Achieves	Yes	No	
Etheridge	Other Roads	Non Type 3	Code (a)	All	I-0	Exceeds	Yes	No	
Etheridge	Plant and Equipment	Non Type 3	Code (a)	All	I-0	Exceeds			
Etheridge	Road	Non Type 3	Code (a)	All	I-0	Exceeds	Yes	No	
Fitzroy	Fleet and Plant	Non Type 3	Code (a)	Many	I-0	Positive	Yes	No	
Fitzroy	Other Roads	Non Type 3	Code (a)	Most	I-0	Positive	Yes	No	
Fitzroy	Quarry	Non Type 3	Code (a)	Most	I-0	Exceeds	Yes	No	
Fitzroy	Refuse Tip and Transfer Stations	Non Type 3	Code (a)	Many	I-0	Positive	Yes	No	
Fitzroy	Water and Sewerage	Non Type 3	Code (a)	Many	I-1	Positive	Yes	No	
Flinders	Other Roads	Non Type 3	Code (a)	All	I-0	Achieves	Yes	No	
Flinders	Water and Sewerage	Non Type 3	Code (a)	All	I-1	Positive	Yes	No	
Gatton	Child Care	Type 3	Code (a)	Many	I-0	Positive	Yes	No	
Gatton	Other Roads	Non Type 3	Code (a)	All	I-0	Exceeds	Yes	No	
Gatton	Refuse Management	Non Type 3	Code (a)	All	ICF-1	Exceeds	Yes	No	
Gatton	Road	Type 3	Code (a)	All	I-0	Exceeds	Yes	No	
Gatton	Water and Sewerage	Non Type 3	Code (a)	All	ICF-1	Achieves	Yes	No	
Gayndah	Other Roads	Non Type 3	Code (a)	All	I-0	Achieves	No	No	

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Gayndah	Plant and Equipment	Non Type 3	Code (a)	All	I-0	Achieves	No	No	
Gayndah	Water and Sewerage	Non Type 3	Code (a)	Most	I-0	Positive	No	No	
Gladstone	Art Gallery	Type 3	Code (a)	Many	I-1	Positive	No	No	
Gladstone	Building Certification	Non Type 3	None	N/A	N/A	N/A	N/A	N/A	Council has resolved not to apply the Code to this business activity
Gladstone	Child Care	Type 3	None	N/A	N/A	N/A	N/A	N/A	This activity has been divested
Gladstone	Entertainment	Type 3	Code (a)	Many	I-1	Positive	Yes	No	
Gladstone	Land Development	Type 3	Code (a)	All	I-1	Positive	Yes	No	
Gladstone	Plant	Non Type 3	Code (a)	All	I-0	Positive	Yes	No	
Gladstone	Refuse Management	Non Type 3	Code (a)	All	ICF-1	Achieves	Yes	No	
Gladstone	Sports and Recreation	Type 3	Code (a)	All	IF-1	Achieves	Yes	No	
Gladstone	Water and Sewerage	Non Type 3	Code (a)	All	ICF-1	Achieves	No	No	
Gladstone	Works	Type 3	Code (a)	All	I-0	Achieves	Yes	No	
Gold Coast	Building Services	Type 3	Code (a)	All	I-1	Exceeds	Yes	No	
Gold Coast	Car Parking	Type 3	Code (a)	N/A	N/A	N/A	N/A	N/A	Council has resolved not to apply the Code to this business activity
Gold Coast	Cemeteries	Type 3	Code (a)	N/A	N/A	N/A	N/A	N/A	Council has resolved not to apply the Code to this business activity
Gold Coast	Cleansing (Refuse)	Type 1	Commercialisation	All	ICF-1	Exceeds	Yes	No	
Gold Coast	Cultural	Type 3	None	N/A	N/A	N/A	N/A	N/A	Council has resolved not to apply the Code to this business activity
Gold Coast	Malls Management	Type 3	None	N/A	N/A	N/A	N/A	N/A	Council has resolved not to apply the Code to this business activity
Gold Coast	Other Roads	Non Type 3	Code (a)	Not achieving FCR	I-0	No	Yes	No	
Gold Coast	Quarry	Type 3	Code (a)	Most	I-0	Positive	Yes	No	
Gold Coast	Sports and Recreation	Type 3	None	N/A	N/A	N/A	N/A	n/A	Council has resolved not to apply the Code to this business activity
Gold Coast	Tourism	Type 3	Code (a)	All	I-0	Exceeds	Yes	No	
Gold Coast	Water and Sewerage	Type 1	Commercialisation	All	ICF-1	Positive	Yes	No	
Goondiwindi	Other Roads	Non Type 3	Code (a)	Not achieving FCR	N/A	N/A	Yes	No	
Goondiwindi	Parks and Gardens	Non Type 3	Code (a)	Not achieving FCR	N/A	N/A	Yes	No	
Goondiwindi	Plant and Equipment	Non Type 3	Code (a)	Not achieving FCR	N/A	N/A	Yes	No	
Goondiwindi	Refuse Management	Non Type 3	Code (a)	Not achieving FCR	N/A	N/A	Yes	No	
Goondiwindi	Water and Sewerage	Non Type 3	Code (a)	Some	I-1	Positive	Yes	No	
Herberton	Other Roads	Non Type 3	None	All	I-0	Achieves	No	No	
Herberton	Plant	Non Type 3	Code (a)	All	I-0	Achieves	No	No	
Herberton	Road	Type 3	Code (a)	All	I-0	Exceeds	No	No	
Herberton	Water and Sewerage	Non Type 3	Code (a)	All	I-0	Positive	No	No	Full cost pricing is no longer being applied
Hervey Bay	Aerodromes	Non Type 3	Code (a)	All	I-1	Achieves	Yes	No	
Hervey Bay	Building Services	Type 3	Code (a)	All	I-0	Exceeds	Yes	No	
Hervey Bay	Caravan Parks	Type 3	Code (a)	All	I-0	Exceeds	Yes	No	
Hervey Bay	Other Roads	Non Type 3	Code (a)	Many	I-0	Positive	No	No	
Hervey Bay	Plant Operations	Non Type 3	Code (a)	Many	I-0	Positive	No	No	
Hervey Bay	Refuse Management	Non Type 3	Code (a)	All	I-0	Exceeds	Yes	No	
Hervey Bay	Road	Type 3	None	N/A	N/A	N/A	N/A	N/A	Council has resolved not to apply the Code to this business activity

