

Justice Legislation (Allowances and Other Matters) Amendment Regulation 2023

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, the Honourable Yvette D'Ath MP, Attorney-General and Minister for Justice and Minister for the Prevention of Domestic and Family Violence, provide this human rights certificate with respect to the *Justice Legislation (Allowances and Other Matters) Amendment Regulation 2023* (Amendment Regulation) made under the *Criminal Code Act 1899*, *Jury Act 1995*, *Queensland Civil and Administrative Tribunal Act 2009*, *Recording of Evidence Act 1962*, and *Supreme Court of Queensland Act 1991*.

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 Department of Justice and Attorney-General (DJAG) administers various regulations within its portfolio that provide for the prescription of allowances and remuneration. DJAG conducts an annual review of the allowances and remuneration, which are appropriately indexed to ensure they maintain their value over time.

On 31 March 2023, the Honourable Cameron Dick MP, Treasurer and Minister for Trade and Investment announced a government indexation rate of 3.4% for the 2023-24 financial year.

The Amendment Regulation applies the government indexation rate to allowances and remuneration prescribed by the *Criminal Code (Animal Valuers) Regulation 2014* (CCAV Regulation), *Criminal Practice (Fees and Allowances) Regulation 2021* (CPFA Regulation), *Jury Regulation 2017*, *Queensland Civil and Administrative Tribunal Regulation 2019* (QCAT Regulation), and *Uniform Civil Procedure (Fees) Regulation 2019* (UCPF Regulation) from 1 July 2023.

The Amendment Regulation also makes minor and technical amendments to the CCAV Regulation, CPFA Regulation, QCAT Regulation, UCPF Regulation, and *Recording of Evidence Regulation 2018*.

Human Rights Issues

The Amendment Regulation does not engage or limit human rights protected under the HR Act.

Conclusion

I consider that the Amendment Regulation is compatible with the HR Act because it does not raise a human rights issue.

YVETTE D'ATH MP
Attorney-General and Minister for Justice and
Minister for the Prevention of Domestic and Family Violence

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