



New South Wales

Criminal Records Amendment Regulation 2006

under the

Criminal Records Act 1991

His Excellency the Lieutenant-Governor, with the advice of the Executive Council, has made the following Regulation under the *Criminal Records Act 1991*.

BOB DEBUS, M.P.,
Attorney General

Explanatory note

The objects of this Regulation are:

- (a) to prescribe certain offences as sexual offences for the purposes of the *Criminal Records Act 1991*, and
- (b) to provide that a conviction for any of those offences, or for any of the offences that are already prescribed as sexual offences for the purposes of that Act, is taken never to have been spent or never to be capable of becoming spent.

This Regulation is made under the *Criminal Records Act 1991*, including paragraph (h) of the definition of *sexual offences* in section 7 (4) and section 25 (the general regulation-making power).

2006 No 253

Clause 1 Criminal Records Amendment Regulation 2006

Criminal Records Amendment Regulation 2006

under the

Criminal Records Act 1991

1 Name of Regulation

This Regulation is the *Criminal Records Amendment Regulation 2006*.

2 Amendment of Criminal Records Regulation 2004

The *Criminal Records Regulation 2004* is amended as set out in Schedule 1.

Schedule 1 Amendment

(Clause 2)

Clause 17

Omit the clause. Insert instead:

17 Offences prescribed as sexual offences for the purposes of section 7

- (1) For the purposes of paragraph (h) of the definition of *sexual offences* in section 7 (4) of the Act, the following offences are prescribed as sexual offences:
 - (a) an offence under section 61JA, 66EA, 80D, 80E, 91H, 578B or 578C (2A) of the *Crimes Act 1900*,
 - (b) an offence under section 11G, 21G or 21H of the *Summary Offences Act 1988*.
- (2) A conviction for an offence referred to in subclause (1) is taken never to have been spent or never to be capable of becoming spent.