



New South Wales

Law Enforcement Conduct Commission Amendment Act 2021 No 40

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Law Enforcement Conduct Commission Amendment Act 2021 No 40

Act No 40, 2021

An Act to amend the *Law Enforcement Conduct Commission Act 2016* in relation to the terms of office, and a vacancy in office, of a member of the Commission, an Assistant Commissioner or an alternate Commissioner. [Assented to 29 November 2021]

The Legislature of New South Wales enacts—

1 Name of Act

This Act is the *Law Enforcement Conduct Commission Amendment Act 2021*.

2 Commencement

This Act commences on the date of assent to this Act.

3 Amendment of Law Enforcement Conduct Commission Act 2016 No 61

(1) **Schedule 1 Provisions relating to members of the Commission, Assistant Commissioners and alternate Commissioners**

Omit clause 3. Insert instead—

3 Terms of office

- (1) Subject to this Schedule, a member of the Commission, an Assistant Commissioner or an alternate Commissioner (a *relevant office*) holds office for the term specified in the instrument of appointment and is eligible, if otherwise qualified, for re-appointment.
- (2) A person may not, including on an acting basis, hold—
 - (a) a relevant office for more than 5 years, or
 - (b) a combination of relevant offices for a total of more than 10 years.

(2) **Schedule 1, clause 7(1)(c)**

Omit “holds office in any office as a member of the Commission, Assistant Commissioner or alternate Commissioner for a term or terms exceeding 5 years in total, or”.

Insert instead—

holds—

- (i) the office for more than 5 years, or
- (ii) a combination of offices for a total of more than 10 years, or

[Second reading speech made in—

Legislative Council on 12 November 2021

Legislative Assembly on 23 November 2021]