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Hervey Bay	Water and Sewerage	Type 2	Commercialisation	All	ICF-1	Positive	Yes	No	
Hervey Bay	Workshop	Non Type 3	Code (a)	Most	I-0	Positive	No	No	
Hinchinbrook	Other Roads	Non Type 3	Code (a)	Many	I-0	Positive	Yes	No	
Hinchinbrook	Waste Management	Non Type 3	Code (a)	Most	I-1	Positive	Yes	No	
Hinchinbrook	Water and Sewerage	Non Type 3	Code (a)	All	I-1	Achieves	Yes	No	
Ilfracombe	Other Roads	Non Type 3	Code (a)	N/A	I-1	No	Yes	No	Full cost pricing no longer being applied
Ilfracombe	Plant Operation and Maintenance	Non Type 3	Code (a)	Many	I-1	Target	Yes	No	
Ilfracombe	Recreation and Culture	Non Type 3	Code (a)	All	I-1	Achieves	Yes	No	
Inglewood	Other Roads	Non Type 3	None	N/A	N/A	N/A	N/A	N/A	Council has resolved not to apply the Code to this business activity
Inglewood	Road	Non Type 3	None	N/A	N/A	N/A	N/A	N/A	Council has resolved not to apply the Code to this business activity
Inglewood	Water and Sewerage	Non Type 3	None	N/A	N/A	N/A	N/A	N/A	Council has resolved not to apply the Code to this business activity
Ipswich	Asphalt Plant	Non Type 3	None	N/A	N/A	N/A	N/A	N/A	Council has divested the activity
Ipswich	Building Services	Type 3	Code (a)	Some	I-1	Target	Yes	No	
Ipswich	Cemeteries	Type 3	Code (a)	Some	I-1	Target	Yes	No	
Ipswich	Cleansing (Refuse)	Type 2	Commercialisation	All	ICF-1	Exceeds	Yes	No	
Ipswich	Cultural	Type 3	Code (a)	Some	I-1	Target	Yes	No	
Ipswich	Information Technology	Type 3	Code (a)	All	I-0	Achieves	No	No	
Ipswich	Other Roads	Non Type 3	Code (a)	Most	I-0	Positive	Yes	No	
Ipswich	Plant Provider Unit	Type 3	Code (a)	Most	I-0	Positive	Yes	No	
Ipswich	Sports and Recreation	Type 3	Code (a)	Many	I-0	Target	Yes	No	
Ipswich	Water and Sewerage	Type 1	Commercialisation	All	ICF-1	Achieves	Yes	No	
Isis	Environmental Services	Non Type 3	Code (a)	Many	I-1	Positive	Yes	No	
Isis	Other Roads	Non Type 3	Code (a)	Not achieving FCR	I-0	Target	Yes	No	
Isis	Plant Operations	Non Type 3	Code (a)	Not achieving FCR	I-0	Target	Yes	No	
Isis	Private Works	Type 3	Code (a)	All	I-0	Exceeds	Yes	No	
Isis	Refuse Management	Non Type 3	Code (a)	Not achieving FCR	ICF-1	Target	Yes	No	
Isis	Sports and Recreation	Non Type 3	Code (a)	All	I-1	Exceeds	Yes	No	
Isis	Water and Sewerage	Non Type 3	Code (a)	Most	I-1	Positive	Yes	No	
Isisford	Other Roads	Non Type 3	Code (a)	All	I-0	Achieves	Yes	No	
Isisford	Plant Operations	Non Type 3	Code (a)	Most	ICF-1	Achieves	Yes	No	
Isisford	Quarry	Non Type 3	Code (a)	Most	I-1	Achieves	Yes	No	
Isisford	Recreation and Culture	Non Type 3	Code (a)	Many	ICF-1	Positive	Yes	No	
Isisford	Road	Type 3	Code (a)	Not achieving FCR	I-0	Target	Yes	No	
Jericho	Other Roads	Non Type 3	Code (a)	All	I-0	Achieves	Yes	No	
Jericho	Plant Operations	Non Type 3	Code (a)	All	I-1	Achieves	Yes	No	
Jericho	Road	Type 3	Code (a)	All	I-0	Achieves	Yes	No	
Jericho	Water and Sewerage	Non Type 3	Code (a)	Some	I-1	Target	Yes	No	
Johnstone	Community Services	Non Type 3	Code (a)	N/A	I-0	N/A	Yes	nO	Full cost pricing no longer being applied
Johnstone	Other Roads	Non Type 3	Code (a)	All	I-0	Exceeds	Yes	No	

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Johnstone	Private Works	Non Type 3	Code (a)	Most	I-0	No	Yes	No	
Johnstone	Property Operations	Type 3	Code (a)	Many	I-1	Positive	Yes	No	
Johnstone	Refuse Management	Non Type 3	Code (a)	All	N/A	Achieves	Yes	No	
Johnstone	Water and Sewerage	Non Type 3	Code (a)	Many	N/A	No	Yes	No	
Johnstone	Workshop/Plant	Non Type 3	Code (a)	All	I-0	Exceeds	Yes	No	
Jondaryan	Cleansing Services	Non Type 3	Code (a)	N/A	I-0	N/A	Yes	No	Full cost pricing no longer being applied
Jondaryan	Water and Sewerage	Non Type 3	Code (a)	All	I-1	Exceeds	Yes	No	
Kilcoy	Other Roads	Non Type 3	Code (a)	All	I-0	Achieves	Yes	No	
Kilcoy	Plant Operations	Non Type 3	Code (a)	All	I-0	Exceeds	Yes	No	
Kilcoy	Private Works	Type 3	Code (a)	All	I-0	Exceeds	Yes	No	
Kilcoy	Water and Sewerage	Non Type 3	Code (a)	Not achieving FCR	I-1	Target	Yes	No	
Kilkivan	Other Roads	Non Type 3	Code (a)	Some	I-0	No	Yes	No	Full cost pricing no longer being applied
Kilkivan	Plant	Non Type 3	Code (a)	Some	I-1	No	Yes	No	Full cost pricing no longer being applied
Kilkivan	Road	Type 3	Code (a)	Most	I-0	Positive	Yes	No	
Kilkivan	Water and Sewerage	Non Type 3	Code (a)	Many	I-1	Positive	Yes	No	
Kingaroy	Other Roads	Non Type 3	Code (a)	All	I-0	Exceeds	Yes	No	
Kingaroy	Refuse Management	Non Type 3	Code (a)	All	I-1	Achieves	Yes	No	
Kingaroy	Water and Sewerage	Non Type 3	Code (a)	Many	I-1	Positive	Yes	No	
Kolan	Road	Non Type 3	None	N/A	N/A	N/A	N/A	N/A	Council has resolved not to apply the Code to this business activity
Kolan	Water and Sewerage	Non Type 3	None	N/A	N/A	N/A	N/A	N/A	Council has resolved not to apply the Code to this business activity
Laidley	Other Roads	Non Type 3	Code (a)	All	I-0	Exceeds	Yes	No	
Laidley	Plant	Non Type 3	Code (a)	Some	I-0	Positive	Yes	No	Full cost pricing is no longer being applied
Laidley	Road	Type 3	Code (a)	N/A	N/A	N/A	N/A	N/A	Council has resolved not to apply the Code to this business activity
Laidley	Sewerage	Non Type 3	Code (a)	Some	I-0	Positive	N/A	N/A	Full cost pricing is no longer being applied
Laidley	Water	Non Type 3	Code (a)	All	ICF-1	Achieves	No	No	
Livingstone	Caravan Parks	Type 3	Code (a)	Most	I-0	Positive	Yes	No	
Livingstone	Design Services	Type 3	Code (a)	Many	I-0	Positive	Yes	No	
Livingstone	Other Private Works	Type 3	Code (a)	Not achieving FCR	I-0	Target	Yes	No	
Livingstone	Other Roads	Non Type 3	Code (a)	All	I-0	Achieves	Yes	No	
Livingstone	Plant Operations	Non Type 3	Code (a)	Most	I-0	Positive	Yes	No	
Livingstone	Property Development	Non Type 3	Code (a)	All	I-0	Achieves	No	No	
Livingstone	Refuse Management	Non Type 3	Code (a)	All	I-1	Exceeds	No	No	
Livingstone	Water and Sewerage	Non Type 3	Code (a)	All	I-1	Achieves	No	No	
Logan	Building Services	Type 3	Code (a)	All	I-0	Achieves	Yes	No	
Logan	Cleansing (Refuse)	Type 2	Commercialisation	All	ICF-1	Exceeds	Yes	No	
Logan	Cultural (1)	Non Type 3	Code (a)	All	I-0	Achieves	Yes	No	
Logan	Cultural (2)	Type 3	Code (a)	Not achieving FCR	I-0	Target	Yes	No	
Logan	Design	Non Type 3	Code (a)	All	I-0	Positive	Yes	No	
Logan	Other Roads	Non Type 3	Code (a)	Most	I-0	Positive	Yes	No	

