

Water Plan (Wet Tropics) (Postponement of Expiry) Notice 2024

Human Rights Certificate for SL 2024 No 190

Prepared in accordance with Part 3 of the *Human Rights Act 2019*

In accordance with section 41 of the *Human Rights Act 2019*, I, Glenn Butcher, Minister for Regional Development and Manufacturing and Minister for Water provide this human rights certificate with respect to the Water Plan (Wet Tropics) (Postponement of Expiry) Notice 2024 made under the *Water Act 2000*.

In my opinion, the Water Plan (Wet Tropics) (Postponement of Expiry) Notice 2024, 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 Water Plan (Wet Tropics) 2013 is due to expire on 1 September 2024.

Under section 54 of the *Water Act 2000*, the Minister may postpone the expiry of a water plan if satisfied the plan is advancing the matters mentioned in section 41 and the water plan outcomes. Section 41 of the *Water Act 2000*, requires that the plan that applies to a part of the State, advances the sustainable management of Queensland's water.

The Minister prepared a report stating the effectiveness of the water plan and its implementation in advancing the matters mentioned in section 41 of the *Water Act 2000* (Report). This Report was made available along with an invitation to the public to make submissions on the intention to postpone the expiry of the Water Plan (Wet Tropics) 2013 to 1 December 2032 in a notice published by the Minister pursuant to section 54(2) of the *Water Act 2000*.

After considering the properly made public submissions about the postponement of expiry of the Water Plan (Wet Tropics) 2013 to 1 December 2032, the Minister was satisfied that the Water Plan (Wet Tropics) 2013 is advancing the sustainable management of Queensland's water and achieving the water plan outcomes and therefore decided to postpone the expiry of the Water Plan (Wet Tropics) 2013 to 1 December 2032.

Under section 56 of the *Water Act 2000* the Water Plan (Wet Tropics) (Postponement of Expiry) Notice 2024 which postpones the expiry of the Water Plan (Wet Tropics) 2013 until 1 December 2032 is subordinate legislation.

Human Rights Issues

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

The decision of the Minister to postpone the expiry of the Water Plan (Wet Tropics) 2013 until 1 December 2032 does not limit any human rights.

The postponement of the expiry of the Water Plan (Wet Tropics) 2013 will preserve the existing water management framework.

Conclusion

I consider that the Water Plan (Wet Tropics) (Postponement of Expiry) Notice 2024 is compatible with the *Human Rights Act 2019* because as it does not limit human rights.

GLENN BUTCHER MP
MINISTER FOR REGIONAL DEVELOPMENT AND MANUFACTURING AND
MINISTER FOR WATER

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