

Mutual Recognition (Queensland) (Tasmanian Container Deposit Scheme) Amendment 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, the Honourable Cameron Dick MP, Treasurer and Minister for Trade and Investment provide this human rights certificate with respect to the *Mutual Recognition (Queensland) (Tasmanian Container Deposit Scheme) Amendment Regulation 2023* made under the *Mutual Recognition (Queensland) Act 1992*.

In my opinion, the *Mutual Recognition (Queensland) (Tasmanian Container Deposit Scheme) Amendment Regulation 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 purpose of the *Mutual Recognition (Queensland) (Tasmanian Container Deposit Scheme) Amendment Regulation 2023* is to approve the terms of amendments to the *Mutual Recognition Act 1992* (Cth) (the Cth MRA) to permanently exempt certain legislation of Tasmania relating to that State's Container Deposit Scheme from the application of the Cth MRA, as required under section 5(1)(b) and 6 of the *Mutual Recognition (Queensland) Act 1992*.

The Container Deposit Scheme for Tasmania is a recycling scheme for beverage containers similar to those in operation in other jurisdictions such as Queensland, New South Wales, South Australia, Northern Territory, Western Australia and the Australian Capital Territory.

The exemption from the application of the Cth MRA will ensure that relevant beverage containers sold in Tasmania that have been imported from or produced in another Australian jurisdiction comply with the labelling requirements of the Container Deposit Scheme for Tasmania.

Authorising law:

- Section 47 of the *Mutual Recognition Act 1992* (Cth)
- Sections 5 and 6 of the *Mutual Recognition (Queensland) Act 1992*
- Section 20A of the *Statutory Instruments Act 1992*

Human Rights Issues

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

No human rights are identified as engaged or limited by the *Mutual Recognition (Queensland) (Tasmanian Container Deposit Scheme) Amendment Regulation 2023*.

Consideration of reasonable limitations on human rights (section 13 *Human Rights Act 2019*)

No human rights are identified as engaged or limited by the *Mutual Recognition (Queensland) (Tasmanian Container Deposit Scheme) Amendment Regulation 2023*.

Conclusion

I consider that the *Mutual Recognition (Queensland) (Tasmanian Container Deposit Scheme) Amendment Regulation 2023* is compatible with the *Human Rights Act 2019* because it does not raise a human rights issue.

CAMERON DICK MP
TREASURER AND MINISTER FOR TRADE AND INVESTMENT

© The State of Queensland 2023