

# Resources Safety and Health Legislation (Fee Unit Conversion) Amendment Regulation 2022

## Human Rights Certificate

### Prepared in accordance with Part 3 of the *Human Rights Act 2019*

In accordance with section 41 of the *Human Rights Act 2019*, I, Scott Stewart MP, Minister for Resources provide this human rights certificate with respect to the *Resources Safety and Health Legislation (Fee Unit Conversion) Amendment Regulation 2022* (Amendment Regulation) made under the *Coal Mining Safety and Health Act 1999*, the *Explosives Act 1999*, the *Mining and Quarrying Safety and Health Act 1999*, the *Petroleum Act 1923* and the *Petroleum and Gas (Production and Safety) Act 2004*.

In my opinion, the *Resources Safety and Health Legislation (Fee Unit Conversion) Amendment Regulation 2022*, as tabled in the Legislative Assembly, is compatible with the human rights protected by the *Human Rights Act 2019*. I base my opinion on the reasons outlined in this statement.

## Overview of the Subordinate Legislation

The Amendment Regulation effects the fee unit model conversion of the regulatory fees and charges administered by Resources Safety and Health Queensland, within the portfolio of the Minister for Resources.

The fees and charges being converted into fee units by the Amendment Regulation are prescribed in the following regulations:

- *Coal Mining Safety and Health Regulation 2017*
- *Explosives Regulation 2017*
- *Mining and Quarrying Safety and Health Regulation 2017*
- *Petroleum and Gas (Safety) Regulation 2018*

Per the Queensland Treasury Principles of Fees and Charges (June 2021), the fee unit model requires that by 1 July 2022 all fees captured by the Government's indexation policy be displayed as a number of fee units, not a dollar amount, in agencies' respective regulations, unless an exemption has been provided. The fee unit model streamlines the annual process of indexing regulatory fees. It provides for indexation of the fee unit rather than the amendment of hundreds of pages of regulation each year.

The Amendment Regulation implements the fee unit model policy for all the regulatory fees which commence on 1 July 2022, except for the methane/biogas fees. The methane/biogas fees prescribed under the current *Petroleum and Gas (Safety) Regulation 2018*, schedule 6, part 3, section 14, are subject to Queensland Treasury's exemption from the fee unit conversion for 12 months. The conversion for these fees will commence on 1 July 2023.

## Human Rights Issues

### Human rights relevant to the subordinate legislation (Part 2, Division 2 and 3 *Human Rights Act 2019*)

In my opinion, this subordinate legislation does not engage or limit any human rights protected under the *Human Rights Act 2019*.

## Conclusion

I consider that the *Resources Safety and Health Legislation (Fee Unit Conversion) Amendment Regulation 2022* is compatible with the *Human Rights Act 2019* because it does not raise any human rights issues.

**SCOTT STEWART MP**  
MINISTER FOR RESOURCES

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