

Explanatory Statement

Director-General Notice – Prohibition of Entry Notice 2019

Authority for making the instrument

This instrument is made under section 20 of the *National Library Regulations 2018*.

Purpose and operation of the instrument

The instrument prohibits entry to the National Library of Australia, or various areas of the Library outside of opening hours, with the exception of attending approved events.

Consultation

No consultation was undertaken in relation to this instrument.

Statement of Compatibility with Human Rights

Prepared in accordance with Part 3 of the Human Rights (Parliamentary Scrutiny) Act 2011

This Legislative Instrument is compatible with the human rights and freedoms recognised or declared in the international instruments listed in section 3 of the *Human Rights (Parliamentary Scrutiny) Act 2011*.

Overview of the Legislative Instrument

Section 20 of the *National Library Regulations 2018* provides the Director-General authority to issue a notice that specifies a prohibition or restriction relating to Library property. The instrument provides for the prohibition of entry to the National Library of Australia outside of opening hours with the exception of attendance at approved events that are held outside of opening hours.

Human rights implications

This Legislative Instrument regulates access to the National Library of Australia and therefore engages in the human right to enjoy and benefit from culture. Article 15 of *International Covenant on Economic, Social and Cultural Rights* protects the right of all persons to take part in cultural life and to enjoy the benefits of scientific progress and its applications. To ensure safety of individuals and security of the collection, prohibiting access to the Library outside opening hours is appropriate, and compatible with human rights.

Conclusion

This Legislative Instrument is compatible with human rights.

As approved by Dr Marie-Louise Ayres, Director-General on 1 March 2019