

MINISTERIAL REPORT

Minister for Primary Industries

Report under Section 56A(4) of the Statutory Instruments Act 1992

Exemption of subordinate legislation relevant to primary industries from expiry under the Statutory Instruments Act 1992

Brands Regulation 2012

The Brands Regulation 2012 (Brands Regulation) is subordinate legislation administered by the Minister for Primary Industries. It prescribes the system of identifying various livestock for the purposes of the *Brands Act 1915* (Brands Act) and to detail the fees that apply to the registration and transfer of brands and earmarks.

As a longstanding piece of legislation, many of the original purposes of the Brands Act have been superseded by other arrangements and requirements. The Brands Regulation and was originally due to expire under the provisions of the *Statutory Instruments Act 1992* on 31 August 2022.

As a result of a review and public consultation that concluded in 2023, the Brands Regulation was exempted from expiry until 31 August 2025. The outcome of the consultation was not resolved before the Queensland state election in October 2024.

The Minister for Primary Industries agreed to re-enliven the review of the Brands Act on 12 May 2025, and the Brands Regulation has been further exempted from expiry until 31 August 2026.

The Queensland Government has committed to undertake further consultation with stakeholders to progress the review of the Brands Act.

Food Production (Safety) Regulation 2014

The Food Production (Safety) Regulation 2014 (Food Production Regulation) is subordinate legislation administered by the Minister for Primary Industries, and was originally due to expire under the provisions of the *Statutory Instruments Act 1992* on 31 August 2024.

The Food Production Regulation was exempted from expiry until 31 August 2025, on the basis that drafting was in progress and would not be completed before the expiry.

On 31 March 2025, the Minister for Primary Industries approved a review of the *Food Production (Safety) Act 2000* (Food Production Act). On the basis the Food Production Act is under review, the Food Production Regulation was exempted from expiry until 31 August 2026.

The review of the Food Production Act aims to provide an efficient and effective regulatory system to ensure the production of primary produce is fit for human and animal consumption.

In addition, the review will examine the changed regulatory landscape including assessment of a risk-based operating model and alternative fee structure to reduce the regulatory and financial burden on Queensland primary production and processing food businesses.

The review of the Food Production Act, including subsequent consultation processes, is anticipated to conclude by late 2026 or the first quarter of 2027.