

# **Rural and Regional Adjustment and Other Legislation (Brisbane River Tourism Berthing Assistance Scheme and Other Matters) 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, Mark Furner MP, Minister for Agricultural Industry Development and Fisheries and Minister for Rural Communities, provide this human rights certificate with respect to the *Rural and Regional Adjustment and Other Legislation (Brisbane River Tourism Berthing Assistance Scheme and Other Matters) Amendment Regulation 2022* made under the *Biosecurity Act 2014* and the *Rural and Regional Adjustment Act 1994*.

In my opinion, the *Rural and Regional Adjustment and Other Legislation (Brisbane River Tourism Berthing Assistance Scheme and Other Matters) Amendment Regulation 2022*, 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**

### Brisbane River Tourism Berthing Assistance Scheme

The subordinate legislation establishes the Brisbane River Tourism Berthing Assistance Scheme (the Scheme) under the *Rural and Regional Adjustment Act 1994*. This will enable the Queensland Rural and Industry Development Authority to administer the Scheme.

The Scheme will support riverine tourism businesses who must relocate their vessels from their current berths to alternative berths in the eligible area on or after 1 July 2022.

The Scheme will support these businesses through the provision of a rebate to assist with the costs of berthing their vessels at different berths in a privately operated marina in the eligible area. The rebate will be for an amount of up to half the berthing costs to a maximum amount of \$37,500 per financial year (excluding GST) per eligible vessels for vessels up to 25 metres in length, and \$70,000 per financial year (excluding GST) per eligible vessel for vessels over 25 metres in length.

Separately, the Scheme will also support minor infrastructure works that would expand or improve an existing commercial wharf structure to accommodate a displaced riverine tourism business. The support for the second stream will be a co-contribution payment to fund the minor infrastructure work of up to \$50,000 (excluding GST) per applicant plus the amount of

any GST payable by QRIDA in respect of the assistance per applicant to expand or improve an existing commercial wharf structure to accommodate a displaced riverine tourism business.

### Amendment to the *Biosecurity Regulation 2016*

Under section 251 of the *Biosecurity Act 2014* (Biosecurity Act), a regulation under the Act may provide that each police officer of a class described in the regulation is an inspector under this Act. Section 125 of the *Biosecurity Regulation 2016* (Biosecurity Regulation) prescribes the police officers in what is now known as the ‘Rural and Stock Crime Squad’ as inspectors under the Biosecurity Act. The Rural and Stock Crime Squad was formerly known as the ‘Major and Organised Crime Squad (Rural)’.

The subordinate legislation achieves its second objective by amending section 125 of the Biosecurity Regulation to replace reference to the ‘Major and Organised Crime Squad (Rural)’ with the ‘Rural and Stock Crime Squad’.

## Human Rights Issues

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

The subordinate legislation has been considered with regards to the *Human Rights Act 2019* and it has been determined that no human rights are engaged by the subordinate legislation.

## Conclusion

I consider that the *Rural and Regional Adjustment and Other Legislation (Brisbane River Tourism Berthing Assistance Scheme and Other Matters) Amendment Regulation 2022* is compatible with the *Human Rights Act 2019* because it does not limit human rights.

**MARK FURNER MP**  
MINISTER FOR AGRICULTURAL INDUSTRY DEVELOPMENT AND FISHERIES  
AND MINISTER FOR RURAL COMMUNITIES