

# Chemical Usage (Agricultural and Veterinary) Control (Record Keeping and Training) 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, Mark Furner MP, Minister for Agricultural Industry Development and Fisheries provide this Human Rights Certificate with respect to the *Chemical Usage (Agricultural and Veterinary) Control (Record Keeping and Training) Amendment Regulation 2020* made under the *Chemical Usage (Agricultural and Veterinary) Control Act 1988*.

In my opinion, the *Chemical Usage (Agricultural and Veterinary) Control (Record Keeping and Training) Amendment Regulation 2020*, 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 *Chemical Usage (Agricultural and Veterinary) Control (Record Keeping and Training) Amendment Regulation 2020* is made under the *Chemical Usage (Agricultural and Veterinary) Control Act 1988*.

The authorising law for the regulation is section 38 of the *Chemical Usage (Agricultural and Veterinary) Control Act 1988*.

The purpose of the subordinate legislation is to implement the national harmonisation reforms for the use of agricultural and veterinary chemicals (AgVet chemicals) agreed at the fifth meeting of the Agriculture Ministers' Forum on 26 July 2017.

There are two elements of the reforms being implemented by the subordinate legislation:

- to establish nationally consistent minimum record keeping requirements for users of agricultural chemical products; and
- to establish nationally consistent minimum training requirements for users of AgVet chemicals that are restricted chemical products or particular chemical products containing a poison classified as a schedule 7 poison by the *Standard for the Uniform Scheduling of Drugs and Poisons* published by the Australian Health Ministers' Advisory Council.

## Human Rights Issues

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

The potential impact of the *Chemical Usage (Agricultural and Veterinary) Control (Record Keeping and Training) Amendment Regulation 2020* on the human rights in sections 15 to 37 of the *Human Rights Act 2019* was considered and no potential impact was identified.

## Conclusion

I consider that the *Chemical Usage (Agricultural and Veterinary) Control (Record Keeping and Training) Amendment Regulation 2020* is compatible with the Human Rights Act because it does not limit any of the human rights protected by the *Human Rights Act 2019*.

**Mark Furner MP**  
Minister for Agricultural Industry Development and Fisheries