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Minister for Consumer Affairs
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Mr Peter Cain MLA
Chair
Standing Committee on Justice and Community Safety (Legislative Scrutiny Role)
ACT Legislative Assembly
via email: scrutiny@parliament.act.gov.au

Dear Chair *Peter*

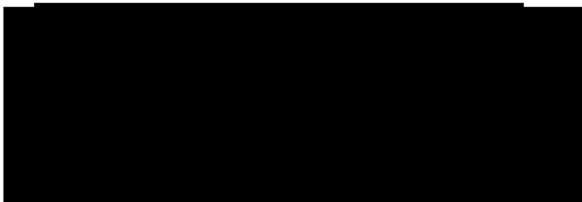
I am writing in response to the Committee's comments in its Scrutiny Report 25 of January 2023 in relation to the *Gambling and Racing Control (Code of Practice) Amendment Regulation 2022 (No 1)* (Amendment Regulation).

I thank the Committee for examining the Amendment Regulation and its request for information about the human rights implications of this subordinate law.

Noting the Committee's comments, I propose to present to the Assembly a revised Explanatory Statement that includes an analysis of the human rights engaged by the Amendment Regulation. The Amendment Regulation engages the right to privacy, guaranteed by section 12 of the *Human Rights Act 2004*. However, in accordance with section 29 of the *Human Rights Act 2004*, the limit is reasonable, proportionate, and the least restrictive means of achieving a legitimate purpose of reducing gambling-related harm. Further detail is included in the revised Explanatory Statement.

I enclose a revised version of the Explanatory Statement for the Committee's consideration which I intend to table in the Assembly.

Thank you for raising these matters with me



Minister for Gaming

20/3/23

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