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Logan	Plant Fleet Services	Type 3	Code (a)	Many	I-0	Achieves	Yes	No	
Logan	Quarry	Non Type 3	Code (a)	Some	I-0	N/A	Yes	No	
Logan	Sports and Recreation	Type 3	Code (a)	All	I-0	Achieves	Yes	No	
Logan	Water and Sewerage	Type 1	Commercialisation	Most	I-1	Positive	Yes	No	
Longreach	Environmental Management	Non Type 3	Code (a)	N/A	I-0	N/A	No	No	Insufficient information provided
Longreach	Other Roads	Non Type 3	Code (a)	All	I-0	Exceeds	No	No	
Longreach	Plant	Non Type 3	Code (a)	All	I-0	Exceeds	No	No	
Longreach	Road	Type 3	Code (a)	All	I-0	Exceeds	No	No	
Longreach	Sport and Recreation	Type 3	Code (a)	All	ICF-1	Exceeds	No	No	
Longreach	Water and Sewerage	Non Type 3	Code (a)	Not achieving FCR	ICF-1	No	No	No	
Mackay	Building Services	Type 3	Code (a)	Most	I-0	No	Yes	No	
Mackay	Cemeteries	Non Type 3	Code (a)	No	I-0	No	Yes	No	Full cost pricing is no longer being applied
Mackay	Design	Non Type 3	None	N/A	N/A	N/A	Yes	No	Council has resolved not to apply the Code to this business activity
Mackay	Entertainment	Type 3	Code (a)	Many	I-1	Positive	Yes	No	
Mackay	Land Development	Non Type 3	Code (a)	All	I-0	Achieves	Yes	No	
Mackay	Other Roads	Non Type 3	Code (a)	All	I-1	Exceeds	Yes	No	
Mackay	Plant and Equipment	Non Type 3	Code (a)	All	I-1	Exceeds	Yes	No	
Mackay	Plumbing Permits and Inspections	Non Type 3	Code (a)	All	I-0	Exceeds	Yes	No	
Mackay	Public Toilets	Non Type 3	Code (a)	All	I-0	Exceeds	Yes	No	
Mackay	Refuse Management	Non Type 3	Code (a)	All	I-0	Achieves	Yes	No	
Mackay	Road	Type 3	Code (a)	Not achieving FCR	I-0	No	Yes	No	Full cost pricing is no longer being applied
Mackay	Sports and Recreation	Type 3	Code (a)	Many	I-1	No	Yes	No	
Mackay	Water and Sewerage	Type 2	Commercialisation	Most	I-1	Achieves	Yes	No	
Mackay	Workshop	Non Type 3	Code (a)	Most	I-0	Positive	Yes	No	
Mareeba	Design	Type 3	Code (a)	Not achieving FCR	I-0	No	Yes	No	Full cost pricing is no longer being applied
Mareeba	Laboratory	Type 3	Code (a)	Not achieving FCR	I-0	No	Yes	No	Full cost pricing is no longer being applied
Mareeba	Other Roads	Non Type 3	Code (a)	All	I	Exceeds	Yes	No	
Mareeba	Refuse Management	Non Type 3	Code (a)	All	I-1	Exceeds	Yes	No	
Mareeba	Water and Sewerage	Non Type 3	Code (a)	All	I-1	Achieves	Yes	No	
Mareeba	Workshop	Non Type 3	Code (a)	All	I-0	Exceeds	Yes	No	
Maroochy	Aerodromes	Type 3	Commercialisation	All	ICF-1	Positive	Yes	No	
Maroochy	Building Services	Type 3	Code (a)	Many	ICF-1	No	Yes	No	
Maroochy	Car Parking	Non Type 3	None	N/A	N/A	N/A	N/A	N/A	Council has resolved not to apply the Code to this business activity
Maroochy	Caravan Parks	Type 3	Code (a)	All	I-0	Exceeds	Yes	No	
Maroochy	Cemeteries	Type 3	Code (a)	Most	ICF-1	Positive	Yes	No	
Maroochy	Certification	Type 3	Commercialisation	N/A	N/A	N/A	N/A	N/A	Ceased operation
Maroochy	Child Care	Type 3	Code (a)	Some	ICF-1	No	Yes	No	Some parts of full cost pricing no longer being applied
Maroochy	Cleansing (Refuse)	Type 2	Full Cost Pricing	All	ICF-1	Exceeds	Yes	No	
Maroochy	Cultural	Type 3	Code (a)	Not achieving FCR	ICF-1	No	Yes	No	

