

Proclamation – Mineral and Energy Resources and Other Legislation Amendment Act 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 MP, Minister for Natural Resources, Mines and Energy provide this human rights certificate with respect to the Proclamation made under the *Mineral and Energy Resources and Other Legislation Amendment Act 2020*.

In my opinion, the Proclamation, 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 Proclamation fixes the following three commencement dates for particular provisions contained within the *Mineral and Energy Resources and Other Legislation Amendment Act 2020*:

- 1 July 2020 as the commencement date for the remaining resources safety and health provisions and section 182;
- 7 September 2020 for the financial assurance and regulatory efficiency amendments to the Resource Acts; and
- 1 January 2021 for the distributor-retailer provisions.

Human Rights Issues

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

The Proclamation is an administrative, machinery of government function that does not affect or engage any human right.

Conclusion

I consider that the Proclamation is compatible with the *Human Rights Act 2019* because the mechanical nature of the Proclamation does not affect or engage any human right.

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

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