

Amended Bill passed for 2032 Olympic and Paralympic Games-ready development fast-tracking.

27 August 2025

AMENDED BILL PASSED

The *Planning (Social Impact and Community Benefit) and Other Legislation Amendment Bill 2025* was passed, **with amendments**, on 25 June 2025.

As discussed in our earlier [Insight](#) (2 May 2025), among other things, the Bill amends planning provisions in Queensland to streamline approval processes for Games-ready delivery of 2032 Olympic and Paralympic Games venues, villages and games-related transport infrastructure.

In a separate [Insight](#) (14 May 2025), we discuss the social impact assessment and community benefit agreement amendments that front-load development application making and assessment.


This Insight consolidates our earlier examination of the streamlined Games-related development provisions in the Bill, with **annotations as to the amendments** made during the detailed consideration of the Bill in its passage through Parliament.

READY, SET, GO!

The *Brisbane Olympic and Paralympic Games Arrangements Act 2021 (Games Act)* will include a new Chapter 3A containing provisions to facilitate the timely *delivery* of venues and villages and completion of construction of games-related transport infrastructure for the 2032 Olympic and Paralympic Games (**Games**) and facilitate legacy uses.

Venues, villages and games-related transport infrastructure

The provisions apply to authority venues, other venues, villages and games-related transport infrastructure identified by Schedule—

Authority venues	17 sites/facilities across Queensland are described, and their corresponding games-related use and legacy use identified.	Schedule 1
Other venues	2 sites/facilities on the Gold Coast are described (the Gold Coast Arena at Southport (Carey Park) and the Gold Coast Hockey Centre in Labrador), together with their corresponding games-related use and legacy use.	Schedule 2
	Amendment: For the Gold Coast Arena at Southport, instead of ‘an arena with seating for up to 18,000 people’, it is now described as an ‘indoor entertainment and sport venue with seating for 12,000 to 15,000 people’	
Villages	This schedule is currently blank. It is intended the Games Act will be amended in the future as transactions and design progress for the Brisbane (Bowen Hills), Gold Coast (Royal Pines Resort) and Sunshine Coast (Maroochydore City Centre) Athlete Villages earmarked in the <i>2032 Delivery Plan</i> .	Schedule 3
Games-related transport infrastructure	This schedule is currently blank, but as with the villages, the Games Act will be amended to identify this infrastructure. Various definitions in the <i>Transport Planning and Coordination Act 1994</i> and <i>Transport Infrastructure Act 1994</i> are picked up.	Schedule 4



KEY PROPOSITIONS

- ▮ The Games Act will avoid the need for development and use related to authority venues, other venues, villages and games-related transport infrastructure to comply with approval requirements under a range of other legislation.

Delivery captures:

- completing the detailed design and construction of the venue or village for its games-related use (including any temporary structures);
- ensuring the venue or village is fit for its game-related use.

Lawfulness of development, use and activity

The Games Act will make lawful the following (also referred to as *games projects*)—

(a)	development (as defined in the <i>Planning Act 2016</i>) for the construction of— <ul style="list-style-type: none"> • an authority venue, other venue or village to the extent the development is for, or in relation to, a games-related use of the venue or village; or • games-related transport infrastructure
(b)	a games-related use or legacy use of an authority venue, other venue or village
(c)	an activity carried out for the purpose of development in (a)

This deemed lawfulness overrides the approval requirements in the 15 other Acts specified in section 53DD—

- *City of Brisbane Act 2010* and *Local Government Act 2009*;
- *Planning Act 2016* and *Economic Development Act 2012*;
- *Integrated Resort Development Act 1987* [the Act that would otherwise govern development of the athlete village at Royal Pines Resort];
- *Environmental Protection Act 1994*;
- *Queensland Heritage Act 1992*;
- *Environmental Offsets Act 2014*;
- *Coastal Protection and Management Act 1995*, *Fisheries Act 1994*, *Nature Conservation Act 1992*, and *Vegetation Management 1999*;
- *Regional Planning Interests Act 2014*;
- *South-East Queensland Water (Distribution and Retail Restructuring) Act 2009* and *Water Supply (Safety and Reliability) Act 2008* [note the *Water Act 2000* (which contains riverine protection provisions) is not one of the specified Acts].

