

# Proclamation - *Information Privacy 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 made under the *Information Privacy and Other Legislation Amendment Act 2023* (IPOLA 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 28 June 2024 as the commencement date for part 2 and schedule 1, part 2 (limited only to the amendments to the *City of Brisbane Act 2010*, *Criminal Code*, *Local Government Act 2009* and the *Police Powers and Responsibilities Act 2000*) of the IPOLA Act.

Part 2 of the IPOLA Act contains amendments (and a related transitional provision) to the Criminal Code offence of 'Computer hacking and misuse' in section 408E to improve its operation and clarity, having regard to the underlying issues forming the basis of recommendation 10 in the Crime and Corruption Commission's report, *Operation Impala, A report on misuse of confidential information in the Queensland public sector*, tabled in the Legislative Assembly on 21 February 2020.

Part 2 of schedule 1 of the IPOLA Act contains consequential amendments to certain other Acts to refer to the amended heading for section 408E of the Criminal Code.

### Human Rights Issues

The Proclamation commences part 2 and schedule 1, part 2 of the IPOLA Act.

The Proclamation does not contain any substantive legislative provisions and does not raise any human rights issues.

A full assessment of the amendments being commenced by the Proclamation was undertaken in the Human Rights Statement of Compatibility for the Information Privacy and Other Legislation Amendment Bill 2023.

## Conclusion

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

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

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