

Water Plan (Barron) (Postponement of Expiry) 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, Glenn Butcher, Minister for Regional Development and Manufacturing and Minister for Water provide this human rights certificate with respect to the Water Plan (Barron) (Postponement of Expiry) Notice 2022 made under the *Water Act 2000*.

In my opinion, the Water Plan (Barron) (Postponement of Expiry) Notice 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

The Water Plan (Barron) (Postponement of Expiry) Notice 2022 is subordinate legislation published under section 56(1) of the *Water Act 2000* (the Act) and postpones the expiry of the Water Plan (Barron) 2002 (the Plan) until 30 June 2023. This will ensure that sustainable water management arrangements under the current Plan, which is due to expire on 19 December 2022, continues to remain in place, thus protecting the existing water entitlements and the needs of the environment.

The Postponement of Expiry Notice has been prepared under section 55 of the Act and is not subject to the public consultation process. However, public consultation will be undertaken as part of the preparation of a replacement water plan under the Act.

Human Rights Issues

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

The Water Plan (Barron) (Postponement of Expiry) Notice 2022 does not raise any human rights issues as it continues the effect of the existing water management framework under the Plan, including maintenance of existing water access rights. The postponement of the expiry date of the Water Plan (Barron) 2002 by the Postponement of Expiry Notice until 30 June 2023 will enable the development of a new replacement water plan subject to the public consultation and technical assessments as required under the Act. The plan development process will address the requirements under the *Human Rights Act 2019* along with other relevant issues.

Conclusion

I consider that the Water Plan (Barron) (Postponement of Expiry) Notice 2022 is compatible with the *Human Rights Act 2019* because it does not limit human rights.

GLENN BUTCHER MP
MINISTER FOR REGIONAL DEVELOPMENT AND MANUFACTURING AND
MINISTER FOR WATER

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