

Planning Legislation (Fees and Other Amounts) 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, Cameron Dick, Treasurer, Minister for Infrastructure and Planning provide this human rights certificate with respect to the Planning Legislation (Fees and Other Amounts) Amendment Regulation 2020 (Amendment Regulation) made under the *Planning Act 2016* and the *Regional Planning Interests Act 2014*.

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 purpose of the Amendment Regulation is to change the fees and charges under the Planning Regulation 2017 (Planning Regulation) and the Regional Planning Interests Regulation 2014 (RPI Regulation) to reflect annual indexation increases. The government indexation rate for development assessment fees, tribunal fees, assessment application fees, and mitigation values for the 2020-21 financial year is 1.8 per cent. The prescribed amounts under the Planning Regulation are indexed against the producer price index (PPI) which is approximately 3.02 per cent for 2020-21.

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

CAMERON DICK
TREASURER
MINISTER FOR INFRASTRUCTURE AND PLANNING