

# PARLIAMENTARY JOINT COMMITTEE ON HUMAN RIGHTS

2017

## INDEX OF INSTRUMENTS CONSIDERED BY THE COMMITTEE

As at 13 February 2018

The committee examines all legislative instruments registered in the relevant period, as listed on the Federal Register of Legislation. Due to the volume of legislative instruments registered yearly, only instruments commented on by the committee are listed in this index.<sup>1</sup>

### Legend:

AO = Advice only                      RR = Response required

Instruments considered	Action required	Report No.	Right(s)
<b>A</b>			
<b>Advance to the Finance Minister Determination (No. 1 of 2017-2018) [F2017L01005]</b>	AO	<a href="#">11/17</a>	Multiple rights
<b>Aged Care (Subsidy, Fees and Payments) Amendment Determination 2017 [F2017L00743]</b>	RR	<a href="#">9/17</a> <a href="#">11/17</a>	Health; adequate standard of living
<b>Aged Care (Transitional Provisions) (Subsidy and Other Measures) Amendment Determination 2017 [F2017L00744]</b>	RR	<a href="#">9/17</a> <a href="#">11/17</a>	Health; adequate standard of living
<b>ASIC Credit (Flexible Credit Cost Arrangements) Instrument 2017/780 [F2017L01141]</b>	RR	<a href="#">12/17</a> <a href="#">2/18</a>	Criminal process rights
<b>Australian Citizenship (IMMI 17/073: Declared Terrorist Organisation—Jabhat Al-Nusra) Declaration 2017 [F2017L01031]</b>	AO	<a href="#">11/17</a>	Freedom of movement; private life; protection of the family; take part in public affairs; liberty; obligations of non-refoulement; equality and non-discrimination; fair hearing and criminal process rights; prohibition against retrospective criminal laws; prohibition against double punishment; rights of children

<sup>1</sup> To identify all of the legislative instruments scrutinised by the committee, select 'legislative instruments' as the relevant type of legislation, select the event as 'assent/making', and input the relevant registration date range in the Federal Register of Legislation's advanced search function, available at <https://www.legislation.gov.au/AdvancedSearch>

Instruments considered	Action required	Report No.	Right(s)
<b>Australian Citizenship Regulation 2016 [F2016L01916]</b>	RR	<a href="#">2/17</a> <a href="#">5/17</a>	Privacy; equality and non-discrimination
<b>Autonomous Sanctions Amendment (Democratic People's Republic of Korea) Regulations 2017 [F2017L00880]</b>	AO	<a href="#">10/17</a>	Privacy; fair hearing; protection of the family; equality and non-discrimination; adequate standard of living; freedom of movement; non-refoulement
<b>Autonomous Sanctions (Designated Persons and Entities – Democratic People's Republic of Korea) Amendment List 2017 [F2017L00637]</b>	AO	<a href="#">10/17</a>	Privacy; fair hearing; protection of the family; equality and non-discrimination; adequate standard of living; freedom of movement; non-refoulement
<b>Autonomous Sanctions (Designated Persons and Entities and Declared Persons – Ukraine) Amendment List 2017 [F2017L00675]</b>	AO	<a href="#">10/17</a>	Privacy; fair hearing; protection of the family; equality and non-discrimination; adequate standard of living; freedom of movement; non-refoulement
<b>Autonomous Sanctions (Designated Persons and Entities – Democratic People's Republic of Korea) Amendment List 2016 (No 2) [F2016L01861]</b>	AO	<a href="#">2/17</a>	Privacy; fair hearing; protection of the family; equality and non-discrimination; adequate standard of living; freedom of movement; non-refoulement
<b>Autonomous Sanctions (Designated Persons and Entities – Democratic People's Republic of Korea) Amendment List 2016 (No 3) [F2016L01862]</b>	AO	<a href="#">2/17</a>	Privacy; fair hearing; protection of the family; equality and non-discrimination; adequate standard of living; freedom of movement; non-refoulement
<b>Autonomous Sanctions (Designated Persons and Entities – Democratic People's Republic of Korea) Amendment List 2017 (No 2) [F2017L01063]</b>	AO	<a href="#">12/17</a>	Privacy; fair hearing; protection of the family; equality and non-discrimination; adequate standard of living; freedom of movement; non-refoulement
<b>Autonomous Sanctions (Designated Persons and Entities and Declared Persons – Syria) List 2017 [F2017L01080]</b>	AO	<a href="#">12/17</a>	Privacy; fair hearing; protection of the family; equality and non-discrimination; adequate standard of living; freedom of movement; non-refoulement
<b>Autonomous Sanctions (Designated Persons and Entities and Declared Persons – Ukraine) Amendment List 2017 (No. 2) [F2017L01118]</b>	AO	<a href="#">12/17</a>	Privacy; fair hearing; protection of the family; equality and non-discrimination; adequate standard of living; freedom of movement; non-refoulement
<b>C</b>			
<b>Census and Statistics (Statistical Information) Amendment Direction 2017 [F2017L01041]</b>	AO	<a href="#">11/17</a>	Multiple rights

