

Mineral Resources and Other Legislation (Extension of Waiver Provisions—COVID-19) 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 MP, Minister for Natural Resources, Mines and Energy, provide this human rights certificate with respect to the Mineral Resources and Other Legislation (Extension of Waiver Provisions—COVID-19) Amendment Regulation 2020 made under the following legislation:

- *Mineral Resources Act 1989*;
- *Petroleum Act 1923*; and
- *Petroleum and Gas (Production and Safety) Act 2004*.

In my opinion, the Mineral Resources and Other Legislation (Extension of Waiver Provisions—COVID-19) Amendment Regulation 2020, 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 Mineral Resources and Other Legislation (Extension of Waiver Provisions—COVID-19) Amendment Regulation 2020 amends the Mineral Resources Regulation 2013 and the Petroleum and Gas (General Provisions) Regulation 2017 to extend the financial assistance to resource exploration companies.

The Mineral Resources and Other Legislation (Extension of Waiver Provisions—COVID-19) Amendment Regulation 2020:

- extends the rent waiver for exploration permit (coal and minerals) and authority to prospect (petroleum and gas) holders by six months to ensure that, in total, no rent will be payable by these holders for the period between 1 April 2020 and 31 March 2021; and
- extends the waiver on the fee payable by authority to prospect holders who apply for a special amendment by six months so that, in total, no fee will be payable for the period between 1 April 2020 and 31 March 2021.

Human Rights Issues

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

None of the proposed amendments to the Mineral Resources Regulation 2013 and the Petroleum and Gas (General Provisions) Regulation 2017 raise any human rights issues. The amendments contained in the Mineral Resources and Other Legislation (Extension of Waiver Provisions—COVID-19) Amendment Regulation 2020 waive rent and a specific fee, which will be of benefit to exploration tenure holders.

Conclusion

I consider that the Mineral Resources and Other Legislation (Extension of Waiver Provisions—COVID-19) Amendment Regulation 2020 is compatible with the *Human Rights Act 2019* because it does not limit a human right.

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

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