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Maroochy	Design	Type 3	None	All	ICF-1	Target	Yes	No	
Maroochy	Other Roads	Non Type 3	Code (a)	Not achieving FCR	I-0	No	Yes	No	
Maroochy	Quarry	Type 3	Code (a)	All	I-0	Exceeds	Yes	No	
Maroochy	Road	Type 3	Code (a)	Not achieving FCR	I-0	No	Yes	No	
Maroochy	Sports and Recreation	Type 3	Code (a)	Not achieving FCR	ICF-1	No	Yes	No	
Maroochy	Water and Sewerage	Type 1	Commercialisation	All	I-1	Achieves	Yes	No	
Maryborough	Aerodromes	Non Type 3	Code (a)	All	I-1	Achieves	No	No	
Maryborough	Brolga Theatre	Type 3	Code (a)	All	I-1	Achieves	No	No	
Maryborough	Fleet and Plant Management	Non Type 3	Code (a)	All	I-0	Exceeds	No	No	
Maryborough	Other Roads	Non Type 3	Code (a)	All	I-0	Exceeds	No	No	
Maryborough	Refuse Management	Non Type 3	Code (a)	All	I-1	Exceeds	No	No	
Maryborough	Showground	Non Type 3	Code (a)	All	I-1	Positive	No	No	
Maryborough	Water and Sewerage	Non Type 3	Code (a)	All	ICF-1	Achieves	Yes	No	
McKinlay	Other Roads	Non Type 3	None	N/A	N/A	N/A	N/A	N/A	Council has resolved not to apply the Code to this business activity
McKinlay	Road	Non Type 3	None	N/A	N/A	N/A	N/A	N/A	Council has resolved not to apply the Code to this business activity
McKinlay	Water and Sewerage	Non Type 3	None	N/A	N/A	N/A	N/A	N/A	Council has resolved not to apply the Code to this business activity
Millmerran	Other Roads	Non Type 3	Code (a)	All	I-0	Achieves	Yes	No	
Millmerran	Plant and Equipment	Type 3	Code (a)	All	I-0	Achieves	Yes	No	
Millmerran	Water and Sewerage	Non Type 3	Code (a)	Many	I-1	No	Yes	No	
Mirani	Other Roads	Non Type 3	Code (a)	All	I-0	Achieves	No	No	
Mirani	Plant Fleet Management	Non Type 3	Code (a)	All	I-1	Achieves	No	No	
Mirani	Quarry	Non Type 3	Code (a)	All	I-0	Exceeds	No	No	
Mirani	Waste Management	Non Type 3	Code (a)	Most	I-1	Positive	No	No	
Mirani	Water Supply	Non Type 3	Code (a)	Most	I-1	Positive	No	No	
Miriam Vale	Economic Development, Promotion and Tourism	Non Type 3	Code (a)	All	I-1	No	Yes	No	
Miriam Vale	Other Roads	Non Type 3	Code (a)	All	I-1	Exceeds	Yes	No	
Miriam Vale	Plant Operations and Maintenance	Non Type 3	Code (a)	All	I-0	Exceeds	Yes	No	
Miriam Vale	Water and Sewerage	Non Type 3	Code (a)	Not achieving FCR	I-0	Target	Yes	No	
Monto	Environmental Services	Non Type 3	Code (a)	All	I-1	Exceeds	Yes	No	
Monto	Plant Operations	Non Type 3	Code (a)	All	I-0	Achieves	Yes	No	
Monto	Road	Non Type 3	Code (a)	All	I-0	Exceeds	Yes	No	
Monto	Sports, Recreation and Community Facilities	Non Type 3	Code (a)	All	I-1	Achieves	Yes	No	
Monto	Water and Sewerage	Non Type 3	Code (a)	All	I-1	Achieves	Yes	No	
Mornington	Aged Peoples Home	Non Type 3	Code (a)	Many	I-1	Positive	Yes	No	
Mornington	Other Roads	Non Type 3	Code (a)	Many	I-0	Positive	Yes	No	
Mornington	Tavern/Hotel	Type 3	Code (a)	Many	I-0	Positive	Yes	No	
Mount Isa	Building Services	Type 3	Code (a)	Not achieving FCR	I-1	No	Yes	No	
Mount Isa	Engineering Services	Non Type 3	Code (a)	All	I-0	Exceeds	No	No	
Mount Isa	Entertainment	Type 3	Code (a)	Many	I-1	Positive	Yes	No	

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Mount Isa	Other Roads	Non Type 3	Code (a)	All	I-0	Exceeds	Yes	No	
Mount Isa	Plant Operations	Non Type 3	Code (a)	Many	I-0	Positive	Yes	No	
Mount Isa	Refuse Management	Non Type 3	Code (a)	All	I-0	Exceeds	Yes	No	
Mount Isa	Road	Type 3	Code (a)	All	I-0	Exceeds	Yes	No	
Mount Isa	Tourism	Type 3	Code (a)	Many	I-1	Positive	Yes	No	
Mount Isa	Water and Sewerage	Non Type 3	Code (a)	No	I-1	No	Yes	No	Full cost pricing is no longer being applied
Mount Morgan	Sole Invitee Works	Non Type 3	Code (a)	All	I-0	Exceeds	Yes	No	
Mount Morgan	Water and Works	Non Type 3	Code (a)	Many	I-0	Positive	Yes	No	
Mundubbera	Environmental and Health	Non Type 3	Code (a)	All	I-1	Achieves	Yes	No	
Mundubbera	Plant Operation and Maintenance	Non Type 3	Code (a)	All	I-1	Exceeds	Yes	No	
Mundubbera	Road	Non Type 3	Code (a)	All	ICF-1	Exceeds	Yes	No	
Mundubbera	Water and Sewerage	Non Type 3	Code (a)	Many	I-0	Positive	Yes	No	
Murgon	Commercial Properties	Non Type 3	Code (a)	All	I-1	Achieves	Yes	No	
Murgon	Other Roads	Non Type 3	Code (a)	Not achieving FCR	I-0	Target	Yes	No	
Murgon	Plant Operations	Non Type 3	Code (a)	Not achieving FCR	I-0	Target	Yes	No	
Murgon	Refuse Management	Non Type 3	Code (a)	All	I-0	Exceeds	Yes	No	
Murgon	Tourism	Type 3	Code (a)	All	I-0	Exceeds	Yes	No	
Murgon	Water and Sewerage	Non Type 3	Code (a)	All	I-0	Achieves	Yes	No	
Murilla	Other Roads	Non Type 3	Code (a)	All	I-0	Achieves	Yes	No	
Murilla	Plant Operations	Non Type 3	Code (a)	All	I-0	Positive	Yes	No	Full cost pricing is no longer being applied
Murilla	Road	Type 3	Code (a)	All	I-0	Achieves	Yes	No	
Murilla	Water and Sewerage	Non Type 3	Code (a)	Many	I-0	Positive	Yes	No	Full cost pricing is no longer being applied
Murweh	Aerodrome Operations	Non Type 3	Code (a)	Many	I-1	Positive	Yes	No	
Murweh	Area Promotion and Development	Non Type 3	Code (a)	Many	I-1	Positive	Yes	No	
Murweh	Environmental Services and Utilities	Non Type 3	Code (a)	Many	I-1	Positive	Yes	No	
Murweh	Other Road Works	Non Type 3	Code (a)	All	I-0	Exceeds	Yes	No	
Murweh	Plant Operations	Non Type 3	Code (a)	All	I-0	Exceeds	Yes	No	
Murweh	Private Works	Type 3	Code (a)	All	I-1	Exceeds	Yes	No	
Murweh	Sports, Recreation and Community Facilities	Non Type 3	Code (a)	All	I-1	Exceeds	Yes	No	
Murweh	Water and Sewerage Utilities	Non Type 3	Code (a)	All	I-1	Exceeds	Yes	No	
Nanango	Building Services	Type 3	Code (a)	Not achieving FCR	I-0	No	Yes	No	Full cost pricing is no longer being applied
Nanango	Other Roads	Non Type 3	Code (a)	Not achieving FCR	I-0	No	Yes	No	Full cost pricing is no longer being applied
Nanango	Plant and Equipment	Type 3	Code (a)	Not achieving FCR	I-0	No	Yes	No	Full cost pricing is no longer being applied
Nanango	Refuse Management	Non Type 3	Code (a)	Some	I-1	No	Yes	No	Full cost pricing is no longer being applied
Nanango	Water and Sewerage	Non Type 3	Code (a)	All	I-1	Achieves	Yes	No	
Nebo	Other Roads	Non Type 3	Code (a)	Some	I-0	No	Yes	No	Full cost pricing is no longer being applied
Nebo	Plant Operations	Non Type 3	Code (a)	Most	I-0	Positive	Yes	No	
Nebo	Recreation and Sports	Type 3	Code (a)	Some	I-0	Target	Yes	No	
Nebo	Saleyard	Non Type 3	Code (a)	Many	I-0	Positive	Yes	No	

