



New South Wales

Prisons (General) Amendment (Designation of High Security Inmates) Regulation 1999

under the
Correctional Centres Act 1952

His Excellency the Governor, with the advice of the Executive Council, has made the following Regulation under the *Correctional Centres Act 1952*.

BOB DEBUS, M.P.,
Minister for Corrective Services

Explanatory note

The object of this Regulation is to provide that the Commissioner of Corrective Services is to take into account (but need not follow) any recommendation of the Serious Offenders Review Council in determining:

- (a) the designation of a high security inmate or whether to revoke or vary an inmate's designation, or
- (b) the management of designated high security inmates.

At present, clause 20B of the *Prisons (General) Regulation 1995* provides that the Commissioner must act on the recommendation of the Review Council unless there is an emergency. Clause 20C of the Regulation presently provides that the Commissioner cannot make determinations in respect of the management of high security inmates that are inconsistent with any recommendation of the Review Council.

This Regulation is made under the *Correctional Centres Act 1952*, including section 50 (the general regulation-making power).

Prisons (General) Amendment (Designation of High Security Inmates) Regulation 1999

1 Name of Regulation

This Regulation is the *Prisons (General) Amendment (Designation of High Security Inmates) Regulation 1999*.

2 Amendment of Prisons (General) Regulation 1995

The *Prisons (General) Regulation 1995* is amended as set out in Schedule 1.

3 Notes

The explanatory note does not form part of this Regulation.

Schedule 1 Amendments

(Clause 2)

[1] Clause 20B Designation of high security inmates

Omit clause 20B (5) and (6). Insert instead:

- (5) The Commissioner is to take into account (but need not follow) any recommendation of the Review Council in determining the designation of an inmate or whether to revoke or vary an inmate's designation.

[2] Clause 20C Management of designated high security inmates

Omit clause 20C (2). Insert instead:

- (2) In making any such determination, the Commissioner is to take into account (but need not follow) any recommendation of the Review Council.