

Rural and Regional Adjustment (Variation of Fisheries Structural Adjustment Scheme) Amendment Regulation 2024

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, Mark Furner MP, Minister for Agricultural Industry Development and Fisheries and Minister for Rural Communities, provide this human rights certificate with respect to the *Rural and Regional Adjustment (Variation of Fisheries Structural Adjustment Scheme) Amendment Regulation 2024* (the Amendment Regulation) made under the *Rural and Regional Adjustment Act 1994*.

In my opinion, the Amendment Regulation, 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 Amendment Regulation is made under the *Rural and Regional Adjustment Act 1994*.

The authorising law for the regulation is section 44 of the *Rural and Regional Adjustment Act 1994*.

All schemes of financial assistance administered by the Queensland Rural and Industry Development Authority (QRIDA) are required to be set out in regulation.

The purpose of the Fisheries Structural Adjustment Scheme (the Scheme), established under Schedule 57 of the *Rural and Regional Adjustment Regulation 2011* is to provide financial assistance for holders of fishing authorities that have been impacted by decision to phase out large-mesh commercial gillnet fishing in the Great Barrier Reef (GBR) World Heritage Area and address changes to the Great Sandy Marine Park (GSMP) Zoning Plan.

The Amendment Regulation makes minor amendments to Schedule 57 of the *Rural and Regional Adjustment Regulation 2011* to allow Queensland Rural and Industry Development Authority (QRIDA) to continue to administer the Scheme. The amendments are to:

- allow the QRIDA to continue to administer the scheme beyond its current closing dates:
 - o Primary commercial fishing licences and fishery symbols
 - Part 2, Division 1 - N1, N2, N4 and S licences – close 30 June 2024
 - Part 2, Division 2 - K1, K2, K3, K4, K5, K6, K7, K8 and N10 licences - close 30 June 2024
 - Part 2, Division 3 - Surrender of primary commercial fishing licences and fishery symbols
 - Round 1 – close 30 April 2024

- Round 2 – open 17 May 2024 and close on 30 June 2024
 - Payments for quota units
 - Part 3, Division 1 - Barramundi, grey mackerel and king threadfin – close 30 June 2024
 - Part 3, Division 2 - Grey mackerel, school mackerel and whiting (management region 5) - close 30 June 2024
 - Payments for loss of income
 - Part 4, Division 1- Great Barrier Reef region – close 30 June 2024
 - Part 4, Division 2 - Great Sandy region - close 30 June 2024
 - Grant for advice related to scheme
 - Part 5 - Grant for advice related to scheme - close 30 June 2024
- extend the eligibility criteria under Part 4 - Payments for loss of income to include part-time lease holders where appropriate.
- correct minor technical inconsistencies.

Human Rights Issues

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

The potential impact of the *Rural and Regional Adjustment (Variation of Fisheries Structural Adjustment Scheme) Amendment Regulation 2024* on the human rights in sections 15 to 37 of the *Human Rights Act 2019* was considered and no potential impact was identified.

Conclusion

I consider that the *Rural and Regional Adjustment (Variation of Fisheries Structural Adjustment Scheme) Amendment Regulation 2024* is compatible with the *Human Rights Act 2019* because it does not limit any of the human rights protected by the *Human Rights Act 2019*.

Mark Furner MP
Minister for Agricultural Industry Development and Fisheries and
Minister for Rural Communities

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