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Nebo	Waste Management and Environmental Services	Non Type 3	Code (a)	Some	I-0	Target	Yes	No	
Nebo	Water and Sewerage	Non Type 3	Code (a)	Not achieving FCR	I-0	Target	Yes	No	
Noosa	Building Services	Type 3	Code (a)	All	I-0	Exceeds	Yes	No	
Noosa	Caravan Parks	Type 3	Code (a)	All	I-0	Exceeds	Yes	No	
Noosa	Child Care	Type 3	Code (a)	Most	IF-1	Positive	Yes	No	
Noosa	Other Roads	Non Type 3	Code (a)	Many	I-0	Positive	Yes	No	
Noosa	Plant Operations	Non Type 3	Code (a)	Most	I-0	Positive	Yes	No	
Noosa	Quarry	Type 3	Code (a)	All	I-0	Exceeds	Yes	No	
Noosa	Refuse Management	Non Type 3	Code (a)	Many	I-1	Positive	Yes	No	
Noosa	Respite Care	Type 3	Code (a)	Not achieving FCR	I-0	No	Yes	No	
Noosa	Sports and Recreation	Type 3	Code (a)	Not achieving FCR	I-1	No	Yes	No	
Noosa	Water and Sewerage	Type 2	Commercialisation	Most	ICF-1	Positive	Yes	No	
Paroo	Other Roads	Non Type 3	Code (a)	Some	I-1	Target	No	No	
Paroo	Plant Operations	Non Type 3	Code (a)	Some	I-1	Target	No	No	
Paroo	Water and Sewerage	Non Type 3	Code (a)	Some	No	Positive	Yes	No	
Peak Downs	Capella Cultural Centre	Non Type 3	Code (a)	All	I-0	Achieves	Yes	No	
Peak Downs	Cleansing Services	Non Type 3	Code (a)	Not achieving FCR	I-0	Target	Yes	No	
Peak Downs	Parks and Gardens	Non Type 3	Code (a)	All	I-0	Achieves	Yes	No	
Peak Downs	Private Works	Type 3	Code (a)	N/A	I-0	No	Yes	No	Full cost pricing is no longer being applied
Peak Downs	Quarry	Type 3	Code (a)	N/A	I-1	No	Yes	No	Full cost pricing is no longer being applied
Peak Downs	Road	Non Type 3	Code (a)	N/A	I-1	No	Yes	No	Full cost pricing is no longer being applied
Peak Downs	Water and Sewerage	Non Type 3	Code (a)	Many	I-0	Target	Yes	No	
Peak Downs	Workshop/Plant Maintenance	Non Type 3	Code (a)	Some	I-0	Target	Yes	No	
Perry	Road	Non Type 3	Code (a)	N/A	N/A	N/A	N/A	N/A	No Information Provided
Pine Rivers	Building Services	Type 3	Code (a)	Most	I-0	Positive	Yes	Yes	Complaint satisfactorily resolved
Pine Rivers	Child Care	Type 3	Code (a)	All	I-0	Achieves	Yes	No	
Pine Rivers	Commercial Properties	Type 3	Code (a)	Many	ICF-1	Positive	Yes	No	
Pine Rivers	Cultural 1	Type 3	None	N/A	N/A	N/A	N/A	N/A	Council has resolved not to apply the Code to this business activity
Pine Rivers	Cultural 2	Type 3	None	N/A	N/A	N/A	N/A	N/A	Council has resolved not to apply the Code to this business activity
Pine Rivers	Nurseries	Type 3	None	N/A	N/A	N/A	N/A	N/A	Council has resolved not to apply the Code to this business activity
Pine Rivers	Refuse Management	Type 2	Commercialisation	All	ICF-1	Exceeds	Yes	No	
Pine Rivers	Road	Non Type 3	Code (a)	Not achieving FCR	I-0	No	Yes	No	
Pine Rivers	Sports and Recreation	Type 3	Code (a)	Not achieving FCR	I-0	No	Yes	No	
Pine Rivers	Water and Sewerage	Type 2	Commercialisation	Most	ICF-1	Positive	Yes	No	
Pittsworth	Other Roads	Non Type 3	Code (a)	All	I-0	Exceeds	Yes	No	
Pittsworth	Plant and Equipment	Non Type 3	Code (a)	All	I-0	Exceeds	Yes	No	
Pittsworth	Water and Sewerage	Non Type 3	Code (a)	N/A	ICF-1	N/A	Yes	No	Full cost pricing is no longer being applied
Quilpie	Community Services	Non Type 3	Code (a)	All	ICF-1	Exceeds	Yes	No	
Quilpie	Other Roads	Non Type 3	Code (a)	All	I-0	Exceeds	Yes	No	

