

Criminal Practice (Decriminalising Sex Work) Amendment Rule 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, 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 *Criminal Practice (Decriminalising Sex Work) Amendment Rule 2024* (the Amendment Rule) made under the *Supreme Court of Queensland Act 1991*.

In my opinion, the Amendment Rule, 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 *Criminal Code (Decriminalising Sex Work) and Other Legislation Amendment Act 2024* (Amendment Act) which commenced on 2 August 2024 established a framework to decriminalise the sex work industry via amendments to the Criminal Code to repeal Chapter 22A (Prostitution) offences; create three new offences; and amend the existing offence in section 218 of procuring sexual acts by coercion.

The *Criminal Practice (Decriminalising Sex Work) Amendment Rule 2024* supports the decriminalisation framework established by the Amendment Act, by omitting, amending and creating new forms in Schedule 3 of the CP Rules to reflect the amendments contained in the Amendment Act.

Human Rights Issues

The Amendment Rule will ensure that the prescribed wording for an indictment, information or complaint in the Schedule 3 forms of the CP Rules accurately reflect the changes and amendments in the Amendment Act.

On this basis, it is my opinion that this subordinate legislation does not raise human rights issues because it does not engage or limit any human rights protected under the HR Act.

Conclusion

I consider that the Amendment Rule is compatible with the HR Act because it does not raise a human rights issue.

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