

## Report snapshot<sup>1</sup>

In this report the committee has examined the following bills and legislative instruments for compatibility with human rights. The committee's full consideration of legislation commented on in the report is set out at the page numbers indicated.

### Bills

#### Chapter 1: New and continuing matters

Bills introduced 22 May to 1 June 2023	16
Bills commented on in report <sup>2</sup>	1
Private members or senators' bills that may engage and limit human rights	0

#### Chapter 2: Concluded

Bills committee has concluded its examination of following receipt of ministerial response	0
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#### Australian Organ and Tissue Donation and Transplantation Authority Amendment Bill 2023

No comment

#### Broadcasting Services Amendment (Prohibition of Gambling Advertisements) Bill 2023

No comment

#### Creative Australia Bill 2023

No comment

- 1 This section can be cited as Parliamentary Joint Committee on Human Rights, Report snapshot, *Report 7 of 2023*; [2023] AUPJCHR 64.
- 2 The committee makes no comment on the remaining bills on the basis that they do not engage, or only marginally engage, human rights; promote human rights; and/permissibly limit human rights. This is based on an assessment of the bill and relevant information provided in the statement of compatibility accompanying the bill. The committee may have determined not to comment on a bill notwithstanding that the statement of compatibility accompanying the bill may be inadequate.

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**Creative Australia (Consequential and Transitional Provisions) Bill 2023**


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No comment

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**Criminal Code Amendment (Prohibition of Nazi Symbols) Bill 2023 [No. 2]**


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No comment

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**Customs Tariff Amendment (Product Stewardship for Oil) Bill 2023**


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No comment

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**Excise Tariff Amendment (Product Stewardship for Oil) Bill 2023**


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No comment

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**Family Assistance Legislation Amendment (Child Care Subsidy) Bill 2023**


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No comment

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**Health Insurance Amendment (Profesional Services Review Scheme) Bill 2023**


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No comment

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**Inspector-General of Live Animal Exports Amendment (Animal Welfare) Bill 2023**


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*Seeking  
information*

[pp. 7-12](#)

**Collection, use and disclosure of personal information**

*Right to privacy*

This bill seeks to amend the *Inspector-General of Live Animal Exports Act 2019* (the Act) to expand the functions of the Inspector-General of Animal Welfare (Inspector-General) in relation to their powers of review. In particular, the Inspector-General would be conferred the power to review the performance of the functions, or exercise of powers, by livestock export officials as well as ancillary powers to do all things necessary or convenient to be done for, or in connection with, the performance of the Inspector-General's functions. Under the current Act, the Inspector-General may require a person to give information or documents to them if they reasonably believe it is relevant to the review.

By expanding the matters in relation to which the Inspector-General may conduct a review, and conferring ancillary powers on the Inspector General to do all things necessary or convenient to be done for, or in connection with, the performance of their expanded functions, the measure would have the effect of expanding the scope of information, including personal information, that may be obtained, used and disclosed by the Inspector-General. The collection, use and disclosure of personal information engages and limits the right to privacy. The committee considers further information is required to assess the compatibility of this measure with this right, and as such seeks the Minister for Agriculture, Fisheries and Forestry's advice.

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**Migration Amendment (Giving Documents and Other Measures) Bill 2023**

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No comment

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**Social Services and Other Legislation Amendment (Strengthening the Safety Net) Bill 2023**

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No comment

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**Statute Law Amendment (Prescribed Forms and Other Updates) Bill 2023**

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No comment

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**Student Loans (Overseas Debtors Repayment Levy) Amendment Bill 2023**

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No comment

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**Trade Support Loans Amendment Bill 2023**

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No comment

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**Veterans' Affairs Legislation Amendment (Miscellaneous Measures No. 2) Bill 2023**

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No comment

## Legislative instruments

### Chapter 1: New and continuing matters

Legislative instruments registered on the <a href="#">Federal Register of Legislation</a> between 3 April and 26 May 2023 <sup>3</sup>	224
Legislative instruments commented on in report <sup>4</sup>	1
Legislative instruments deferred <sup>5</sup>	1

### Chapter 2: Concluded

Legislative instruments committee has concluded its examination of following receipt of ministerial response	0
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### Extradition (Republic of North Macedonia) Regulations 2023 [[F2023L00447](#)]

<p><i>Seeking information</i> <a href="#">pp. 13-24</a></p>	<p><b>Extraditions to the Republic of North Macedonia</b> <i>Right to life; torture and other cruel, inhuman or degrading treatment or punishment; liberty; fair trial; presumption of innocence</i></p> <p>These regulations declare the Republic of North Macedonia to be an 'extradition country' for the purposes of section 5 of the <i>Extradition Act 1988</i> and repeal the Extradition (Former Yugoslav Republic of Macedonia) Regulations 2009. The effect of this is that Australia can consider and progress extradition requests from the Republic of North Macedonia relating to persons in Australia.</p> <p>Facilitating the extradition of persons in Australia to the Republic of North Macedonia to face proceedings in relation to serious offences (including alleged</p>
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- 3 The committee examines all legislative instruments registered in the relevant period, as listed on the Federal Register of Legislation. To identify all of the legislative instruments scrutinised by the committee during this period, 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](#).
- 4 The committee makes no comment on the remaining legislative instruments on the basis that they do not engage, or only marginally engage, human rights; promote human rights; and/permissibly limit human rights. This is based on an assessment of the instrument and relevant information provided in the statement of compatibility (where applicable). The committee may have determined not to comment on an instrument notwithstanding that the statement of compatibility accompanying the instrument may be inadequate.
- 5 The committee defers its consideration of Migration (Granting of contributory parent visas, parent visas and other family visas in financial year 2022/2023) Instrument (LIN 23/016) 2023 [[F2023L00609](#)].

offences) pursuant to the Act engages and may limit multiple rights.

As this legislative instrument is exempt from disallowance, and so no statement of compatibility with human rights is required to be provided, further information is required to assess the compatibility of this measure with human rights, and as such the committee seeks the Attorney General's advice.

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### **Instruments imposing sanctions on individuals<sup>6</sup>**

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A number of legislative instruments impose sanctions on individuals. The committee has considered the human rights compatibility of similar instruments on a number of occasions, and retains scrutiny concerns about the compatibility of the sanctions regime with human rights.<sup>7</sup> However, as these legislative instruments do not appear to designate or declare any individuals who are currently within Australia's jurisdiction, the committee makes no comment in relation to these instruments at this stage.

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6 See Autonomous Sanctions (Designated Persons and Entities and Declared Persons—Russia and Ukraine) Amendment (No. 6) Instrument 2023 [F2023L00561] and Autonomous Sanctions (Designated Persons and Entities and Declared Persons—Democratic People's Republic of Korea) Amendment (No. 1) Instrument 2023 [F2023L00555].

7 See, most recently, Parliamentary Joint Committee on Human Rights, [Report 15 of 2021](#) (8 December 2021), pp. 2-11.

