

Trans-Tasman Mutual Recognition (Endorsement) Notice 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, the Honourable Ros Bates MP, Minister for Finance, Trade, Employment and Training provide this human rights certificate with respect to the *Trans-Tasman Mutual Recognition (Endorsement) Notice 2025* made under the *Trans-Tasman Mutual Recognition (Queensland) Act 2003*.

In my opinion, the *Trans-Tasman Mutual Recognition (Endorsement) Notice 2025*, 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 *Trans-Tasman Mutual Recognition (Endorsement) Notice 2025* is to endorse proposed Commonwealth Regulations to be made by the Governor-General under section 47 of the *Trans-Tasman Mutual Recognition Act 1997* (Cth) (TTMRA) to extend a temporary exemption for the *Public Health (Tobacco and Other Products) Act 2023* (Cth) (Tobacco Act) from the application of the TTMRA until 31 March 2026.

The *Trans-Tasman Mutual Recognition (Endorsement) Notice 2025* is subordinate legislation due to section 7(2) of the *Trans-Tasman Mutual Recognition (Queensland) Act 2003*.

The effect of extending the temporary exemption will be to ensure that tobacco products imported into or produced in New Zealand must comply with the requirements of the Tobacco Act to be lawfully sold in Australia.

Authorising law:

- Sections 43 and 47 of the *Trans-Tasman Mutual Recognition Act 1997* (Cth)
- Section 7 of the *Trans-Tasman Mutual Recognition (Queensland) Act 2003*

Human Rights Issues

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

The *Trans-Tasman Mutual Recognition (Endorsement) Notice 2025* does not engage or limit any human right as it affects corporate entities.

Conclusion

I consider that the *Trans-Tasman Mutual Recognition (Endorsement) Notice 2025* is compatible with the *Human Rights Act 2019* because it does not engage or limit human rights.

ROS BATES MP
MINISTER FOR FINANCE, TRADE, EMPLOYMENT AND TRAINING

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