



Department of  
**State Development, Infrastructure,  
Local Government and Planning**

Our ref: DGC23/778

Your ref: A1154089

28 September 2023

Mr Chris Whiting MP  
Chair  
State Development and Regional Industries Committee  
sdric@parliament.qld.gov.au

Dear Mr Whiting

Thank you for your letter of 13 September 2023 about the Explanatory Notes for the recently passed Planning (Assessment Fees and Other Regulations) Amendment Regulation 2023.

The Planning (Assessment Fees and Other Regulations) Amendment Regulation 2023 amendment enacts the latest approved version of the 'Minister's Guidelines and Rules'. It also included a change to the Planning Regulation to prohibit local categorising instruments (planning schemes) from stating a temporary detention centre under the *Youth Justice Act 1992* is assessable development. Lastly, it amended the fees applicable for works near State Transport Corridors to more accurately reflect the time and effort involved in undertaking the assessment and reduce the number of fee refunds and the associated administrative burden. On this basis, the explanatory notes should have included the following:

#### **Consistency with fundamental legislation principles**

This Amendment Regulation is consistent with fundamental legislative principles and has no adverse impact on the rights and liberties of individuals or on the institution of Parliament.

Noting the issue you have raised with this Regulation, the Department of State of Development, Infrastructure, Local Government and Planning will work to ensure that all future Explanatory Notes meet the requirements of the *Legislative Standards Act 1992*.

If you require any further information, please contact me by telephone on [REDACTED] or by email at [REDACTED].

Yours sincerely

Natalie Wilde  
**Acting Director-General**

1 William Street  
Brisbane Queensland 4000  
PO Box 15009  
City East Queensland 4002  
**Telephone** 13 QGOV (13 74 68)  
**Website** [www.statedevelopment.qld.gov.au](http://www.statedevelopment.qld.gov.au)  
**ABN** 29 230 178 530