



New South Wales

Crimes (Administration of Sentences) (Further Miscellaneous Amendments) Regulation 2000

under the

Crimes (Administration of Sentences) Act 1999

His Excellency the Governor, with the advice of the Executive Council, has made the following Regulation under the *Crimes (Administration of Sentences) Act 1999*.

BOB DEBUS, M.P.,

Minister for Corrective Services

Explanatory note

The objects of this Regulation are:

- (a) to amend the *Crimes (Administration of Sentences) (Correctional Centre Routine) Regulation 1995* so as to include a provision relating to the functions that may be delegated to a committee of the Serious Offenders Review Council that was formerly contained in the *Correctional Centres (General) Regulation 1995*, and to omit obsolete references to the defunct office of Deputy Commissioner of Corrective Services, and
- (b) to amend the *Crimes (Administration of Sentences) (Periodic Detention, Home Detention, Community Service Work and Parole) Regulation 1995* so as to omit an obsolete clause concerning the form in which an order transferring an unruly detainee should be made, and to correct a reference to the office of Secretary of the Parole Board.

This Regulation is made under the *Crimes (Administration of Sentences) Act 1999*, including section 271 (the general power to make regulations) and clause 10 of Schedule 2.

2000 No 132

Clause 1 Crimes (Administration of Sentences) (Further Miscellaneous Amendments) Regulation 2000

Crimes (Administration of Sentences) (Further Miscellaneous Amendments) Regulation 2000

1 Name of Regulation

This Regulation is the *Crimes (Administration of Sentences) (Further Miscellaneous Amendments) Regulation 2000*.

2 Commencement

This Regulation commences on 3 April 2000.

3 Amendment of Crimes (Administration of Sentences) (Correctional Centre Routine) Regulation 1995

The *Crimes (Administration of Sentences) (Correctional Centre Routine) Regulation 1995* is amended as set out in Schedule 1.

4 Amendment of Crimes (Administration of Sentences) (Periodic Detention, Home Detention, Community Service Work and Parole) Regulation 1995

The *Crimes (Administration of Sentences) (Periodic Detention, Home Detention, Community Service Work and Parole) Regulation 1995* is amended as set out in Schedule 2.

5 Notes

The explanatory note does not form part of this Regulation.

Crimes (Administration of Sentences) (Further Miscellaneous Amendments) Regulation 2000

Amendment of Crimes (Administration of Sentences) (Correctional Centre Routine) Regulation 1995

Schedule 1

Schedule 1 Amendment of Crimes (Administration of Sentences) (Correctional Centre Routine) Regulation 1995

(Clause 3)

[1] Clause 87 Visits by Commissioner and other officials

Omit “, a Deputy Commissioner” from clause 87 (2) (a).

[2] Clause 128 Monitoring of telephone calls

Omit “(or, in the absence of the Commissioner, by a Deputy Commissioner)” from clause 128 (5).

[3] Clause 179 Prohibited work

Omit “, a Deputy Commissioner” from clause 179 (2).

[4] Clause 186A

Insert after clause 186:

186A Delegation to committees of Review Council’s functions: clause 10 of Schedule 2

- (1) In accordance with clause 10 (2) (c) of Schedule 2 to the Act, the following functions of the Review Council are prescribed as functions that the Council may delegate to a committee of the Council:
 - (a) any function conferred by clause 11, and any other function relating to a variation in the classification, placement or development program of an inmate,
 - (b) any function referred to in clause 185 (1) or (2).

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Schedule 1 Amendment of Crimes (Administration of Sentences) (Correctional Centre Routine) Regulation 1995

- (2) Whenever any function delegated to a committee of the Review Council is exercised by such a committee in relation to an offender who is a person to whom section 199 of the Act applies, the committee, in the exercise of that function, is bound to observe the same requirements as are imposed by that section on the Review Council.

Schedule 2 Amendment of Crimes (Administration of Sentences) (Periodic Detention, Home Detention, Community Service Work and Parole) Regulation 1995

(Clause 4)

[1] Clause 45 Orders transferring unruly periodic detainees

Omit clause 45 (2).

[2] Clause 83 Notice of revocation of order: sec 179

Omit "Registrar" from clause 83 (1).
Insert instead "Secretary".

BY AUTHORITY