

# Supreme Court (Admission) Amendment Rule 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, the Honourable Yvette D’Ath MP, Attorney-General and Minister for Justice, Leader of the House, provide this human rights certificate with respect to the *Supreme Court (Admission) Amendment Rule 2020* (the Amendment Rule) made under the *Supreme Court of Queensland Act 1991* (the SCQ Act).

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

Under section 85 of the SCQ Act, rules about the admission of persons to the legal profession under the *Legal Profession Act 2007*, including fees relating to admission, are made by Governor in Council, with the consent of the Rules Committee (a committee of magistrates and judges established by the Chief Justice of Queensland under section 89 of the SCQ Act).

Part 3 of the *Supreme Court (Admission) Rules 2004* (the Admission Rules) provides for the process for admission to the legal profession. In addition to providing for the application for admission, part 3 also makes provision for admission (rule 17), the oath of office (rule 18) and the roll (rule 19).

The objective of the Amendment Rule is to amend the Admission Rules to allow the Chief Justice to make a practice direction providing for an alternative process for admission to the legal profession. The practice direction may remove or modify a requirement under part 3 of the Admission Rules if the Chief Justice considers the requirement should be removed or modified because of exceptional circumstances, for example, a public health emergency.

### Human Rights Issues

The Amendment Rule does not affect or engage a human right.

## Conclusion

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

**YVETTE D'ATH MP**  
Attorney-General and Minister for Justice  
Leader of the House

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