



New South Wales

Sentencing Amendment (Transitional) Act 1997 No 8

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Sentencing Amendment (Transitional) Act 1997 No 8

Act No 8, 1997

An Act to amend the *Sentencing Act 1989* to make further provision with respect to the application of section 13A of that Act to persons serving life sentences; and for other purposes. [Assented to 20 May 1997]

The Legislature of New South Wales enacts:

1 Name of Act

This Act is the *Sentencing Amendment (Transitional) Act 1997*.

2 Commencement

This Act commences on the date of assent.

3 Amendment of Sentencing Act 1989 No 87

The *Sentencing Act 1989* is amended as set out in Schedule 1.

Schedule 1 Amendments

(Section 3)

[1] Schedule 2A Savings and transitional provisions relating to amending Acts

Omit clause 8 (1). Insert instead:

- (1) The amendments made by the amending Act to section 13A apply in relation to an application made by any person under that section before the date on which the Bill for the amending Act was introduced into Parliament (as well as in relation to applications made on or after that date), unless the application had been fully dealt with (or had been fully heard, with judgment reserved) before the date on which the Bill for the *Sentencing Amendment (Transitional) Act 1997* was introduced into Parliament.

[2] Schedule 2A, clause 8 (4) and (5)

Omit clause 8 (4). Insert instead:

- (4) Section 22P applies in relation to the exercise by the Parole Board of any functions under Part 3 with respect to a matter it commenced to deal with before the date on which the Bill for the amending Act was introduced into Parliament (as well as in relation to matters it commenced or commences to deal with on or after that date), unless it had completed the exercise of those functions with respect to that matter before the date on which the Bill for the *Sentencing Amendment (Transitional) Act 1997* was introduced into Parliament.
- (5) Section 62AA of the *Correctional Centres Act 1952* applies in relation to the exercise by the Serious Offenders Review Council of any functions mentioned in or prescribed under that section with respect to a matter it commenced to deal with before the date on which the Bill for the amending Act was introduced into

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Schedule 1 Amendments

Parliament (as well as in relation to matters it commenced or commences to deal with on or after that date), unless it had completed the exercise of those functions with respect to that matter before the date on which the Bill for the *Sentencing Amendment Act 1997* was introduced into Parliament.

[Minister's second reading speech made in—
Legislative Assembly on 13 May 1997
Legislative Council on 14 May 1997]