

**2020**

**THE LEGISLATIVE ASSEMBLY FOR THE  
AUSTRALIAN CAPITAL TERRITORY**

**Government Agencies (Land Acquisition  
Reporting) Amendment Regulation 2020 (No 1)**

**SL2020-16**

**EXPLANATORY STATEMENT**

**Circulated by authority of  
Mick Gentleman MLA**

# **Government Agencies (Land Acquisition Reporting) Amendment Regulation 2020 (No 1)**

## **OVERVIEW OF THE REGULATION**

The *Government Agencies (Land Acquisition Reporting) Amendment Regulation 2020 (No 1)* (the Regulation) will remove the requirement for the publication of information about Government acquisitions of residential properties made as part of the delivery of the Loose Fill Asbestos Insulation Eradication Scheme (the Scheme) under the *Government Agencies (Land Acquisition Reporting) Act 2018* (the Act).

This will support the privacy of homeowners participating in the Scheme Affected Property Buyback Program and the Eligible Impacted Property Buyback Program.

## **CONSISTENCY WITH HUMAN RIGHTS**

### **Rights engaged**

Excluding the publication of information associated with land transactions undertaken as part of the Scheme Affected Property Buyback Program and the Eligible Impacted Property Buyback Program advances the right to privacy and reputation under section 12 of the *Human Rights Act 2004*.

Homeowners can be readily identified by neighbours and other community members based on the address of their home. The release of site details, payments and valuations within a land acquisition report can be readily attributed to individual participants. As such the publishing of payments impacts homeowner participant's privacy in relation to their personal finances.

## CLAUSE NOTES

### **Clause 1      Name of Regulation**

This clause names the regulation.

### **Clause 2      Commencement**

This clause provides for the commencement of the Regulation.

### **Clause 3      Legislation amended**

This clause provides for the legislation which will be amended.

### **Clause 4      New section: Asbestos-affected properties – Act, s 7 (2) (b)**

Subsection (1) of this this clause inserts two new exceptions in the *Government Agencies (Land Acquisition Reporting) Regulation 2019* for reporting under the *Government Agencies (Land Acquisition Reporting) Act 2018*.

Subsection (2) of this clause provides definitions for these exceptions.

Subsection (3) of this clause provides that the amendment will commence retrospectively on 1 July 2019.