

Public Trustee (Interest Rate) Amendment Regulation 2020

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, Yvette D'Ath MP, Attorney-General, Minister for Justice and Leader of the House provide this human rights certificate with respect to the *Public Trustee (Interest Rate) Amendment Regulation 2020* made under section 142 of the *Public Trustee Act 1978*.

In my opinion, the *Public Trustee (Interest Rate) Amendment Regulation 2020*, 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

Interest rates provided for by the *Public Trustee Regulation 2012* are intended to be reflective of regular reviews undertaken by the Public Trustee of interest rates payable on amounts held in the Public Trustee's common fund. Interest rate reviews are undertaken by the Public Trustee using the methodology approved by the Public Trust Office Investment Board.

The purpose of the *Public Trustee (Interest Rate) Amendment Regulation 2020* is to amend the interest rates payable under the *Public Trustee Regulation 2012* on amounts held in the Public Trustee's common fund, effective 1 February 2020, so as to align the interest rates payable with the Public Trustee's interest rate reviews. Section 142 of the *Public Trustee Act 1978* authorises the amendments.

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 *Public Trustee (Interest Rate) Amendment Regulation 2020*.

Consideration of reasonable limitations on human rights (section 13 *Human Rights Act 2019*)

No human rights are identified as being engaged or limited by the *Public Trustee (Interest Rate) Amendment Regulation 2020*.

Conclusion

I consider that the *Public Trustee (Interest Rate) Amendment Regulation 2020* is compatible with the *Human Rights Act 2019* because it does not raise a human rights issue.

YVETTE D'ATH MP
ATTORNEY-GENERAL, MINISTER FOR JUSTICE
LEADER OF THE HOUSE

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