

# Summary Offences (Prevention of Knife Crime) 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* (HR Act), I, Mark Ryan, Minister for Police and Community Safety provide this human rights certificate with respect to the Summary Offences (Prevention of Knife Crime) Amendment Regulation 2024 (Amendment Regulation) made under the *Summary Offences Act 2005* (SO Act).

In my opinion, the Amendment Regulation, as tabled in the Legislative Assembly, is compatible with the human rights protected by the HR Act. I base my opinion on the reasons outlined in this statement.

## Overview of the Subordinate Legislation

On 19 February 2024, the *Summary Offences (Prevention of Knife Crime) and Other Legislation Amendment Act 2024* (Amendment Act) received assent.

Upon commencement, the Amendment Act will amend the SO Act to:

- prohibit the sale of knives and other weapons (known as controlled items) to minors;
- make it an offence for a person to falsely represent themselves as being over the age of 18 years for the purpose of being sold a controlled item;
- require retailers to display signage advertising the legal prohibition against the sale of controlled items to minors;
- prohibit controlled items from being sold or advertised in a way that suggests the items is suitable for combat, intended to be used for violence, or likely to stimulate or encourage violent or criminal behaviour involving the item; and
- impose obligations upon suppliers of particular controlled items to safely secure the items at retail locations.

The Amendment Regulation prescribes the mandatory size and content requirements for each prohibition sign to be displayed by commercial sellers.

## Human Rights Issues

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

Consideration of the compatibility of the provision of the Amendment Act introducing a requirement for retailers to display signage advertising the legal prohibition against the sale of controlled items to minors with the human rights protected by the HR Act was addressed in the Statement of Compatibility accompanying the Amendment Act.

The Amendment Regulation does not affect or engage a human right.

## Conclusion

I consider that the Amendment Regulation is compatible with the HR Act because it does not limit human rights.

**MARK RYAN MP**  
MINISTER FOR POLICE AND COMMUNITY SAFETY

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