

Independent review of the Human Rights Act

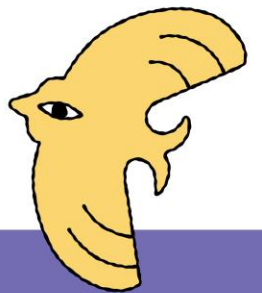


Terms of reference

Section 95 of the Act requires the **operation of the Act** to be independently reviewed by an appropriately qualified person as soon as practicable after 1 July 2023.

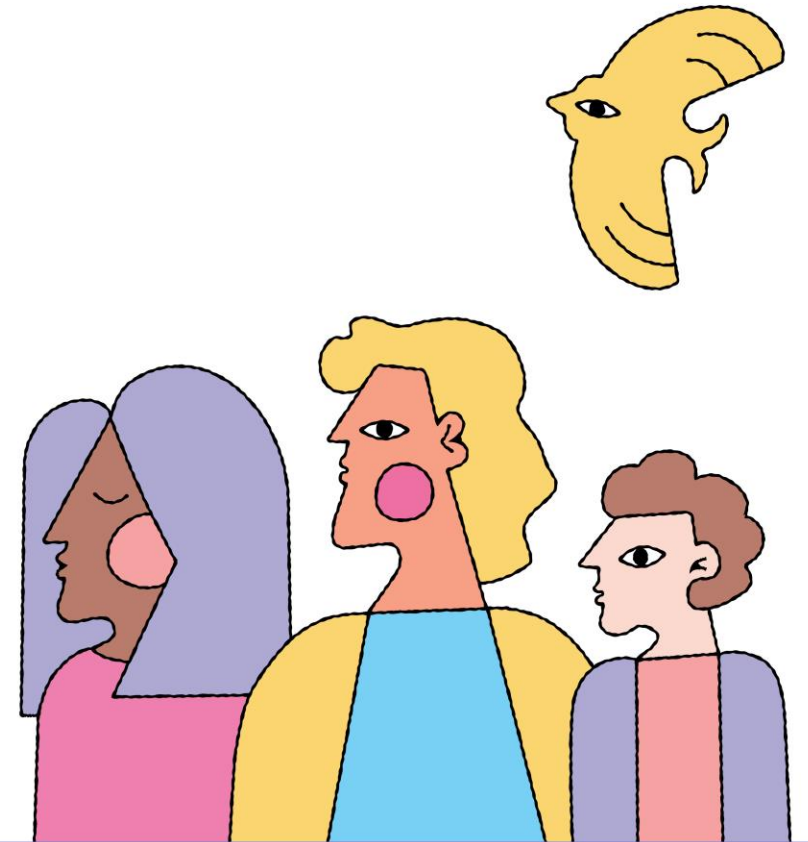
However, pursuant to section 95(4) of the Act, the Reviewer will also be required to specifically consider:

- whether **additional human rights** should be included as human rights under the Act;
- whether further or different provision should be made in the Act with respect to **remedies** available under the Act; and
- whether the **amendments** made by the Act to the *Corrective Services Act 2006* and the *Youth Justice Act 1992* are operating effectively.



Review team

- Professor Susan Harris Rimmer – Independent Reviewer
- Professor Elena Marchetti – Victims of Crime Lead
- Professor Janet Ransley – Youth Justice Lead
- Dr Allison Henry – Policy Lead
- Dr Annemarie Devereux – Peer Review of Final Report
- Melanie Davies – Review Manager
- Ellie Conroy and Matthew Day – Researchers



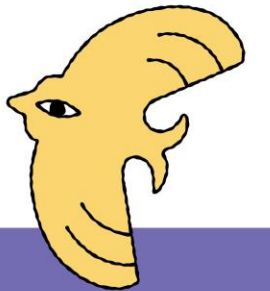
Aims of the review

To provide a targeted review of the effectiveness of the current provisions in the Act, including any issues that have arisen in relation to its operative provisions since the Act's substantive provisions commenced on 1 January 2020 up to 30 June 2023.

To assess how well the Act has been implemented and how well it is meeting its legislated objectives:

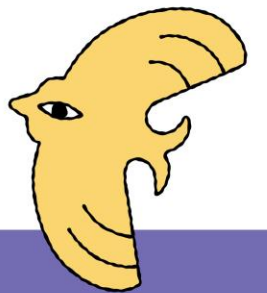
- to protect and promote human rights;
- to help build a culture in the Queensland public sector that respects and promotes human rights; and
- to help promote a dialogue about the nature, meaning and scope of human rights.

