

Proclamation – Victims’ Commissioner and Sexual Violence Review Board Act 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, 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 *Victims’ Commissioner and Sexual Violence Review Board Act 2024* (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 purpose of the Proclamation is to fix 29 July 2024 as the date to commence certain provisions of the Act stated in the Schedule to the Proclamation, which will provide for-

- the establishment of the Victims’ Commissioner;
- the Victims’ Commissioner to exercise certain functions to consult with victims of crime; and provide advice to the responsible Minister on issues affecting victims and the promotion of victims’ rights; and
- the establishment of the Office of the Victims’ Commissioner and recruitment of staff; and
- amendments to the *Integrity Act 2009* and *Public Sector Act 2022* to include the Victims’ Commissioner in the statutory office holders’ and public service entities provision and respective schedules.

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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