Instruments considered	Action required	Report No.	Right(s)
Census and Statistics (Statistical Information) Direction 2017 [F2017L01006]	AO	<a href="#">11/17</a>	Multiple rights
Charter of the United Nations (Sanctions-Democratic People's Republic of Korea) Amendment Regulation 2016 [2016L01829]	AO	<a href="#">2/17</a>	Privacy; fair hearing; protection of the family; equality and non-discrimination; adequate standard of living; freedom of movement; non-refoulement
Charter of the United Nations (Sanctions –Democratic People’s Republic of Korea) Amendment (2017 Measures No. 1) Regulations 2017 [F2017L00878]	AO	<a href="#">10/17</a>	Privacy; fair hearing; protection of the family; equality and non-discrimination; adequate standard of living; freedom of movement; non-refoulement
Charter of the United Nations (Sanctions – Democratic People’s Republic of Korea) (Documents) Instrument 2017 [F2017L00539]	AO	<a href="#">7/17</a>	Fair trial; quality of law; liberty
Charter of the United Nations (UN Sanction Enforcement Law) Amendment Declaration 2017 (No. 2) [F2017L00991]	AO	<a href="#">11/17</a>	Fair trial; quality of law; liberty
Code for the Tendering and Performance of Building Work 2016 [F2016L01859] and Code for the Tendering and Performance of Building Work Amendment Instrument 2017 [F2017L00132]	RR	<a href="#">5/17</a> <a href="#">9/17</a> <a href="#">12/17</a> <a href="#">2/18</a>	Freedom of expression; freedom of association; collectively bargain; form and join trade unions; just and favourable conditions of work
Corporations (Aboriginal and Torres Strait Islander) Regulations 2017 [F2017L01311]	RR	<a href="#">13/17</a> <a href="#">1/18</a>	Privacy
Criminal Code Amendment (Control Orders—Legal Representation for Young People) Regulations 2017 [F2017L00843]	AO	<a href="#">10/17</a>	Multiple rights
<b>E</b>			
Electoral and Referendum Amendment (ASADA) Regulations 2017 [F2017L00967]	RR	<a href="#">11/17</a> <a href="#">12/17</a>	Privacy
Extradition (People's Republic of China) Regulations 2017 [F2017L00185]	AO	<a href="#">4/17</a>	Prohibition against torture, cruel, inhuman and degrading treatment; life; fair hearing and fair trial; liberty; equality and non-discrimination
<b>F</b>			