To consider based on feedback of the Section 95(4) provision whether the Act continues to reflect the values and aspirations of the Queensland community.



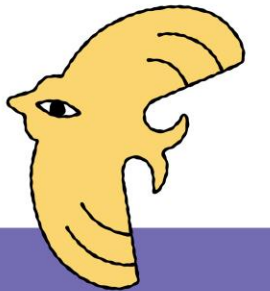
Conduct of the review

- To comprehensively consider the terms of reference and provide clear and actionable recommendations to the Attorney-General and Parliament which contextualise the Act within Queensland's governance frameworks;
- Within the time-frame available, to reach out to as many stakeholders as possible and canvas a diverse range of views as possible;
- To listen to and prioritise the voices of those underserved Queensland citizens that may be most affected by lack of human rights protections;



Conduct of the review (cont)

- Provide a report which is well-structured, easy to understand, accessible and provides the best possible evidence for the recommendations;
- Provide a report that will serve the community and Parliament as a human rights education tool where possible; and
- To be informed by Queensland's human rights history and consider likely human rights issues for the future.



Consultation processes

Public Sector and Public authorities

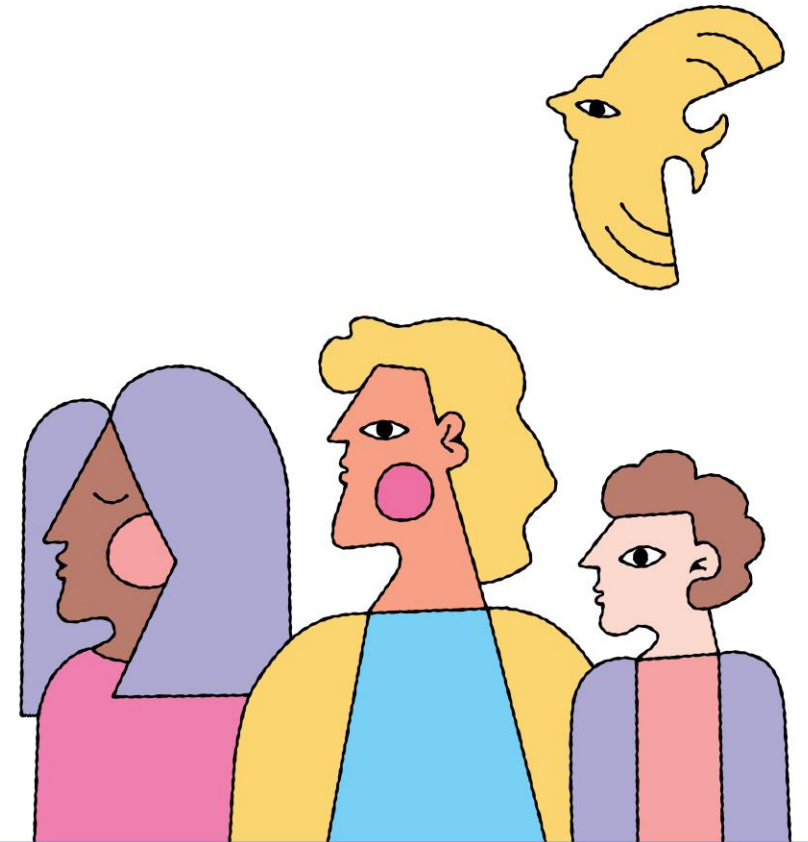
- Targeted meetings and consultative forums
 - DJAG
 - QHRC
 - DES - Section 28 First Nations cultural rights consultation
- Submission process – see Discussion Paper for Public Sector and Public authorities
- New rights forum – see New Rights Discussion Paper

Community

- Targeted meetings and consultative forums
 - After the Royal Commission: Disability Rights
 - Qld Multicultural Council
 - Human Rights Law Association
 - Webinar with QCOSS, CLC conference
 - Torres Strait, Palm Island and Cherbourg visits
- Submission process – see Discussion Paper for General Public
- Online survey
- New rights forum – see New Rights Discussion Paper

