

Building Fire Safety (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* (HR Act), I, Mark Ryan MP, Minister for Police and Corrective Services and Minister for Fire and Emergency Services provide this human rights certificate with respect to the *Building Fire Safety (Fee Unit Conversion) Amendment Regulation 2022* (the Amendment Regulation) made under the *Building Act 1975* and the *Fire and Emergency Services Act 1990*.

In my opinion, the Regulation, as tabled in the Legislative Assembly, is compatible with the human rights protected by the HR Act. I base my opinion on the reasons outlined in this statement.

Overview of the Subordinate Legislation

The *Building Fire Safety Regulation 2008* (BFSR) prescribes fees for assessment, approval and inspection of special fire services required for some building work.

Amendments to the *Acts Interpretation Act 1954* (AIA) commenced on 1 January 2022 introducing the fee unit model. Queensland Treasury's *Principles for Fees and Charges* requires all regulatory fees which are subject to the Government Indexation Rate) - considered in-scope fees - to be prescribed as a number of fee units, not dollars (unless exempted) from 1 July 2022. The fees prescribed in the BFSR are in-scope fees.

The objective of the Amendment Regulation is to convert fees prescribed in the BFSR from dollar amounts to fee units to align with the AIA and Queensland Treasury's *Principles for Fees and Charges*.

Human Rights Issues

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

The Amendment Regulation to convert regulatory fees in the BFSR from dollar amounts to fee units does not affect or engage a human right under Part 2, Division 2 and 3 *Human Rights Act 2019*.

Conclusion

I consider that the *Building Fire Safety (Fee Unit Conversion) Amendment Regulation 2022* is compatible with the *Human Rights Act 2019* because it does not limit human rights.

THE HONOURABLE MARK RYAN MP
Minister for Police and Corrective Services and
Minister for Fire and Emergency Services

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