



**Minister for Energy, Renewables and Hydrogen and Minister for Public Works  
and Procurement**

**Queensland Government Response to  
Transport and Resources Committee Report No.**

***Building and Other Legislation Amendment Bill 2022***

<b>Queensland Legislative Assembly</b>	
Number: 5722T 700	
 24 MAY 2022	Tabled <input checked="" type="checkbox"/>
MP: HON DE BRENNI	By Leave <input type="checkbox"/>
Clerk's Signature: 	

## **INTRODUCTION**

On 13 May 2022, the Transport and Resources Committee (the committee) tabled its Report No. 18 on the Building and Other Legislation Amendment Bill 2022 (the Bill).

The Report outlines the committee's analysis of the Bill and includes 2 recommendations.

As required by section 107 of the *Parliament of Queensland Act 2002*, the response to recommendations is provided below.

## **RESPONSE TO RECOMMENDATIONS**

### **Recommendation 1**

The committee recommends the Building and Other Legislation Amendment Bill 2022 be passed.

### **Queensland Government Response**

The Government thanks the committee for its thorough and considered examination of the Bill and notes the recommendation that the Bill be passed.

### **Recommendation 2**

The committee recommends, in developing the regulation relating to the head contractor licensing exemptions, the Minister should clearly define the type of work prescribed under the regulation and consider the timing of commencement as suggested by stakeholders.

### **Queensland Government Response**

The Government acknowledges various stakeholder views outlined in the committee's Report accepts the committee's recommendation.

The approach in the Bill proposes to retain the head contractor licensing exemption but allow a regulation to prescribe certain circumstances where it is considered critical that a head contractor be licensed when contracting to procure building work.

This approach was canvassed through the Ministerial Construction Council and targeted stakeholder consultation with a view to addressing the major concerns of all stakeholders.

As such, the Government will ensure the Department of Energy and Public Works conducts comprehensive industry consultation in the development of any regulation to prescribe relevant circumstances in which it is critical that a head contractor hold a licence. These circumstances will also be subject to relevant regulatory impact assessments. As part of this process, all efforts will be made to ensure any circumstances prescribed by regulation are clearly defined to support implementation and compliance.

Consultation is currently proposed to be conducted later in 2022 on potential circumstances that could be prescribed by regulation. This will allow stakeholders to provide relevant feedback on the detail of any proposed regulation. The independent panel appointed to conduct the review of the role of developers in Queensland construction industry is anticipated to conduct public consultation during July and August 2022 and finalise its report in October 2022. The Panel will be kept informed of work to develop a regulation and may consider it, as necessary, as part of its deliberations. Further, the Queensland government will consider the timing of the commencement of any regulation, in light of the Panel's work and the Committee's recommendation.