

Housing Legislation (Fee Unit Conversion) Amendment Regulation 2022

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, the Honourable Leeanne Enoch MP, Minister for Communities and Housing, Minister for Digital Economy and Minister for the Arts make this human rights certificate with respect to the *Housing Legislation (Fee Unit Conversion) Amendment Regulation 2022* (Amendment Regulation) made under the:

- *Housing Act 2003*
- *Residential Services (Accreditation) Act 2002*
- *Retirement Villages Act 1999*

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 Department of Communities, Housing and Digital Economy (DCHDE) administers Acts which provide for the prescription of fees and charges.

The Amendment Regulation implements fee units within the portfolio of the Minister for Communities and Housing, Minister for Digital Economy and Minister for the Arts. The way fees and charges will be expressed will be converted from dollar amounts to an amount of fee units. Fees and charges will then be calculated by reference to the value of a fee unit prescribed under the *Acts Interpretation Act 1954*. The fee unit model will be implemented in the following regulations:

- *Housing Regulation 2015;*
- *Residential Services (Accreditation) Regulation 2018;*
- *Retirement Villages Regulation 2018.*

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 Amendment Regulation.

Conclusion

I consider that the *Housing Legislation (Fee Unit Conversion) Amendment Regulation 2022* is compatible with the *Human Rights Act 2019* because it does not limit, restrict or interfere with human rights.

LEEANNE ENOCH MP
Minister for Communities and Housing
Minister for Digital Economy
Minister for the Arts

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