

**STATE DRUG CRIME COMMISSION (AMENDMENT) ACT  
1988 No. 1**

NEW SOUTH WALES



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**STATE DRUG CRIME COMMISSION (AMENDMENT) ACT 1988**  
**No. 1**

NEW SOUTH WALES



**Act No. 1, 1988**

An Act to amend the State Drug Crime Commission Act 1985 in relation to the referral of matters to the State Drug Crime Commission; and to validate certain matters. [Assented to 10 June 1988]

*State Drug Crime Commission (Amendment) 1988*

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**The Legislature of New South Wales enacts:**

**Short title**

1. This Act may be cited as the State Drug Crime Commission (Amendment) Act 1988.

**Commencement**

2. This Act commences on the date of assent.

**Amendment of State Drug Crime Commission Act 1985 No. 117**

3. The State Drug Crime Commission Act 1985 is amended as set out in Schedule 1.

**Validation**

4. (1) This section applies to a purported referral of a matter relating to a relevant drug activity to the State Drug Crime Commission by the State Drug Crime Commission Management Committee before the commencement of this Act.

(2) A purported referral is validated and shall be taken for all purposes to have been valid at all times from and including the time the purported referral was made.

(3) This section does not operate to validate a referral declared or held by the Supreme Court to be invalid if the decision of the Court was given before notice of this Act was given.

(4) For the purposes of this section, notice of this Act was given on the day on which notice of motion for leave to bring in the Bill for this Act was given in the House of Parliament in which the Bill originated.

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**SCHEDULE 1—AMENDMENTS**

(Sec. 3)

**Section 25 (Functions of the Management Committee)—**

(1) Section 25 (1) (a)—

Before “relevant drug activities”, insert “matters relating to”.

(2) Section 25 (3)—

Before “relevant drug activity”, insert “any matter relating to a”.

(3) Section 25 (4), (5)—

After section 25 (3), insert:

(4) The notice referring a matter relating to a relevant drug activity to the Commission for investigation—

*State Drug Crime Commission (Amendment) 1988*

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SCHEDULE 1—AMENDMENTS—*continued*

- (a) may describe the matter (wholly or partly) by reference to information given at a meeting of the Management Committee or other extrinsic material, whether or not the information or material is included in or annexed to the notice; and
  - (b) must describe the general nature of the circumstances or allegations constituting the relevant drug activity; and
  - (c) must set out the general purpose of the investigation.
- (5) If information or other extrinsic material referred to in a notice is not included in or annexed to the notice, it does not form part of the notice for the purposes of section 16 (2) (relating to the matter to accompany a summons to a witness).
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