

# Planning Legislation (Fee Unit Conversion and Other Amounts) 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, the Honourable Steven Miles, Deputy Premier, Minister for State Development, Infrastructure, Local Government and Planning and Minister Assisting the Premier on Olympics Infrastructure, provide this human rights certificate with respect to the *Planning Legislation (Fee Unit Conversion and Other Amounts) Amendment Regulation 2022* (the Amendment Regulation) made under the *Planning Act 2016* and the *Regional Planning Interests Act 2014*.

In my opinion, the Amendment Regulation, 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 purpose of the Amendment Regulation is to change the expression of the fees and charges under the *Planning Regulation 2017* and the *Regional Planning Interests Regulation 2014*, and to amend the prescribed amounts under Schedule 16 of the *Planning Regulation 2017* in line with the producer price index defined in the *Planning Act 2016*.

The change to the expression of fees and charges reflects recent amendments to the *Acts Interpretation Act 1954* introducing a fee unit model, and subsequent changes to Queensland Treasury's Principles for Fees and Charges Policy to require all in-scope fees and charges to be prescribed as fee units rather than dollar amounts.

The prescribed amounts in the *Planning Regulation 2017* are out of scope of the fee unit model and will continue to be expressed in dollars and indexed annually in line with the producer price index defined in the *Planning Act 2016*.

## Human Rights Issues

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

The potential impact of the Amendment Regulation on the human rights in sections 15 to 37 of the *Human Rights Act 2019* was considered and no potential impact was identified.

## Conclusion

I consider that the *Planning Legislation (Fee Unit Conversion and Other Amounts) Amendment Regulation 2022* is compatible with the *Human Rights Act 2019* because it does not limit human rights.

**STEVEN MILES MP**  
Deputy Premier, Minister for State Development,  
Infrastructure, Local Government and Planning  
and Minister Assisting the Premier on Olympics Infrastructure

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