

Electrical Safety (Codes of Practice) and Other Legislation Amendment Notice 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, Grace Grace, Minister for State Development and Infrastructure, Minister for Industrial Relations and Minister for Racing, provide this human rights certificate with respect to the Electrical Safety Codes of Practice made under the *Electrical Safety Act 2002* (ES Act) and the Work Health and Safety Codes of Practice made under the *Work Health and Safety Act 2011* (WHS Act).

In my opinion, the Electrical Safety (Codes of Practice) and Other Legislation Amendment Notice 2024 (Amendment Notice) 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

Making the Amendment Notice fulfils a requirement under section 44(2) of the ES Act for the Minister to give public notice of the making, amending or repealing of a code of practice. Similarly, the Amendment Notice fulfils a requirement under section 274(4) of the WHS Act for the Minister to give public notice of the approval, variation or revocation of a code of practice.

The Amendment Notice serves as a public record of decisions the Minister is authorised to make in relation to codes of practice.

The Amendment Notice amends the Electrical Safety (Codes of Practice) Notice 2024 to notify of amendments to the:

- *Construction and Operation of Solar Farms Code of Practice 2024*;
- *Electrical Safety Code of Practice 2020 - Electrical Equipment Rural Industry*; and
- *Electrical Safety Code of Practice 2021 - Managing Electrical Risks in the Workplace*.

The Amendment Notice amends the *Work Health and Safety (Codes of Practice) Notice 2022* (WHS Notice) to notify of variations to the:

- *Work Health and Safety Consultation, Co-operation and Co-ordination Code of Practice 2021*;
- *Sugar Mill Safety Code of Practice 2024*; and
- *Construction and Operation of Solar Farms Code of Practice 2024*.

Human Rights Issues

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

Human rights considerations have been assessed under the HR Act. The Amendment Notice notifies of consequential amendments to Electrical Safety and Work Health and Safety Codes of Practice which improve the electrical safety and work health and safety frameworks which uphold the right to life and the right not to be arbitrarily deprived of life (section 16, HR Act).

Conclusion

I consider that the Amendment Notice is compatible with the HR Act as it does not raise any human rights issues.

GRACE GRACE MP
Minister for State Development and Infrastructure
Minister for Industrial Relations and
Minister for Racing

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