Instruments considered	Action required	Report No.	Right(s)
Federal Financial Relations (National Partnership payments) Determination No. 112 (October 2016) [F2016L01724]	AO	<a href="#">3/17</a>	Health; social security; adequate standard of living; children; education
Federal Financial Relations (National Partnership Payments) Determination No. 113 (November 2016) [F2016L01937]	AO	<a href="#">3/17</a>	Health; social security; adequate standard of living; children; education
Federal Financial Relations (National Partnership payments) Determination No. 114 (December 2016) [F2017L00049]	AO	<a href="#">3/17</a>	Health; social security; adequate standard of living; children; education
Federal Financial Relations (National Partnership payments) Determination No. 115 (January 2017) [F2017L00050]	AO	<a href="#">3/17</a>	Health; social security; adequate standard of living; children; education
Federal Financial Relations (National Partnership payments) Determination No. 116 (February 2017) [F2017L00198]	RR	<a href="#">7/17</a> <a href="#">9/17</a>	Health; social security; adequate standard of living; children; education
Federal Financial Relations (National Partnership payments) Determination No. 117 (March 2017) [F2017L00413]	RR	<a href="#">7/17</a> <a href="#">9/17</a>	Health; social security; adequate standard of living; children; education
Federal Financial Relations (National Partnership payments) Determination No. 118 (April 2017) [F2017L00540]	RR	<a href="#">7/17</a> <a href="#">9/17</a>	Health; social security; adequate standard of living; children; education
Federal Financial Relations (National Partnership Payments) Determination No. 119 (May 2017) [F2017L00707]	RR	<a href="#">7/17</a> <a href="#">9/17</a>	Health; social security; adequate standard of living; children; education
Federal Financial Relations (National Specific Purpose Payments) Determination 2015-16 [F2016L01934]	RR	<a href="#">3/17</a> <a href="#">4/17</a>	Equality and non-discrimination; health; social security; adequate standard of living; children; education; work
Financial Framework (Supplementary Powers) Amendment (Attorney-General's Portfolio Measures No. 2) Regulations 2017 [F2017L00822]	RR	<a href="#">9/17</a> <a href="#">11/17</a>	Privacy
<b>H</b>			
Health Insurance (General Medical Services Table) Amendment (Obstetrics) Regulations 2017 [F2017L01090]	RR	<a href="#">12/17</a> <a href="#">1/18</a>	Privacy
<b>J</b>			
Jervis Bay Territory Marine Safety Ordinance 2016 [F2016L01756]	RR	<a href="#">1/17</a> <a href="#">2/17</a>	Presumption of innocence; liberty; privacy
<b>M</b>			

Instruments considered	Action required	Report No.	Right(s)
Migration (IMMI 17/015: Person who is a Fast Track Applicant) Instrument 2017 [F2017L01042]	AO	<a href="#">12/17</a>	Non-refoulement; effective remedy; fair hearing; not to be expelled without due process
Migration Legislation Amendment (2016 Measures No. 4) Regulation 2016 [F2016L01696]		<a href="#">1/17</a> <a href="#">3/17</a>	Protection of the family
<b>N</b>			
Narcotic Drugs Regulation 2016 [F2016L01613]	RR	<a href="#">1/17</a> <a href="#">2/17</a>	Work; equality and non-discrimination
<b>P</b>			
Parliamentary Service Amendment (Notification of Decisions and Other Measures) Determination 2016 [F2016L01649]	RR	<a href="#">1/17</a> <a href="#">2/17</a>	Privacy
Proceeds of Crime Amendment (Approved Examiners and Other Measures) Regulation 2016 [F2016L01617]	AO	<a href="#">1/17</a>	Fair trial; fair hearing
Social Security (Tables for the Assessment of Work-related Impairment for Disability Support Pension) Amendment Determination 2017 [F2017L00659]	AO	<a href="#">8/17</a>	Social security, non-discrimination, disability
<b>S</b>			
Social Security (Administration) (Trial Area) Amendment Determination 2017 [F2017L00210]	RR	<a href="#">5/17</a> <a href="#">8/17</a>	Social security; private life; equality and non-discrimination
Social Security (Class of Visas – Qualifying Residence Exemption) Determination 2016 [F2016L01858]	RR	<a href="#">2/17</a> <a href="#">4/17</a>	Social security; adequate standard of living
<b>T</b>			
Telecommunications (Interception and Access - Law Enforcement Conduct Commission of New South Wales) Declaration 2017 [F2017L00533]	AO	<a href="#">7/17</a>	Privacy
Transport Security Legislation Amendment (Identity Security) Regulation 2016 [F2016L01656]	RR	<a href="#">1/17</a> <a href="#">2/17</a>	Presumption of innocence
Treasury Laws Amendment (Agricultural Lending Data) Regulations 2017 [F2017L00706]	RR	<a href="#">9/17</a> <a href="#">11/17</a>	Privacy

