

Valuers Registration Amendment Regulation 2025

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, Dale Last MP, Minister for Natural Resources and Mines, Minister for Manufacturing and Minister for Regional and Rural Development provide this human rights certificate with respect to the *Valuers Registration Amendment Regulation 2025* (the Amendment Regulation) made under the *Valuers Registration Act 1992*.

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 Amendment Regulation amends the *Valuers Registration Regulation 2024* (the Regulation) to streamline the process by which the Australian Property Institute's Rules of Professional Conduct (API Rules) may take effect as part of the Code of Professional Conduct (the Code) for valuers.

The Regulation is subordinate legislation to the *Valuers Registration Act 1992* which provides for the registration and regulation of valuers in Queensland by the Valuers Registration Board of Queensland (the Board).

The Regulation provides for a Code of Professional Conduct. The Code consists of the provisions in Schedule 1 of the Regulation together with either a document approved by the Board for inclusion in the Code or the API Rules.

Section 5 of the Regulation currently prescribes an effective date for the API Rules to identify which version of the API Rules applies. The effective date in the Regulation is currently 31 March 2024, however the latest updated API Rules has an effective date of 1 September 2024.

When the API Rules are updated, it means the effective date in the Regulation can be out of sync with the latest updated API Rules, until such time as the Regulation is amended to reflect the current effective date. This delay can create uncertainty for valuers as to which version of the API Rules is relevant at a given time.

The Amendment Regulation streamlines the process by which the API Rules may take effect as part of the Code. Under this process, the Board can approve new versions of the API Rules for inclusion in the Code. The Board would be required to: notify valuers that a new version of the API Rules will take effect as part of the Code a minimum of five days after the notice is given; publish the API Rules on the Board's website; and keep copies available for inspection.

This process is the same as that currently prescribed if the Board were to approve another document for inclusion in the Code.

Human Rights Issues

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

No human rights have been identified as being engaged by the making of the subordinate legislation.

Conclusion

I consider that the Amendment Regulation is compatible with the *Human Rights Act 2019* because it does not limit human rights.

DALE LAST MP
MINISTER FOR NATURAL RESOURCES AND MINES
MINISTER FOR MANUFACTURING
MINISTER FOR REGIONAL AND RURAL DEVELOPMENT

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