(a) Code of Competitive Conduct

Quilpie	Plant Operations	Non Type 3	Code (a)	Some	I-1	Target	Yes	No	
Redcliffe	Cemeteries	Type 3	Code (a)	Many	I-1	Positive	Yes	No	
Redcliffe	Entertainment	Type 3	Code (a)	Many	I-1	Positive	Yes	No	
Redcliffe	Other Roads	Non Type 3	Code (a)	Some	I-0	Positive	Yes	No	
Redcliffe	Redcliffe Works	Type 2	Commercialisation	Not achieving FCR	ICF-1	No	Yes	No	
Redcliffe	Refuse Management	Non Type 3	Code (a)	All	I-1	Exceeds	Yes	No	
Redcliffe	Water and Sewerage	Non Type 3	Code (a)	All	I-1	Achieves	Yes	No	
Redland	Building Services	Type 3	Code (a)	Not achieving FCR	I-0	No	Yes	No	Council has resolved not to apply the Code to this business activity
Redland	Caravan Parks	Type 3	Code (a)	Not achieving FCR	I-0	No	Yes	No	
Redland	Cemeteries	Type 3	Code (a)	Not achieving FCR	I-0	No	Yes	No	
Redland	Child Care	Type 3	Code (a)	All	I-0	Positive	Yes	No	
Redland	Cleansing (Refuse)	Type 2	Commercialisation	All	I-1	Exceeds	Yes	No	
Redland	Cultural	Type 3	Code (a)	Not achieving FCR	I-0	No	Yes	No	Council has resolved not to apply the Code to this business activity
Redland	Entertainment Centre/Hall	Type 3	Code (a)	Not achieving FCR	I-0	No	Yes	No	Council has resolved not to apply the Code to this business activity
Redland	Family Day Care	Type 3	Code (a)	Not achieving FCR	I-0	No	Yes	No	Council has resolved not to apply the Code to this business activity
Redland	Land Development	Type 3	Code (a)	Some	N/A	Positive	Yes	No	Council has resolved not to apply the Code to this business activity
Redland	Other Roads	Non Type 3	Code (a)	All	I-0	Achieves	Yes	No	Council has resolved not to apply the Code to this business activity
Redland	Outside School Hours Care	Type 3	Code (a)	Not achieving FCR	I-0	No	Yes	No	Council has resolved not to apply the Code to this business activity
Redland	Plant and Equipment	Non Type 3	Code (a)	All	I-0	Achieves	Yes	No	Council has resolved not to apply the Code to this business activity
Redland	Private Works	Type 3	Code (a)	Most	I-0	Positive	Yes	No	Council has resolved not to apply the Code to this business activity
Redland	Quarry	Non Type 3	Code (a)	Most	I-0	Positive	Yes	No	Council has resolved not to apply the Code to this business activity
Redland	Respite Care	Type 3	Code (a)	Most	I-0	Positive	Yes	No	Council has resolved not to apply the Code to this business activity
Redland	Water and Sewerage	Type 2	Commercialisation	All	I-1	Achieves	Yes	No	
Richmond	Other Roads	Non Type 3	Code (a)	All	I-0	Exceeds	Yes	No	
Richmond	Plant and Equipment	Non Type 3	Code (a)	All	I-0	Exceeds	Yes	No	
Rockhampton	Aerodromes	Type 3	Code (a)	Some	I-0	Target	Yes	No	
Rockhampton	Building Services	Type 3	Code (a)	All	I-0	Achieves	Yes	No	
Rockhampton	Cemeteries	Type 3	Code (a)	Not achieving FCR	I-1	Target	Yes	No	
Rockhampton	Child Care	Type 3	Code (a)	Not achieving FCR	I-0	No	Yes	No	Council has resolved not to apply the Code to this business activity
Rockhampton	Entertainment	Type 3	Code (a)	Some	I-1	Target	Yes	No	
Rockhampton	Fleet and Plant	Non Type 3	Code (a)	Some	I-0	Target	Yes	No	
Rockhampton	Grasslands Residential	Type 3	None	N/A	N/A	N/A	No	No	Council has resolved not to apply the Code to this business activity
Rockhampton	Industrial Estates	Type 3	None	N/A	N/A	N/A	No	No	Council has resolved not to apply the Code to this business activity
Rockhampton	Nurseries	Non Type 3	Code (a)	All	I-0	Positive	Yes	No	
Rockhampton	Other Roads	Non Type 3	Code (a)	Many	I-0	Target	Yes	No	
Rockhampton	Private Works	Type 3	Code (a)	Not achieving FCR	I-0	No	Yes	No	
Rockhampton	Refuse Management	Non Type 3	Code (a)	All	I-0	Exceeds	Yes	No	
Rockhampton	Road	Type 3	Code (a)	Many	I-0	Target	Yes	No	
Rockhampton	Sports and Recreation	Type 3	Code (a)	Some	I-1	Target	Yes	No	

