

# Impact Analysis Statement

## Summary IAS

### Details

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| Lead department                                       | Department of Justice   |
| Name of the proposal                                  | <i>State Penalties Enforcement (Property Occupations) Amendment Regulation 2025</i> |
| Submission type                                       | Summary IAS   |
| Title of related legislative or regulatory instrument | <i>State Penalties Enforcement Regulation 2014</i>                                  |
| Date of issue   | May 2025  |

| Proposal type  | Details   |
|--|---|
| <b>Regulatory proposals where no RIA is required</b> | <p>Consequential amendments are proposed to the <i>State Penalties Enforcement Regulation 2014</i> (SPE Regulation) to prescribe penalty infringement notices (PINs) and corresponding PIN amounts for breaches of two new continuing professional development (CPD) record keeping obligations in the <i>Property Occupations Act 2014</i> (PO Act).</p> <p>The PO Act provides an occupational licensing framework for real estate agents, real estate salespeople, real property auctioneers, and resident letting agents (collectively referred to below as 'property agents').</p> <p>On 23 May 2024, the <i>Residential Tenancies and Rooming Accommodation and Other Legislation Amendment Act 2024</i> was passed by the Queensland Parliament and received assent on 6 June 2024. This Act includes amendments to the PO Act which will introduce mandatory CPD requirements for property agents from 6 June 2025 including two new CPD record keeping obligations (new sections 92C and 151C of the PO Act).</p> <p>The new CPD record keeping obligations on property agents are:</p> <ul style="list-style-type: none"> <li>to keep a record of the CPD requirements completed by the person; and</li> <li>to keep those records for a period of five years after the end of the CPD year to which the record relates.</li> </ul> <p>The <i>State Penalties Enforcement Act 1999</i> and the SPE Regulation provide the framework for the prescription of PINs as an alternative to prosecution through the court system.</p> <p>Consequential amendments are proposed to the SPE Regulation in relation to breaches of the new CPD record keeping obligations in the PO Act. This will allow the Office of Fair Trading to issue fines to non-compliant property agents.</p> <p>The proposal relates to general criminal laws as it amends the SPE Regulation to prescribe PINs and corresponding PIN fine amounts for breaches of the new CPD record keeping obligations in the PO Act.</p> |

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|  | No regulatory impact analysis is required under the <i>Queensland Government Better Regulation Policy</i> . |
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**Signed**

Sarah Cruickshank  
Director-General  
Department of Justice

Date: 9/5/25



Deb Frecklington MP  
Attorney-General and Minister for Justice and  
Minister for Integrity

Date: 13/5/25