

Electrical Safety (Codes of Practice) and Other Legislation Amendment Notice 2021

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, Grace Grace, Minister for Education, Minister for Industrial Relations and Minister for Racing provide this human rights certificate with respect to the Electrical Safety (Codes of Practice) and Other Legislation Amendment Notice 2021 under the *Electrical Safety Act 2002* and *Work Health and Safety Act 2011*.

In my opinion, the Electrical Safety (Codes of Practice) and Other Legislation Amendment Notice 2021, 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 Electrical Safety (Codes of Practice) and Other Legislation Amendment Notice 2021 seeks to revoke 21 Queensland model codes of practice and approve new versions of the 21 codes. The codes of practice have been updated following a review of all national model codes of practice which was undertaken by Safe Work Australia (SWA) in 2018.

The scope of SWA's review of the national model codes was limited to the useability, readability and technical accuracy of the codes. Content or policy changes were not included within the scope of the review. All national model codes were subject to the review with the exception to *Managing Risks in Stevedoring Code of Practice*.

Following the review, the codes were endorsed by WHS Ministers from harmonised jurisdictions and were made ready for adoption. Queensland has since modified the model codes of practice to include Queensland-specific requirements and references to ensure consistency with Queensland's legislation and regulatory context.

Section 274 of the *Work Health and Safety Act 2011* and section 44 of the *Electrical Safety Act 2002* authorise the revoking of the 21 model codes and approval of the 21 new Queensland model codes.

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 engaged or limited by the Electrical Safety (Codes of Practice) and Other Legislation Amendment Notice 2021.

Consideration of reasonable limitations on human rights (section 13 *Human Rights Act 2019*)

No human rights have been identified as being engaged or limited by the Electrical Safety (Codes of Practice) and Other Legislation Amendment Notice 2021.

Conclusion

I consider that the Electrical Safety (Codes of Practice) and Other Legislation Amendment Notice 2021 is compatible with the *Human Rights Act 2019* because it does not raise any human rights issues.

GRACE GRACE
MINISTER FOR EDUCATION
MINISTER FOR INDUSTRIAL RELATIONS
MINISTER FOR RACING

© The State of Queensland 2019