(a) Code of Competitive Conduct

Rockhampton	Tourism	Type 3	Code (a)	Some	N/A	Target	Yes	No	Council has resolved not to apply the Code to this business activity
Rockhampton	Water and Sewerage	Type 2	Commercialisation	All	ICF-1	Achieves	Yes	No	
Roma	Big Rig Tourist Attraction	Type 3	Code (a)	All	ICF-1	Positive	Yes	No	
Roma	Garbage and Refuse	Type 3	Code (a)	Most	I-0	Positive	Yes	No	
Roma	Gas	Non Type 3	Code (a)	Some	I-0	Positive	Yes	No	
Roma	Plant Operations	Non Type 3	Code (a)	All	I-0	Achieves	Yes	No	
Roma	Road	Type 3	Code (a)	All	I-0	Achieves	Yes	No	
Roma	Water Supply and Sewerage	Non Type 3	Code (a)	All	I-0	Exceeds	Yes	No	
Rosalie	Other Roads	Non Type 3	Code (a)	Many	I-0	No	Yes	No	Full cost pricing is no longer being applied
Rosalie	Plant Operations	Non Type 3	Code (a)	Not achieving FCR	I-0	Target	Yes	No	Full cost pricing is no longer being applied
Rosalie	Refuse Management	Non Type 3	Code (a)	Some	I-1	Positive	Yes	No	
Rosalie	Water and Sewerage	Non Type 3	Code (a)	All	I-1	Exceeds	Yes	No	
Sarina	Other Roads	Non Type 3	Code (a)	Most	I-0	Achieves	No	No	
Sarina	Plant Operations	Non Type 3	Code (a)	Some	I-1	Target	No	No	
Sarina	Road	Type 3	Code (a)	Most	I-0	Achieves	No	No	
Sarina	Waste Management	Non Type 3	Code (a)	Most	I-1	Positive	No	No	
Sarina	Water and Sewerage	Non Type 3	Code (a)	Many	I-1	Positive	No	No	
Stanthorpe	Other Roads	Non Type 3	Code (a)	All	I-0	Achieves	Yes	No	
Stanthorpe	Plant Operations	Non Type 3	Code (a)	All	I-0	Achieves	Yes	No	
Stanthorpe	Refuse Management	Non Type 3	Code (a)	All	I-0	Exceeds	Yes	No	
Stanthorpe	Water and Sewerage	Non Type 3	Code (a)	All	I-1	Achieves	Yes	No	
Tambo	Other Roads	Non Type 3	Code (a)	All	I-0	Exceeds	Yes	No	
Tambo	Road	Type 3	Code (a)	All	I-0	Exceeds	Yes	no	
Tara	Nursing Home	N/A	None	N/A	N/A	N/A	N/A	N/A	No Information Provided
Tara	Other Roads	N/A	None	N/A	N/A	N/A	N/A	N/A	No Information Provided
Tara	Sole Invitee Works	Non Type 3	None	N/A	N/A	N/A	N/A	N/A	No Information Provided
Tara	Water Supply and Sewerage	Non Type 3	None	N/A	N/A	N/A	N/A	N/A	No Information Provided
Taroom	Water and Sewerage	Non Type 3	None	N/A	N/A	N/A	N/A	N/A	No Information Provided
Thuringowa	Building Services	Type 3	Code (a)	All	I-0	Exceeds	Yes	No	
Thuringowa	Engineering Design Unit	Type 3	Code (a)	All	I-0	Exceeds	Yes	No	
Thuringowa	Fleet	Non Type 3	Code (a)	Most	I-0	Positive	Yes	No	
Thuringowa	Waste	Non Type 3	Code (a)	All	I-0	Exceeds	Yes	No	
Thuringowa	Water and Sewerage	Type 2	Commercialisation	All	I-1	Achieves	Yes	No	
Thuringowa	Works	Non Type 3	Code (a)	All	I-0	Exceeds	Yes	No	
Thuringowa	Workshop	Type 3	Code (a)	Most	I-0	Positive	Yes	No	
Tiaro	Other Roads	Non Type 3	Code (a)	Some	I-0	Positive	Yes	No	
Tiaro	Private Works	Type 3	Code (a)	Not achieving FCR	I-0	Target	Yes	No	
Tiaro	Refuse Management	Non Type 3	Code (a)	Some	I-0	Positive	Yes	No	
Tiaro	Road	Type 3	Code (a)	Not achieving FCR	I-0	Positive	Yes	No	Full cost pricing is no longer being applied

(a) Code of Competitive Conduct

Tiaro	Water and Sewerage	Non Type 3	Code (a)	Some	I-0	No	Yes	No	Full cost pricing is no longer being applied
Toowoomba	Airport	Non Type 3	Code (a)	All	I-1	Positive	Yes	No	
Toowoomba	Cemeteries	Type 3	Code (a)	Many	N/A	Target	Yes	No	
Toowoomba	Competitive Development Assessment	Type 3	Code (a)	Most	I-1	Positive	Yes	No	Full cost pricing is no longer being applied
Toowoomba	Entertainment	Type 3	Code (a)	All	I-1	Positive	Yes	No	
Toowoomba	Fleet and Plant	Non Type 3	Code (a)	All	I-0	Positive	Yes	No	
Toowoomba	Laboratory	Non Type 3	Code (a)	All	I-0	Exceeds	Yes	No	
Toowoomba	Road	Type 3	Code (a)	Most	I-0	Target	Yes	No	
Toowoomba	Sports and Recreation	Type 3	Code (a)	Most	N/A	Positive	Yes	No	
Toowoomba	Water and Sewerage (\$704,000)	Type 2	Full Cost Pricing	Most	N/A	Target	Yes	No	
Torres	Aerodromes	Non Type 3	Code (a)	Some	I-1	Positive	Yes	No	
Torres	Child Care	Non Type 3	Code (a)	Some	I-1	Positive	Yes	No	
Torres	Garbage and Refuse	Non Type 3	Code (a)	Many	I-1	Positive	Yes	No	
Torres	Other Roads	Non Type 3	Code (a)	Many	IF-1	Positive	Yes	No	
Torres	Plant and Equipment	Non Type 3	Code (a)	Not achieving FCR	I-1	Target	Yes	No	
Torres	Private Works	Type 3	Code (a)	Some	I-1	Positive	Yes	No	
Torres	Water and Sewerage	Non Type 3	Code (a)	Some	I-1	Target	Yes	No	
Townsville	Building Services	Type 3	Code (a)	All	I-1	Achieves	Yes	No	
Townsville	Car Parking	Type 3	Code (a)	All	I-1	Achieves	Yes	No	
Townsville	Child Care	Type 3	Code (a)	Many	I-0	No	Yes	No	
Townsville	Cleansing (Refuse)	Type 2	Commercialisation	All	I-1	Achieves	Yes	No	
Townsville	Commercial Properties	Type 3	Code (a)	All	I-0	Achieves	Yes	No	
Townsville	Cultural	Type 3	None	N/A	N/A	N/A	N/A	N/A	
Townsville	Entertainment	Type 3	Code (a)	Many	I-1	Positive	Yes	No	
Townsville	Land Development	Type 3	Code (a)	All	I-0	Achieves	Yes	No	
Townsville	Nurseries	Type 3	Code (a)	All	I-0	Exceeds	Yes	No	
Townsville	Other Roads	Non Type 3	Code (a)	All	I-0	Exceeds	Yes	No	
Townsville	Plant and Equipment	Type 3	Code (a)	All	I-1	Exceeds	Yes	No	
Townsville	Water and Sewerage	Type 1	Commercialisation	All	I-1	Achieves	Yes	No	
Waggamba	Other Roads	Non Type 3	Code (a)	Most	I-1	Positive	Yes	No	
Waggamba	Water and Sewerage	Non Type 3	Code (a)	Most	ICF-1	Achieves	Yes	No	
Wambo	Design	Type 3	Code (a)	Some	I-0	No	Yes	No	
Wambo	Laboratory	Non Type 3	Code (a)	Some	I-0	Target	Yes	No	
Wambo	Other Roads	Non Type 3	Code (a)	All	I-0	Exceeds	Yes	No	
Wambo	Plant Operations	Type 3	Code (a)	None	I-0	Target	Yes	No	
Wambo	Quarry	Type 3	Code (a)	All	I-0	Achieves	Yes	No	
Wambo	Road	Type 3	Code (a)	All	I-0	Achieves	No	No	
Wambo	Saleyard	Non Type 3	None	N/A	N/A	N/A	N/A	N/A	Council has not resolved to apply the Code to this business activity
Wambo	Water and Sewerage	Non Type 3	Code (a)	Not achieving FCR	I-0	Target	Yes	No	