Key dates

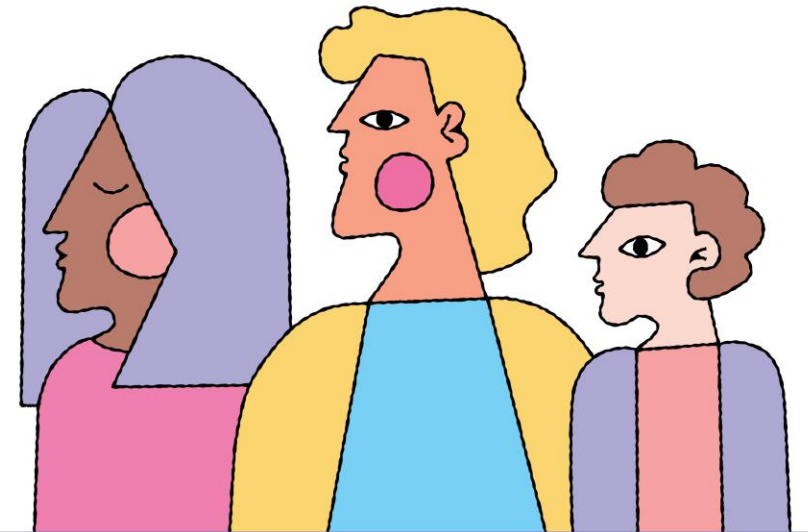
- | | |
|---------------------|--|
| 21 June 2024 | Submissions and online surveys close |
| 19 Aug 2024 | Final draft report |
| 20 Sept 2024 | Final Report to Attorney-General and Minister for Justice, and Minister for the Prevention of Domestic and Family Violence |



Discussion Paper for Community Organisations

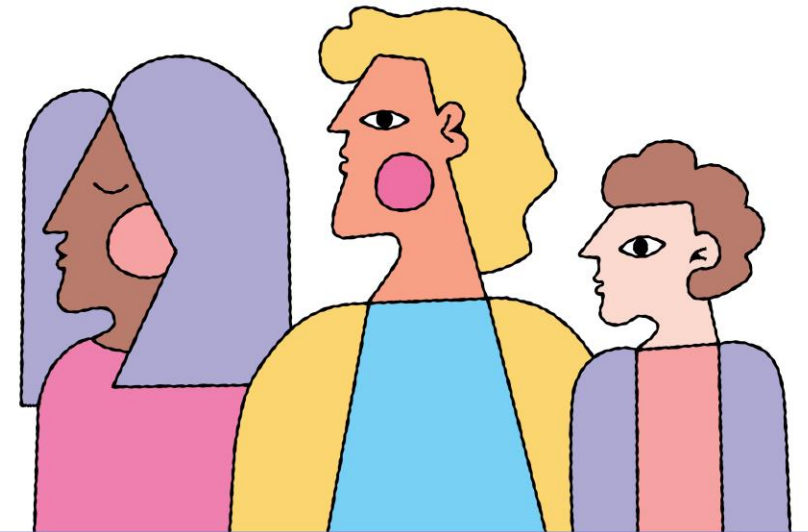
We want to hear about:

- your personal experiences of the Act;
- how well you think the Act is meeting its objectives:
 - to protect and promote human rights;
 - to help build a culture in the Queensland public sector that respects and promotes human rights; and
 - to help promote a dialogue about the nature, meaning and scope of human rights.
- any additional human rights you think should be included as human rights under the Act;
- whether additional or different remedies should be made available under the Act;
- whether the amendments made by the Act to the *Corrective Services Act 2006* and the *Youth Justice Act 1992* are operating effectively;
- whether victim's rights in the *Victims of Crime Assistance Act 2009* should be included in the Act.



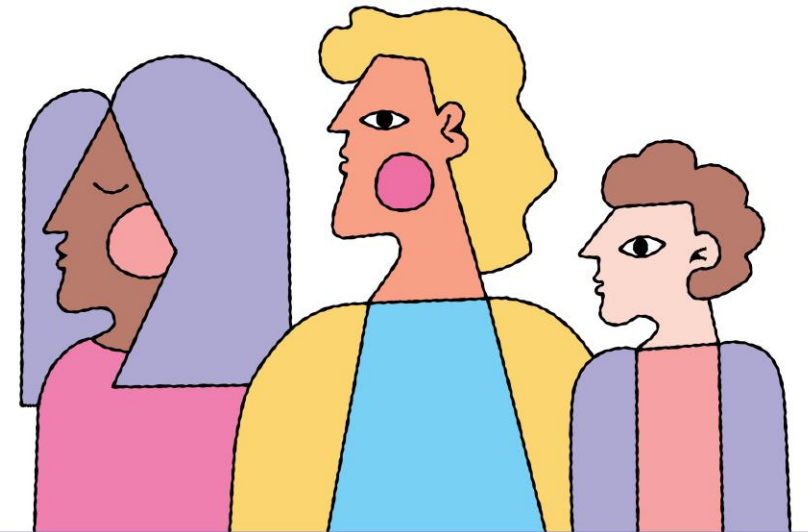
Discussion Paper for Community Organisations

