

Proclamation – Agriculture and Fisheries and Other Legislation Amendment 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* (HR Act), I, Leanne Linard MP, Minister for the Environment and the Great Barrier Reef and Minister for Science and Innovation provide this human rights certificate with respect to the proclamation of certain provisions made under the *Agriculture and Fisheries and Other Legislation Amendment Act 2024* (AFOLA Act).

In my opinion, the Proclamation 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

The Proclamation commences certain provisions of the AFOLA Act. The provisions commenced by the Proclamation:

- amend the meaning of fish under the *Fisheries Act 1994* to provide a clear and well-defined regulatory framework for threatened fish that ensures a balanced approach to managing conservation and fisheries resource interests; and
- update the *Nature Conservation Act 1992* to replace outdated and offensive language in reference to Aboriginal peoples and Torres Strait Islander peoples.

The Proclamation fixes the commencement date of 1 September 2024.

Human Rights Issues

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

I have considered each of the rights protected by part 2 of the HR Act. In my opinion, the proclamation does not engage or limit human rights.

Conclusion

I consider that the Proclamation made under the *Agriculture and Fisheries and Other Legislation Amendment Act 2024* is compatible with the *Human Rights Act 2019* because it does not limit human rights.

LEANNE LINARD MP
MINISTER FOR THE ENVIRONMENT AND THE GREAT BARRIER REEF
MINISTER FOR SCIENCE AND INNOVATION