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Our ref: [SS:MC]

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By email: [REDACTED]

Dear Anita

Land and Other Legislation Amendment Bill 2026 Information Paper

Thank you for the opportunity to provide feedback on the Land and Other Legislation Amendment Bill 2026 Information Paper. The Queensland Law Society (QLS) appreciates being consulted further on these reforms.

This response has been compiled from feedback by the QLS Property and Development Law Committee, Water and Agribusiness Law Committee and Rural, Regional and Remote Committee, whose members have substantial expertise in this area.

Our feedback focuses on the proposed amendments to the *Land Act 1994* (Qld), *Land Title Act 1994* (Qld) and *Oaths Act 1867* (Qld). If we have not commented on a proposal, please do not take the absence of comment as an endorsement of the proposal.

Land Act

Empower local governments by removing duplication in local road closure provisions

The proposals to give local governments greater decision-making power about roads under their control seem sensible and practical.

In relation to the proposal to allow local governments to issue permits to occupy local government roads, we recommend the Department works with local governments to ensure their local laws contain an adequate framework for issuing permits.

We appreciate the Department clarifying that the additional powers will only be given for roads local governments are responsible for (i.e., all roads other than state-controlled roads), and that existing rights will be retained.

Enhance powers for trustees to manage interests on their trust land

The proposals to give state and statutory body trustees greater authority to manage trust land seem sensible and practical.

Improve the State's capacity to manage complex tenure arrangements with commercial and community interests

We appreciate receiving the Department's confirmation that the proposed amendments will not affect any native title rights which may exist in relation to the underlying tenure. On this basis, we have no further comments on this proposal.

Modernise assessment criteria for lease dealings to be efficient and relevant

We note the Department's clarification that the criteria proposed to be removed from section 159(1) relates to criteria that is duplicated under other legislation or under the terms of the lease. On this basis, we have no further comments on this proposal.

Streamline administrative processes

We note your advice that some extensions under section 434B(2)-(3) of the *Land Act* will have an expiry date, while others will not have an expiry date. For the proposed extensions without an expiry date, we appreciate the Department's confirmation that it is working with Titles Queensland regarding the ability to register these extensions.

Land Title Act and Oaths Act

Facilitating electronic dealings and requisitions

QLS supports the proposed amendments regarding electronic or certified copies of Powers of Attorney. We appreciate the Department confirming that an original Power of Attorney document that is physically deposited will be returned to the person who deposited it.

QLS also supports the proposal to allow electronic management of requisitions. As many transactions are time sensitive, our members would welcome the ability to receive and quickly deal with requisitions electronically rather than waiting to receive the document returned to them by post.

Further, QLS supports the proposal to facilitate electronic signing of instruments and statutory declarations.

Extending the time period to reserve name for community title scheme

QLS supports amending the period to reserve a name for a community title scheme to five years with an option to extend the reservation for a further year, although we would prefer the optional extension period to be two years, as noted in our previous submission to the Department. A total reservation period of six years might not be long enough for some developments, as the developer may need to reserve the name well in advance for use in marketing material.

Concluding comments

While, in principle, the proposed amendments appear to deliver practical improvements to the *Land Act*, *Land Title Act* and *Oaths Act*, there may be details in the drafting that may need clarification or further consideration. QLS would welcome the opportunity to consider the draft Bill when it is available.

Land and Other Legislation Amendment Bill 2026 Information Paper

If you have any queries regarding the contents of this letter, please do not hesitate to contact our Legal Policy team via policy@qls.com.au or by phone on [REDACTED]

Yours faithfully



Peter Jolly
President