

# Water Plan (Burdekin Basin) (Postponement of Expiry) Notice 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, Glenn Butcher, Minister for Regional Development and Manufacturing and Minister for Water provide this human rights certificate with respect to the Water Plan (Burdekin Basin) (Postponement of Expiry) Notice 2023 made under the *Water Act 2000*.

In my opinion, the Water Plan (Burdekin Basin) (Postponement of Expiry) Notice 2023, 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 (Burdekin Basin) 2007 is due to expire on 1 September 2023.

Section 55 of the *Water Act 2000* enables the Minister to postpone the expiry of the existing water plan for not more than three years if the Minister is preparing a new water plan to replace the existing water plan.

The Minister is preparing a new water plan to replace the Water Plan (Burdekin Basin) 2007 and has decided to postpone the expiry of the Water Plan (Burdekin Basin) 2007 until 1 September 2026.

Under section 56 of the *Water Act 2000*, a notice stating the new expiry date for the water plan must be published in the gazette and is subordinate legislation.

The Water Plan (Burdekin Basin) (Postponement of Expiry) Notice 2023 postpones the expiry of the Water Plan (Burdekin Basin) 2007 until 1 September 2026.

## Human Rights Issues

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

The decision of the Minister to postpone the expiry of the Water Plan (Burdekin Basin) 2007 until 1 September 2026 to prepare a new water plan to replace the existing water plan does not engage any human rights.

The postponement of the expiry of the Water Plan (Burdekin Basin) 2007 until 1 September 2026 stated under the Water Plan (Burdekin Basin) (Postponement of Expiry) Notice 2023 will preserve the existing water management framework under the Water Plan (Burdekin Basin) 2007 while providing more time to prepare the new water plan under the *Water Act 2000*.

## Conclusion

I consider that the Water Plan (Burdekin Basin) (Postponement of Expiry) Notice 2023 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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