

# CIRCULATION DRAFT

(Prepared by Parliamentary Counsel's Office)

## Human Rights (Housing) Amendment Bill 2024

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### A Bill for

An Act to amend the *Human Rights Act 2004*

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The Legislative Assembly for the Australian Capital Territory enacts as follows:

**1 Name of Act**

This Act is the *Human Rights (Housing) Amendment Act 2024*.

**2 Commencement**

This Act commences on the later of—

- (a) 1 January 2026; and
- (b) the day after its notification day.

*Note* The naming and commencement provisions automatically commence on the notification day (see Legislation Act, s 75 (1)).

**3 Legislation amended**

This Act amends the *Human Rights Act 2004*.

**4 New section 27D**

*in part 3A, insert*

**27D Right to housing**

- (1) Everyone has the right to have access to adequate housing.
- (2) Immediately realisable aspects of this right include the following:
  - (a) everyone is entitled to enjoy this right without discrimination;
  - (b) no-one may be unlawfully or arbitrarily evicted from their home;
  - (c) no-one may have an essential utility service to their home unlawfully or arbitrarily withdrawn.
- (3) In this section:  
*essential utility service*—see the *Utilities Act 2000*, dictionary, definition of *utility service*, paragraph (a).

**5 New section 44***insert***44 Review of right to housing**

- (1) The Minister must review the operation of section 27D (Right to housing).
- (2) The Minister must present a report of the review to the Legislative Assembly as soon as practicable after the end of 5 years after the day this section commences.
- (3) This section expires 6 years after the day it commences.

**6 ICESCR source of human rights  
Schedule 2, new item 3***insert*

3	27D	right to housing	11 (1)
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**Endnotes****1 Presentation speech**

Presentation speech made in the Legislative Assembly on 2024.

**2 Notification**

Notified under the Legislation Act on 2024.

**3 Republications of amended laws**For the latest republication of amended laws, see [www.legislation.act.gov.au](http://www.legislation.act.gov.au).