

Further to the email below, I provide the following answers to questions taken on notice:

1. In relation to making an addition to Section 8A to include reference to the rights and interests of First Nations people, does CCL support that either as an express statutory provision or a reference to the International Declaration on the Rights of Indigenous People, or maybe both.
 - A. NSWCCCL supports the express recognition of distinct indigeonous rights as contemplated by the International Declaration on the Rights of Indigenous People, and supports the model in the Victorian *Charter of Human Rights and Responsibilities Act 2006* as set out in the preamble and Section 19 of that Act.

2. Are there any studies that suggest that the Victorian system is operating more effectively than the system we have in NSW that you are aware of?
 - A. There are regular statutory reviews of the Victorian system, the most recent of which is the 2015 Review of the Charter of Human Rights and Responsibilities Act 2006 (<http://www.justice.vic.gov.au/home/justice+system/laws+and+regulation/human+rights+legislation/2015+review+of+the+charter+of+human+rights+and+responsibilities+act+2006>). Those reviews demonstrate the Victorian systems operates effectively, although there is room for improvement. We are not aware of any contemporary comprehensive study comparing the position in Victoria with the position in NSW or on the lack of effective human rights protection in NSW.

3. Do you believe that the best starting point for articulating the human rights standards is the 20 basic standards adopted in Victoria.
 - A. The 20 basic standards in Victoria was the product of extensive community consultation in that State. While they provide a practical reference point for NSW, regard should be had to the ICCPR and other international human rights treaties to which Australia is a party. The rights recognised in those instruments are the appropriate starting point.