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Wambo	Workshop	Non Type 3	Code (a)	Not achieving FCR	I-0	Target	Yes	No	
Warroo	Other Roads	Non Type 3	Code (a)	Most	I-0	Positive	Yes	No	Full cost pricing is no longer being applied
Warroo	Water and Sewerage	Non Type 3	Code (a)	Most	I-1	Positive	Yes	No	
Warwick	Other Roads	Non Type 3	Code (a)	All	I-0	Exceeds	Yes	No	
Warwick	Parks and Gardens	Type 3	Code (a)	All	I-0	Exceeds	Yes	No	
Warwick	Recreation and Aquatic Centre	Type 3	Code (a)	Many	I-1	Positive	Yes	No	
Warwick	Refuse Management	Non Type 3	Code (a)	All	I-0	Achieves	Yes	No	
Warwick	Saleyards	Type 3	Code (a)	Most	I-1	Positive	Yes	No	
Warwick	Water and Sewerage	Non Type 3	Code (a)	Most	I-1	Achieves	Yes	No	
Warwick	Workshop and Plant Hire	Type 3	Code (a)	Most	I-0	Achieves	Yes	No	
Whitsunday	Aerodromes	Type 3	Code (a)	All	I-0	Exceeds	Yes	No	
Whitsunday	Building Services	Non Type 3	Code (a)	Many	I-1	No	Yes	No	Full cost pricing is no longer being applied
Whitsunday	Community Facilities	Non Type 3	Code (a)	All	I-1	Achieves	Yes	No	
Whitsunday	Jetty	Type 3	Code (a)	All	I-1	Exceeds	Yes	No	
Whitsunday	Other Roads	Non Type 3	Code (a)	All	I-1	Exceeds	Yes	No	
Whitsunday	Parks and Gardens	Non Type 3	Code (a)	Most	I-1	Positive	Yes	No	Full cost pricing is no longer being applied
Whitsunday	Plant Operation and Maintenance	Non Type 3	Code (a)	All	I-0	Achieves	Yes	No	
Whitsunday	Quarry	Type 3	Code (a)	All	I-0	Exceeds	Yes	No	
Whitsunday	Tourism Facilities	Type 3	Code (a)	Many	I-1	Positive	Yes	No	
Whitsunday	Waste Management Services	Type 3	Code (a)	All	I-1	Exceeds	Yes	No	
Whitsunday	Water and Sewerage	Non Type 3	Code (a)	Many	I-1	Positive	Yes	No	
Winton	Other Roads	Non Type 3	Code (a)	All	I-0	Achieves	Yes	No	
Winton	Parks and Gardens	Non Type 3	Code (a)	All	I-0	Achieves	Yes	No	
Winton	Plant Operations	Non Type 3	Code (a)	All	I-0	Achieves	Yes	No	
Winton	Private Works	Type 3	Code (a)	Some	I-0	Positive	Yes	No	
Winton	Road	Type 3	Code (a)	All	I-0	Exceeds	Yes	No	
Winton	Saleyards	Type 3	Code (a)	All	I-0	Achieves	Yes	No	
Winton	Water and Sewerage	Non Type 3	Code (a)	Most	I-0	Positive	Yes	No	
Wondai	Other Roads	Non Type 3	Code (a)	Some	N/A	Target	No	No	
Wondai	Plant Operations	Non Type 3	Code (a)	Some	I-0	Positive	No	No	
Wondai	Private Works	Type 3	Code (a)	Some	N/A	Target	No	No	
Wondai	Water and Sewerage	Non Type 3	Code (a)	Some	I-1	Target	No	No	
Woocoo	Other Roads	Non Type 3	Code (a)	Many	N/A	Positive	Yes	No	
Woocoo	Plant	Non Type 3	Code (a)	Many	N/A	Positive	Yes	No	

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**Type 1 Businesses - exceeding \$18,800,000 or \$31,400,000 (combined water/sewerage operations) in annual expenditure per annum.**

**Type 2 Businesses - exceeding \$6,200,000 or \$9,400,000 (combined water/sewerage operations) in annual expenditure per annum.**

**Non Type 3 Businesses - non-competitive businesses exceeding \$200,000 in annual expenditure per annum.**

**Type 3 Businesses - competitive or potentially competitive businesses exceeding \$200,000 in annual expenditure per annum.**

Full cost Pricing			CSOs	Undertaking Reforms			Competitive Neutrality Complaints - all businesses committed to reforms	
Non Type 3								
Not achieving FCR	36	7.64%	I-1	252	The Code	382	With CN process	543
Some	44	9.34%	I-1	138	Commercialisation	0	Without	52
Many	51	10.83%	ICF-1	23	Full Cost Pricing	0	No response	2
Most	60	12.74%	N/A	54	None	89		
All	224	47.56%	IF-1	4	N/A	0		
N/A	56	11.89%	IC-1	0				
None	0	0.00%						
Total	471		Total	471	Total	471		
Type 3								
Not achieving FCR	40	17.32%	I-0	134	The Code	185		
Some	21	9.09%	I-1	59	Commercialisation	1		
Many	30	12.99%	ICF-1	12	Full Cost Pricing	0		
Most	33	14.29%	N/A	24	None	45		
All	84	36.36%	IF-1	2	N/A	0		
N/A	23	9.96%	IC-1	0				
None	0	0.00%						
Total	231		Total	231	Total	231		
Type 2								
Not achieving FCR	1	4.55%	I-0	2	The Code	0		
Some	0	0.00%	I-1	8	Commercialisation	18		
Many	0	0.00%	ICF-1	11	Full Cost Pricing	3		
Most	6	27.27%	N/A	1	Corporatisation	1		
All	15	68.18%	IF-1	0	None	0		
N/A	0	0.00%	IC-1	0	N/A	0		
None	0	0.00%						

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Total	22		Total	22	Total	22	
Type 1							
Not achieving FCR	0	0.00%	ICF-1	7	The Code	0	
Some	0	0.00%	I-1	2	Commercialisation	8	
Many	0	0.00%			Full Cost Pricing	1	
Most	1	11.11%			None	0	
All	8	88.89%			N/A	0	
N/A	0	0.00%					
None	0	0.00%					
Total	9		Total	9	Total	9	

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