

Path to Treaty Bill 2023

Amendments during consideration in detail to be moved by
The Honourable the Minister for Seniors and Disability Services and
Minister for Aboriginal and Torres Strait Islander Partnerships

1 **Clause 1 (Short title)**

Page 10, line 5, '*Path to Treaty Act 2022*'—

omit, insert—

Path to Treaty Act 2023

2 **Clause 19 (Treaty Institute Council members)**

Page 18, after line 10—

insert—

(aa) any report about the person's criminal history given to the Minister under section 60;

3 **Clause 37 (Appointment)**

Page 26, after line 2—

insert—

(2A) In deciding whether to appoint a person as the Treaty Institute CEO, the Treaty Institute Council must consider any report about the person's criminal history given to the Council under section 60.

4 **Clause 42 (Appointment)**

Page 28, after line 8—

insert—

(2A) In deciding whether to appoint a person as the Treaty Institute secretary, the Treaty Institute Council must consider any report about the person's criminal history given to the Council under section 60.

5 Clause 55 (Disqualification of Treaty Institute Council members and senior executive officers)

Page 36, lines 1 and 2—

omit.

6 Clause 55 (Disqualification of Treaty Institute Council members and senior executive officers)

Page 36, line 7, ‘person’s term of office’—

omit, insert—

term of the person’s appointment

7 Clause 55 (Disqualification of Treaty Institute Council members and senior executive officers)

Page 36, lines 12 to 14—

omit.

8 Clause 55 (Disqualification of Treaty Institute Council members and senior executive officers)

Page 36, after line 14—

insert—

- (2A) A person is disqualified from continuing as a member of the Treaty Institute Council or a senior executive officer if, during the term of the person’s appointment, the person is convicted of an indictable offence.

Note—

For the requirement to give notice of a change in a person’s criminal history, see section 61.

9 Clause 55 (Disqualification of Treaty Institute Council members and senior executive officers)

Page 36, line 15, ‘Also, a person’—

omit, insert—

A person

10 Clause 60 (Criminal history reports)

Page 38, lines 8 to 15—

omit, insert—

- (1) This section applies if a relevant official is making any of the following decisions—
 - (a) whether to recommend a person for appointment as a member of the Treaty Institute Council;
 - (b) whether to appoint a person as a senior executive officer;
 - (c) whether a person is disqualified from continuing as a member of the Treaty Institute Council or a senior executive officer.
- (1A) The relevant official may ask the commissioner of the police service for—
 - (a) a written report about the criminal history of the person; and
 - (b) a brief description of the circumstances of a conviction mentioned in the criminal history.

11 Clause 60 (Criminal history reports)

Page 38, lines 25 to 29—

omit.

12 After clause 87

Page 56, after line 24—

insert—

87A Report to Minister about particular provisions

- (1) The Inquiry must, within 1 year after the Inquiry is established, give the Minister a written report on the operation and efficacy of division 3, subdivisions 3 and 4.
- (2) The Minister must table a copy of the report in the Legislative Assembly within 14 sitting days after receiving the report.
- (3) The Minister must, as soon as reasonably practicable after tabling the report, prepare a response to the report and give the response to the Premier.

13 Schedule 1 (Dictionary)

Page 67, after line 9—

insert—

criminal history, of a person, means the person's criminal history within the meaning of the *Criminal Law (Rehabilitation of Offenders) Act 1986*, other than a spent conviction.

14 Schedule 1 (Dictionary)

Page 67, lines 11 and 12—

omit, insert—

government entity means—

- (a) a government entity within the meaning of the *Public Sector Act 2022*, section 276; or
- (b) the Queensland Police Service.

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