

Racing Regulation 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, Grace Grace MP, Minister for Education, Minister for Industrial Relations and Minister for Racing, provide this human rights certificate with respect to the *Racing Regulation 2023* (new Regulation) made under the *Racing Act 2002* (Racing Act).

In my opinion, the new Regulation, as tabled in the Legislative Assembly, is compatible with the human rights protected by the *Human Rights Act 2019* Act. I base my opinion on the reasons outlined in this statement.

Overview of the Subordinate Legislation

The new Regulation supports the purpose and operation of the Racing Act, which is to provide the legislative framework for the management, operation, development and promotion of the racing industry in Queensland. The Act establishes the Racing Queensland Board as the control body for three racing codes (thoroughbred, harness and greyhound) and provides a framework for eligible corporations to apply for approval as control bodies for proposed new codes of racing.

The new Regulation replaces, with minor changes, the *Racing Regulation 2013* (existing Regulation), which is due to expire on 1 September 2023 in accordance with section 54 of the *Statutory Instruments Act 1992*.

The new Regulation prescribes:

- the minimum amount the Racing Queensland Board must apply to fund country thoroughbred race meetings, and the percentage by which the prescribed amount is increased each financial year;
- requirements for operational plans and matters for policies of control bodies;
- matters relating to race information authority;
- a law of another State about racing or betting or animal welfare;
- fees payable under the Racing Act; and
- the due date for the yearly fee payable by a control body.

The new Regulation remakes the existing Regulation substantially in its current form, with a few minor and consequential amendments. These amendments are necessary to: reflect changes in other jurisdictions' legislation listed in the existing Regulation; and clarify that the matters prescribed in the new Regulation as criteria for section 134(5) of the Racing Act are matters that must be taken into account by a control body when deciding an application for race information authority.

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 by the *Racing Regulation 2023*.

Conclusion

I consider that the *Racing Regulation 2023* is compatible with the *Human Rights Act 2019* as it does not raise a human rights issue.

GRACE GRACE MP
MINISTER FOR EDUCATION
MINISTER FOR INDUSTRIAL RELATIONS AND
MINISTER FOR RACING

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