

Proclamation – *Victims of Crime Assistance and Other Legislation Amendment Act 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 Yvette D’Ath MP, Attorney-General and Minister for Justice and Minister for the Prevention of Domestic and Family Violence provide this human rights certificate with respect to the Proclamation – *Victims of Crime Assistance and Other Legislation Amendment Act 2023* (the Proclamation) made under section 2 of the *Victims of Crime Assistance and Other Legislation Amendment Act 2023* (the Act).

In my opinion, the Proclamation, 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 Proclamation fixes 17 May 2024 as the day for commencement of the remaining provisions of the Act.

The Proclamation will provide for the commencement of Part 2 of the Act, which will amend section 201 of the *Penalties and Sentences Act 1992* to increase membership of the Queensland Sentencing Advisory Council from 12 to 14 and to require that at least one member have lived experience as a victim of crime.

Human Rights Issues

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

As the Proclamation is machinery in nature, it does not affect or engage any human rights.

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

As the Proclamation itself does not raise any human rights issues, it is not necessary to consider section 13 of the *Human Rights Act 2019*.

Conclusion

I consider that the Proclamation is compatible with the *Human Rights Act 2019* because it does not raise a human rights issue.

YVETTE D'ATH MP
Attorney-General and Minister for Justice
Minister for the Prevention of Domestic and Family Violence

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