

# National Energy Retail Law (Queensland) Amendment Regulation (No. 2) 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, Mick de Brenni MP, Minister for Energy and Clean Economy Jobs provide this human rights certificate with respect to the *National Energy Retail Law (Queensland) Amendment Regulation (No. 2) 2024* made under the *National Energy Retail Law (Queensland) Act 2014*.

In my opinion, the *National Energy Retail Law (Queensland) Amendment Regulation (No. 2) 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

Section 11 of the *National Energy Retail Law (Queensland) Act 2014* (the Act) enables the making of regulations to apply the *National Energy Retail Law* as a law of Queensland and to enact Queensland specific instruments as provided by the national framework.

The *National Energy Retail Law (Queensland) Amendment Regulation (No. 2) 2024*, made under section 11 of the Act, amends the *National Energy Retail Law (Queensland) Regulation 2014*, to require electricity retailers operating in SEQ:

- to make available a standing offer with a flat tariff structure; and
- to advise market offer customers of the existence of a flat tariff standing offer when informing the customer of a prospective tariff change to their existing market contract, and (if applicable), time of use tariff options that could provide household savings if energy usage is moved away from peak periods.

The *National Energy Retail Law (Queensland) Amendment Regulation (No. 2) 2024* will ensure the customer protection, afforded by the Default Market Offer that was available to the customers prior to the installation of a smart meter, remains in place.

### Human Rights Issues

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

The *National Energy Retail Law (Queensland) Amendment Regulation (No. 2) 2024* does not affect or limit any of the human right prescribed under the *Human Rights Act 2019*.

## Conclusion

I consider that the *National Energy Retail Law (Queensland) Amendment Regulation (No. 2) 2024* is compatible with the *Human Rights Act 2019* because it does not limit human rights.

**MICK DE BRENNI MP**  
MINISTER FOR ENERGY AND CLEAN ECONOMY JOBS

© The State of Queensland 2024