

Energy (Renewable Transformation and Jobs) (Transmission Ring-fencing Rule) Amendment Regulation 2024

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 Mick de Brenni MP, Minister for Energy and Clean Economy Jobs, provide this human rights certificate with respect to the *Energy (Renewable Transformation and Jobs) (Transmission Ring-fencing Rule) Amendment Regulation 2024* made under the *Energy (Renewable Transformation and Jobs) Act 2024* (Energy Act).

In my opinion, the *Energy (Renewable Transformation and Jobs) (Transmission Ring-fencing Rule) Amendment Regulation 2024*, 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

Section 170A of the Energy Act enables the Minister to make Regulations modifying the ring-fencing obligation imposed on Powerlink Queensland (Powerlink) as a transmission network service provider.

The *Energy (Renewable Transformation and Jobs) (Transmission Ring-fencing Rule) Amendment Regulation 2024* (Regulation), made under section 170A of the Energy Act, amends the Energy (Renewable Transformation and Jobs) Regulation 2024, creating modifications to select obligations imposed on Powerlink under Australian Energy Regulator's *Ring-fencing Guideline Electricity Transmission Version 4* (version 4).

The modifications apply to the following obligations under the version 4 guidelines: legal separation; obligation not to discriminate; information access and disclosure obligation; and staff separation obligation. The derogations disapply these select obligations and apply the corresponding obligations under the previous version of the guidelines (version 3) in their place. The remaining obligations under the version 4 guidelines will remain in effect. The ring-fencing regulations will expire on 31 December 2035 by virtue of section 170D of the Energy Act.

The Regulation also includes a clause to prescribe administration costs of the Job Security Guarantee Fund as eligible to be paid from the Fund. This will ensure the Fund is appropriately administered and will support the achievement of the purposes of the Fund, including supporting affected energy workers to have secure futures, choices and clear employment pathways and opportunities.

Human Rights Issues

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

The *Energy (Renewable Transformation and Jobs) (Transmission Ring-fencing Rule) Amendment Regulation 2024* does not engage any human rights under the *Human Rights Act 2019*. Additionally, the *Energy (Renewable Transformation and Jobs) (Transmission Ring-fencing Rule) Amendment Regulation 2024* relates to corporate entities, which do not have human rights, as stipulated under section 11 of the *Human Rights Act 2019*.

Conclusion

I consider that the *Energy (Renewable Transformation and Jobs) (Transmission Ring-fencing Rule) Amendment Regulation 2024* is compatible with the *Human Rights Act 2019* because it does not limit human rights.

MICK DE BRENNI MP
MINISTER FOR ENERGY AND CLEAN ECONOMY JOBS

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