It is a more extensive list than appears in the *Major Events Act 2014* relied upon to facilitate the Gold Coast 2018 Commonwealth Games. However,



KEY PROPOSITIONS

- ▶ Building work for authority venues and other venues will still need to comply with specified Building Act provisions. Assessable building work for villages will still require building development approval.
- ▶ The Games Act will contain cultural heritage provisions that modify the operation of Cultural Heritage Act.

unlike the *Major Events Act 2014*, the Games Act does not include in the list the *Land Act 1994* Chapter 3 Part 1 which deals with use of reserves and trust land (such as Carey Park). Separately, however, Part 4 confers entitlements to access, connect to, or otherwise use, necessary games infrastructure (to be prescribed by Regulation) which conceivably could include such land as the Games Act definition of *infrastructure* includes land, roads, railways, facilities, services and works. This entitlement is discussed further on page 4 of this Insight.

Building work under the Building Act 1975

For authority venues and other venues	Building work (as defined in the <i>Planning Act 2016</i>) must comply with the relevant provisions identified in s21(5) of the <i>Building Act 1975</i> for the building work.
For villages	A development permit must be obtained for building work (as defined in the <i>Planning Act 2016</i>) that is otherwise assessable development under the <i>Planning Regulation 2017</i> schedule 9.

Cultural heritage provisions

The amended Games Act will modify the operation of the *Aboriginal Cultural Heritage Act 2003* and the *Torres Strait Islander Cultural Act 2003* (Cultural Heritage Acts) in relation to a games project. Chapter 3A Part 3 of the Games Act provides for an alternative process for development of a cultural heritage management plan (a '**part 3 plan**') by a games project proponent. The alternative process includes:

- The proponent giving the chief executive a cultural heritage notice signifying intention to develop a part 3 plan for the project area.
- A consequential requirement for the proponent to give a negotiation proposal if there is a native title party under either of the Cultural Heritage Acts for the project area.
- If there is no native title party, the giving of an information notice to the representative body under the *Native Title Act 1993* (Cth) section 253.

Part 3 also includes provisions regarding negotiation of a part 3 plan, mediation, a default plan as set out in Schedule 5 of the Games Act, and limitations on stop orders and injunctions.

- ▶ **Amendment:** Some amendments have been made directed at improving opportunities for awareness and notification requirements.



KEY PROPOSITIONS

- Entitlement to access or connect to, or otherwise use necessary games infrastructure is conferred by the Games Act and the Minister may give infrastructure entities a written direction provide or maintain necessary games infrastructure.

Use of necessary games infrastructure

For a games project development or use, the Games Act confers an entitlement to access or connect to, or otherwise use, any *necessary games infrastructure* (to be prescribed by Regulation) for the purpose of the development or use. *Infrastructure* is defined broadly, including land, roads, railways, facilities, services and works. The entitlement has the effect of a requisite authorisation otherwise required under another Act and compliance with that authorisation. The entitlement is conferred on:

- the Games Independent Infrastructure and Coordination Authority;
- another entity carrying out the development or use;
- an entity for whom the development or use is being carried out.

If necessary games infrastructure is owned or controlled by a distributor-retailer, a government entity or a local government (each an infrastructure entity), the Minister is empowered to, among other things, give a written direction to the infrastructure entity to provide or maintain the necessary games infrastructure. This direction may only be given in the circumstances specified in section 53EB(5).

- Amendment:** The Bill as passed provides that the direction can make an exception to the usual provision that the entity must bear the cost of complying with the direction. There are additional pre-conditions to giving directions to a GOC or 'prescribed authority' (bulk water and rail transit).

