

Natural Resources, Mines and Energy Legislation (Safety and Health) 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, Dr Anthony Lynham, Minister for the Department of Natural Resources, Mines and Energy provide this human rights certificate with respect to the Natural Resources, Mines and Energy Legislation (Safety and Health) Amendment Regulation 2020 (the Amendment Regulation) made under the *Coal Mining Safety and Health Act 1999*, the *Explosives Act 1999*, the *Mining and Quarrying Safety and Health Act 1999*, the *Petroleum Act 1923* and the *Petroleum and Gas (Production and Safety) Act 2004*.

In my opinion, the Amendment Regulation, 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 Amendment Regulation amends the Coal Mining Safety and Health Regulation 2017, the Explosives Regulation 2017, the Mining and Quarrying Safety and Health Regulation 2017 and the Petroleum and Gas (Safety) Regulation 2018.

The purpose of Amendment Regulation is to amend resources safety regulations to ensure their terminology is consistent with a new regulatory framework established by the *Resources Safety and Health Queensland Act 2020*. These consequential amendments support the commencement of this new framework.

A secondary purpose of the Amendment Regulation is to introduce provisions to support audit and verification of safety and health census data for mining and explosives operations. Existing provisions in the Coal Mining Safety and Health Regulation 2017, the Explosives Regulation 2017, and the Mining and Quarrying Safety and Health Regulation 2017 require safety and health census data to be provided for determining their safety and health fee liability. The amendments require this information to be kept for 7 years to enable auditing and verification of the census data.

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 limited by the Amendment Regulation.

Conclusion

I consider that the Amendment Regulation is compatible with the *Human Rights Act 2019* because it does not raise any human rights issues.

DR ANTHONY LYNHAM MP
MINISTER FOR NATURAL RESOURCES, MINES AND ENERGY

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