

# Police Service Administration and Other Legislation 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* (HR Act), I, Dan Purdie, Minister for Police and Emergency Services provide this human rights certificate with respect to the *Police Service Administration and Other Legislation Amendment Regulation 2025* made under the *Child Protection (Offender Reporting and Offender Prohibition Order) Act 2004* and the *Police Service Administration Act 1990*.

In my opinion, the *Police Service Administration and Other Legislation Amendment Regulation 2025* as tabled in the Legislative Assembly, is compatible with the human rights protected by the HR Act. I base my opinion on the reasons outlined in this statement.

### Overview of the Subordinate Legislation

The *Police Service Administration and Other Legislation Amendment Regulation 2025* (Amendment Regulation) amends the *Child Protection (Offender Reporting and Offender Prohibition Order) Regulation 2015* (CPOROPOR Regulation) and the *Police Service Administration Regulation 2016* (PSAR).

#### *Child Protection (Offender Reporting and Offender Prohibition Order) Regulation 2015*

The Amendment Regulation introduces several minor amendments to the CPOROPOR Regulation.

Firstly, it updates a reference to a section number contained within section 3 of the CPOROPOR Regulation as the provision incorrectly refers to section 7(c) of the *Child Protection (Offender Reporting and Offender Prohibition Order) Act 2004* (CPOROPOR Act) when the correct reference is section 7(1).

Secondly, a minor amendment is made to section 5(1)(d) of the CPOROPOR Regulation to update a legislative example by removing reference to an automated kiosk as an example of an electronic system to make a report.

Thirdly, an amendment is made to repeal section 9 of the CPOROPOR Regulation which relates to when a reportable offender is required to make a report. Currently, this provision states a report may be made either between 8am and 4pm on a business day, or, at another time approved by the police commissioner. Due to improvements in reporting options, reportable offenders can report changes to their personal details by ringing a dedicated phone number which is monitored 24 hours a day, 7 days a week. The restrictions on reporting contained within this section are no longer required, enabling the provision to be repealed, removing a requirement from the CPOROPOR Regulation.

Finally, the Amendment Regulation corrects a minor drafting error in section 14 of the CPOROPPO Regulation as the provision incorrectly refers to section 54(7) of the CPOROPPO Act when it should state 54(6).

### ***Police Service Administration Regulation 2016***

The Amendment Regulation makes an update to the reference to the monarch in the oath/affirmation of office sworn/taken by protective services officers in Division 2, sections 6A and 6B to make reference to our current monarch.

The Amendment Regulation also makes a minor amendment to section 72 of the PSAR to update and modernise the definition of *external service provider* to reflect Machinery of Government changes which have recently occurred. These changes apply only to the name of the business units. While the business unit names have changed, there is no change to vetting requirements for any individuals within these units.

## **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 or limited by the Amendment Regulation.

## **Conclusion**

I consider that the *Police Service Administration and Other Legislation Amendment Regulation 2025* is compatible with the *Human Rights Act 2019* because it does not limit human rights.

**DAN PURDIE MP**  
MINISTER FOR POLICE AND EMERGENCY SERVICES