Village infrastructure charges

Chapter 4 Part 5 of the Games Act will include provisions directed at enabling a contribution to be recovered from the owners of land on which the villages are located towards infrastructure costs relating to:

- development for villages;
- use of villages;
- access or connection to, or other use of, necessary games infrastructure for the purposes the above development or uses.

To this end, a Regulation may prescribe:

- development for, or use of, a village (to which Chapter 4 Part 2 applies) to which a village infrastructure charge may be imposed;
- necessary games infrastructure for which a village infrastructure charge may be imposed;
- the amount of a village infrastructure charge, or the way the amount of the charge must be worked out;



KEY PROPOSITIONS

- The Games Act deals with circumstances in which a village infrastructure charge may be imposed.
- The Games Act creates exemptions from paying infrastructure charges under other regimes.
- Civil proceedings and other challenges to decision-making are curtailed in specified circumstances.

- the entities to which a village infrastructure charge may be payable.

The Minister is empowered to impose a village infrastructure charge on the owner of land on which all or part of the village is located, if one or more of the circumstances in section 53EE(1) apply. The required content of a village infrastructure charge notice is specified in Part 5. The village infrastructure charge is payable by the owner of the land and attaches to the land on which the village is located.

Section 53EF provides exemptions from liability to pay infrastructure charges under other regimes (*Economic Development Act 2012*, *Planning Act 2016* and *South-East Queensland Water (Distribution and Retail Restructuring) Act 2009* or other Act financial contribution or charge). This does not extend to charges for ongoing provision of water, gas, electricity or another service using the infrastructure.

Civil proceedings and challenges to decision-making curtailed

The ability to start a civil proceeding *arising out of* (previously in the Bill, *in relation to*) the development, use or activity is precluded in specified circumstances.

- **Amendment:** Unsurprisingly, this provision drew considerable legal attention, including from the Queensland Law Society, Bar Association of Queensland and Queensland Environmental Law Association. In the Bill as introduced the specified circumstances were ‘*if there is a reasonable prospect it will prevent timely delivery of an authority venue, other venue or village or timely completion of games-related transport infrastructure*’. In the amended Bill passed, the specified circumstances are now to ‘*the extent the relief sought would have the direct effect of prohibiting, restricting or limiting the carrying out of the development, use or activity*’.

Unless decided by the Supreme Court to be affected by jurisdictional error, administrative decisions related to delivery of an authority venue, other venue or village, the construction of games-related transport infrastructure or the making of a part 3 plan are final and conclusive and can not be challenged, appealed, reviewed or otherwise called into question under the *Judicial Review Act 1991* and also not subject to declaratory or other injunctive relief.

AUTHOR



Carolyn Salam
Partner
+61 419 716 539
carolyn.salam@redemont.com

OUR PLANNING AND ENVIRONMENT TEAM CONTACTS



Michelle Pennicott
Partner
+61 418 716 537
michelle.pennicott@redemont.com



Carolyn Salam
Partner
+61 419 716 539
carolyn.salam@redemont.com



Vanessa Walsh
Special Counsel
+61 407 279 145
vanessa.walsh@redemont.com



Tammy Tye
Special Counsel
+61 432 151 109
tammy.tye@redemont.com



Chantelle Martin
Associate
+61 455 022 283
chantelle.martin@redemont.com



Piper Fraser
Associate
+61 447 310 583
piper.fraser@redemont.com



Kalani Sweeney
Law Clerk
+61 7 5553 9587
kalani.sweeney@redemont.com



Haze Tiraa
Legal Assistant
+61 7 5553 9450
haze.tiraa@redemont.com



Julie Bell
Legal Assistant
+61 5553 9419
julie.bell@redemont.com



Christina Geles
Legal Assistant
+61 5553 9595
christina.geles@redemont.com



Steve Amundsen
Consultant
+61 410 610 925
steve.amundsen@redemont.com

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