

# Nature Conservation (Protected Areas Management) (Apiary Areas) 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, Leanne Linard, Minister for the Environment and the Great Barrier Reef, Minister for Science and Minister for Multicultural Affairs provide this human rights certificate with respect to the *Nature Conservation (Protected Areas Management) (Apiary Areas) Amendment Regulation 2023* made under the *Nature Conservation Act 1992*.

In my opinion, the *Nature Conservation (Protected Areas Management) (Apiary Areas) 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 *Nature Conservation (Protected Areas Management) (Apiary Areas) Amendment Regulation 2023* is being made to implement provisions contained in part 4, division 3 of the *Nature Conservation and Other Legislation Amendment Act 2022* (Amendment Act), which will automatically commence on 22 October 2023.

The Amendment Act provisions provide:

- a 20-year extension for beekeeping on apiary areas within national parks; and
- that the Minister may recommend to the Governor in Council the making of a regulation prescribing apiary areas in certain circumstances; and
- that the chief executive may grant apiary permits for apiary areas prescribed in regulation if the grant complies with any requirements prescribed in regulation for apiary areas; and
- that a regulation may prescribe requirements about apiary sites in an apiary area or limits on the number of apiary sites for an apiary area.

Consistent with these Amendment Act provisions, the *Nature Conservation (Protected Areas Management) (Apiary Areas) Amendment Regulation 2023* will prescribe apiary areas where beekeeping may continue in national parks, requirements with which the chief executive must comply when granting apiary permits and certain requirements and limits in relation to apiary sites in an apiary area.

As indicated in the Human Rights Statement of Compatibility for the Nature Conservation and Other Legislation Amendment Bill 2022, the amendments do not automatically authorise access to national parks for beekeeping, and any impacts on human rights will be assessed through the permit application process.

## 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 or limited by the *Nature Conservation (Protected Areas Management) (Apiary Areas) Amendment Regulation 2023*.

## Conclusion

I consider that the *Nature Conservation (Protected Areas Management) (Apiary Areas) Amendment Regulation 2023* is compatible with the *Human Rights Act 2019* because it does not limit human rights.

**LEANNE LINARD MP**  
MINISTER FOR THE ENVIRONMENT AND THE GREAT BARRIER REEF  
MINISTER FOR SCIENCE AND MINISTER FOR MULTICULTURAL AFFAIRS

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