- What other measures (non-legislative) are required to ensure human rights are protected under the law in Queensland? (eg support, education, training and guidance to the community)
- How could the current complaints and dispute resolution processes be structured to better protect human rights?
 - Please tell us about your experience.
 - Do you have any suggestions for how this could be improved?
- The Human Rights Act currently requires that a complaint must ‘piggy-back’ another type of complaint to access remedies. Should a person be able to pursue a complaint based on a human rights infringement, independently?



Discussion Paper for Community Organisations

- The Human Rights Act currently provides for limited remedies. What remedies should be available to people whose human rights have been infringed?
- The Human Rights Act made amendments to the Corrective Services Act 2006 and the Youth Justice Act 1992.
 - Are the amendments made by the Act operating effectively?
 - Do you think these changes were fair?
- Should victims' rights be incorporated into the Act?
- What are the future challenges to human rights you think Queensland will face?



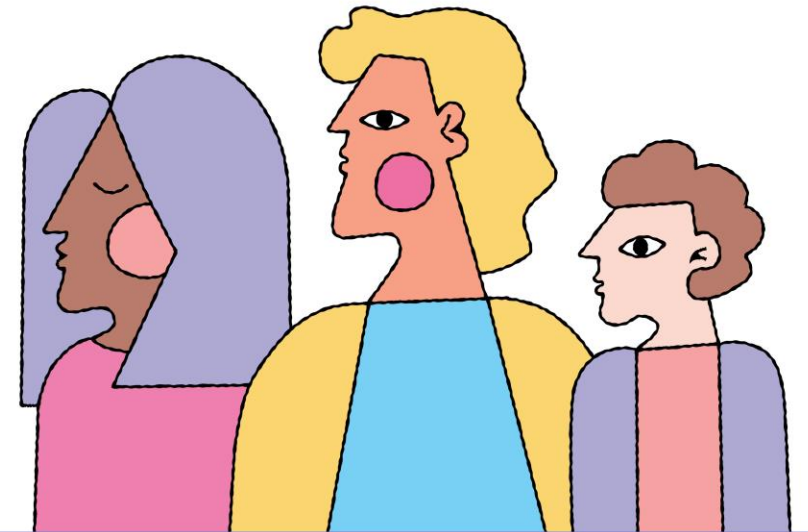
Help promote the direct voice of community members

You can make a submission by:

- Sending us an electronic or written submission to admin@humanrightsreview.qld.gov.au

- Completing a [short online survey](https://www.surveymonkey.com/r/83B527F).
<https://www.surveymonkey.com/r/83B527F>

If you want to make a submission in your own language, or if none of these options meet your needs, contact us at admin@humanrightsreview.qld.gov.au to discuss your options.



Key contacts

susan.harrisrimmer@humanrightsreview.qld.gov.au

www.humanrightsreview.qld.gov.au

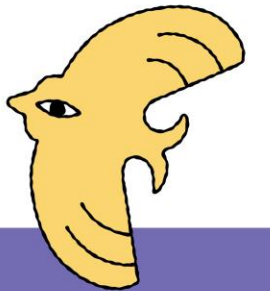
New Rights Forums

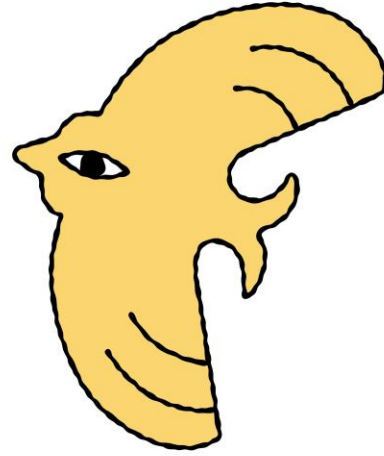
The Ship Inn (S06) Function Space
Sidon Street, South Brisbane, QLD 4101

Monday July 15: 9.15am for 9.30am start to 11.30am

Monday July 15: 5.15pm for 5.30pm start to 7.30pm

Tuesday July 16: 9.15am for 9.30am start to 11.30am





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