

CLAUSE NOTES***Legislation and Regulatory Review (Building Tasmania) Bill 2026*****PART 1 – PRELIMINARY****Clause 1 Short title**

Specifies the name of the proposed Act.

Clause 2 Commencement

Provides that the Act commences on the day on which the Act receives Royal Assent.

**PART 2 - CULTURAL AND CREATIVE INDUSTRIES ACT 2017
AMENDED****Clause 3 Principal Act**

This clause specifies that in Part 2 of the amending Act, the term “Principal Act” refers to the *Cultural and Creative Industries Act 2017*.

Clause 4 Section 9 amended (Appointment of expert panel)

This clause amends section 9 of the Principal Act to remove the requirement for an uneven number of persons to be appointed as members of the expert panel as the requirement for an uneven number of panel members is unnecessary and lacks flexibility.

**PART 3 - LAND USE PLANNING AND APPROVALS ACT 1993
AMENDED****Clause 5 Principal Act**

This clause specifies that in Part 3 of the amending Act, the term “Principal Act” refers to the *Land Use Planning and Approvals Act 1993*.

Clause 6 Section 3 amended (Interpretation)

This clause resolves a minor grammatical error by replacing a full stop with a semi-colon.

Clause 7 Section 78 amended (Registration of agreements, &c.)

This clause amends section 78 to replace a reference to the *Land Surveyors Act 1909*, which was repealed in 2002, with the *Surveyors Act 2002*.

**PART 4 - LOCAL GOVERNMENT (HIGHWAYS) ACT 1982
AMENDED**

Clause 8 Principal Act

This clause specifies that in Part 4 of the amending Act, the term “Principal Act” refers to the *Local Government (Highways) Act 1982*.

Clause 9 Section 6 amended (Making, widening, &c., of highways by corporations)

This clause amends section 6 by replacing subsection (2) with alternative wording removing the requirement for councils to provide the Transport Commission with 28 days notice before the opening, widening or extension of a highway located in the municipality.

Clause 10 Section 7 amended (Limitation on opening of highways in cities and towns by private persons)

This clause amends section 7 by removing the requirement in subsection (2) for councils to give 28 days written notice to the Transport Commission of their intention to approve the dedication of any land in a city or town as a highway.

Clause 11 Section 14 amended (Closure and diversion of highways)

This clause amends section 14 by removing the requirement in subsection (1)(b)(ii) for councils to give 28 days written notice to the Transport Commission of their intention to divert or close all or part of a local highway for the public benefit, in the interests of public safety or due to lack of use.

Clause 12 Section 18 amended (Procedure on applications for local highway orders under section 16 or 17)

This clause amends section 18 by removing the requirement in paragraph (b) for notice to be given to the Transport Commission prior to a magistrate making a local highway order under sections 16 or 17 of the Principal Act.

Clause 13 Section 20 amended (Closure of parts of local highways for sale of goods, &c.)

This clause amends section 20(1)(a)(i) by removing the requirement for a council to give at least 10 days written notice of its intention to close part of a local highway on a Saturday, statutory holiday or Sunday for

not more than 12 hours, for the purpose of providing a place for the sale of goods and for entertainment.

Clause 14 Section 125 amended (Offences by corporations)

This clause amends section 125 by removing the offence of a council failing to give notice to the Transport Commission of the opening, widening or extension of a highway or the approval or dedication of any land as a highway.

**PART 5 - TAXI AND HIRE VEHICLE INDUSTRIES ACT 2008
AMENDED**

Clause 15 Principal Act

This clause specifies that in Part 5 of the amending Act, the term “Principal Act” refers to the *Taxi and Hire Vehicle Industries Act 2008*.

Clause 16 Section 91E amended (General small passenger vehicle offences)

This clause amends section 91E by omitting subsection (1)(e), which is redundant because it is already an offence under section 10 of the *Passenger Transport Services Act 2011*, and because subsections (1)(a) to (d) already cover each of the allowable modes of small passenger vehicle passenger transport services.

**PART 6 – TRAINING AND WORKFORCE DEVELOPMENT ACT
2013 AMENDED**

Clause 17 Principal Act

This clause specifies that in Part 6 of the amending Act, the term “Principal Act” refers to the *Training and Workforce Development Act 2013*.

Clause 18 Section 6 amended (Responsibilities of Secretary)

This clause amends section 6(1)(c) of the Principal Act to extend the date that the written report on the performance of Tasmania’s system of training and workforce development is due to the Minister to 31 August to better align with national data reporting.

Clause 19 Section 17 amended (Tasmanian Traineeships and Apprenticeships Committee)

This clause amends section 17(1) of the Principal Act to provide some flexibility in the number of members of the Tasmanian Traineeships and Apprenticeship Committee appointed at one time.

Clause 20 Section 38 amended (Cancellation of training contract)

This clause amends section 38(1)(a) of the Principal Act by removing the administrative burden of cancellation of a training contract where the parties to the contract are in mutual agreement to end the arrangement.

Clause 21 Schedule 1 amended (Membership and Meetings of TTAC)

This clause amends section 12(1) of Schedule 1, Part 3 of the Principal Act to provide that a quorum at a Tasmanian Traineeship and Apprenticeship Committee meeting is constituted by a majority of the total number of members appointed.

PART 7 – LEGISLATION REPEALED, RESCINDED AND REVOKED

Clause 22 Legislation repealed

This clause identifies that Schedule 1 lists the legislation that is to be repealed by the Act.

Clause 23 Legislation rescinded

This clause identifies that Schedule 2 lists the legislation that is to be rescinded by the Act.

Clause 24 Legislation revoked

This clause identifies that Schedule 3 lists the legislation that is to be revoked by the Act.

Schedule 1 Legislation repealed

Schedule 2 Legislation rescinded

Schedule 3 Legislation revoked