

Electrical Safety (Codes of Practice) and Other Legislation Amendment Notice (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* (HR Act), I, Jarrod Bleijie, Deputy Premier, Minister for State Development, Infrastructure and Planning, and Minister for Industrial Relations provide this human rights certificate with respect to codes of practice made under the *Electrical Safety Act 2002* (ES Act) and the *Work Health and Safety Act 2011* (WHS Act).

In my opinion, the Electrical Safety (Codes of Practice) and Other Legislation Amendment Notice (No. 2) 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 requirements for the Minister to give public notice of the amending (section 44(2), ES Act) or varying (section 274(4), WHS Act) 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
- Electrical Safety Code of Practice 2020 – Working Near Overhead and Underground Electrical Lines
- Electrical Safety Code of Practice 2021 - Managing Electrical Risks in the Workplace

The Amendment Notice also amends the Work Health and Safety (Codes of Practice) Notice 2022 to notify variations to the 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 the codes of practice which uphold the right not to be arbitrarily deprived of life (section 16, HR Act).

Consideration of reasonable limitations on human rights (section 13 *Human Rights Act 2019*)

The introduction of the Amendment Notice does not limit human rights under the HR Act. Therefore, it is not necessary to consider section 13 of the HR Act.

Conclusion

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

JARROD BLEIJIE MP
Deputy Premier
Minister for State Development, Infrastructure and Planning
Minister for Industrial Relations

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