

# Criminal Practice Amendment Rule 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 Deb Frecklington MP, Attorney-General and Minister for Justice and Minister for Integrity, provide this human rights certificate with respect to the *Criminal Practice Amendment Rule 2025* (Amendment Rule) made under the *Supreme Court of Queensland Act 1991*.

In my opinion, the Amendment Rule, 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 *Criminal Practice Rules 1999* (the Rules) govern the procedures and practices for the court's criminal jurisdiction. Under the Rules, an indictment or private prosecution (information) must include a statement of the offence. This statement can follow the wording of the relevant schedule form, adapted as needed to reflect the specific facts of the alleged offence. If no schedule form exists, the wording must align with the Criminal Code or the Act that creates the offence. The schedule forms are listed in Schedule 3 of the Rules.

The Amendment Rule amends the Rules to:

- create new forms for Criminal Code offences for which no forms are currently provided in Schedule 3;
- update existing Schedule 3 forms to accurately reflect amendments made to the Criminal Code;
- insert new Schedule 3A to create indictment forms for the offence of engaging in domestic violence or associated domestic violence to aid respondent under the *Domestic and Family Violence Protection Act 2012*; and
- update Rules 13, 37 and 57 to reflect changes to legislation, consistency in language and make amendments consequential to the creation of new Schedule 3A.

### Human Rights Issues

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

The Amendment Rule does not engage or limit human rights protected under the *Human Rights Act*.

## Conclusion

I consider that the Amendment Rule is compatible with the *Human Rights Act 2019* because it does not raise a human rights issue.

**DEB FRECKLINGTON MP**  
Attorney-General and Minister for Justice  
Minister for Integrity

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