

CRIMES (POLICE EVIDENCE) AMENDMENT ACT 1990
No. 102

NEW SOUTH WALES



TABLE OF PROVISIONS

1. Short title
 2. Commencement
 3. Amendment of Crimes Act 1900 No. 40
-

CRIMES (POLICE EVIDENCE) AMENDMENT ACT 1990
No. 102

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Act No. 102, 1990

An Act to amend the Crimes Act 1900 with respect to the giving of evidence by police officers. [Assented to 13 December 1990]

The Legislature of New South Wales enacts:

Short title

1. This Act may be cited as the Crimes (Police Evidence) Amendment Act 1990.

Commencement

2. This Act commences on 1 January 1991.

Amendment of Crimes Act 1900 No. 40

3. The Crimes Act 1900 is amended by inserting after section 417 the following section:

Evidence by police officers

418. (1) In any criminal proceedings against a person charged with a summary or indictable offence, a police officer may give evidence in chief for the prosecution by reading, or being led through, a written statement previously made by the police officer.

(2) Evidence may not be so given unless:

- (a) the statement was made by the police officer at the time of or soon after the occurrence of the events to which it refers; and
- (b) the police officer signed the statement at the time it was made; and
- (c) a copy of the statement has been given to the person charged or to his or her counsel or attorney.

(3) This section does not affect the rules as to the admissibility of evidence.

(4) This section extends to criminal proceedings commenced, but not concluded, before 1 January 1991 (being the date of the commencement of this section).

*[Minister's second reading speech made in -
Legislative Assembly on 14 November 1990
Legislative Council on 4 December 1990]*