

Proclamation – Local Government Electoral and Other Legislation (Expenditure Caps) Amendment Act 2023

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, Steven Miles MP, Deputy Premier, Minister for State Development, Infrastructure, Local Government and Planning and Minister Assisting the Premier on Olympic and Paralympic Games Infrastructure, provide this human rights certificate with respect to the Proclamation made under the *Local Government Electoral and Other Legislation (Expenditure Caps) Amendment Act 2023* (the Proclamation).

In my opinion, the Proclamation, 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 purpose of the Proclamation is to fix 28 June 2023 as the date for the commencement of the provisions of the *Local Government Electoral and Other Legislation (Expenditure Caps) Amendment Act 2023* (the Act) that are not in force, other than parts 4A and 4B.

The Act provides that parts 4A and 4B commence on 1 July 2023.

The Act (other than parts 4A and 4B) amends the *Local Government Electoral Act 2011*, the *Local Government Act 2009* and the *City of Brisbane Act 2010* to establish an electoral expenditure caps scheme for local government elections to level the playing field and ensure there is a fair opportunity for all participants. The scheme will first apply for the 2024 local government quadrennial election.

Human Rights Issues

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

As the Proclamation is machinery in nature, it does not engage or limit any human rights under the *Human Rights Act 2019*. Human rights engaged or limited by the Act were assessed and included in the Human Rights Statement of Compatibility for the *Local Government Electoral and Other Legislation (Expenditure Caps) Amendment Bill 2022*.

Conclusion

I consider that the Proclamation is compatible with the *Human Rights Act 2019* because it does not limit human rights.

STEVEN MILES MP
DEPUTY PREMIER, MINISTER FOR STATE DEVELOPMENT,
INFRASTRUCTURE, LOCAL GOVERNMENT AND PLANNING AND
MINISTER ASSISTING THE PREMIER ON OLYMPIC AND PARALYMPIC
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