

# Legal Profession (Australian Solicitors Conduct Rules) Notice 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 Shannon Fentiman MP, Attorney-General and Minister for Justice, Minister for Women and Minister for the Prevention of Domestic and Family Violence, provide this human rights certificate with respect to the *Legal Profession (Australian Solicitors Conduct Rules) Notice 2022* (the Notice) made under section 225 of the *Legal Profession Act 2007* (the Act).

In my opinion, the Notice, 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

Section 219 of the Act allows the Queensland Law Society to make rules about legal practice in this jurisdiction engaged in by Australian legal practitioners as solicitors, and about engaging in legal practice in this jurisdiction as an Australian-registered foreign lawyer (solicitors rules).

Under section 225(1)(a) of the Act, solicitors rules have no effect unless the Minister notifies the making of them. Under section 225(2) of the Act, a notice under subsection (1) is subordinate legislation.

The *Legal Profession (Australian Solicitors Conduct Rules) Notice 2012* (the expiring Notice), which notifies the ‘Australian Solicitors Conduct Rules’ as solicitors rules under section 225 of the Act, expires on 1 September 2022 under section 54 of the *Statutory Instruments Act 1992*.

The Notice repeals and replaces the expiring Notice to continue to give effect to the Australian Solicitors Conduct Rules.

### Human Rights Issues

The Notice does not affect or engage a human right.

## Conclusion

I consider that the Notice is compatible with the *Human Rights Act 2019* because it does not raise a human rights issue.

**SHANNON FENTIMAN MP**  
ATTORNEY-GENERAL AND MINISTER FOR JUSTICE  
MINISTER FOR WOMEN AND  
MINISTER FOR THE PREVENTION OF DOMESTIC AND FAMILY VIOLENCE

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