



New South Wales

Crimes (Administration of Sentences) Amendment Regulation 2006

under the

Crimes (Administration of Sentences) Act 1999

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

ANTHONY KELLY, M.L.C.,
Minister for Justice

Explanatory note

The object of this Regulation is to amend the *Crimes (Administration of Sentences) Regulation 2001* to enable correctional staff who are required to undergo breath tests or to submit to breath analyses to request that a sample of their blood be taken by a pathology specimen collector. Currently, correctional staff may only request that a sample of their blood be taken by a medical practitioner.

This Regulation is made under the *Crimes (Administration of Sentences) Act 1999*, including sections 236I (d) and 271 (the general regulation-making power).

2006 No 436

Clause 1 Crimes (Administration of Sentences) Amendment Regulation 2006

Crimes (Administration of Sentences) Amendment Regulation 2006

under the

Crimes (Administration of Sentences) Act 1999

1 Name of Regulation

This Regulation is the *Crimes (Administration of Sentences) Amendment Regulation 2006*.

2 Amendment of Crimes (Administration of Sentences) Regulation 2001

The *Crimes (Administration of Sentences) Regulation 2001* is amended as set out in Schedule 1.

Schedule 1 Amendments

(Clause 2)

[1] Clause 249H Breath testing and breath analysis of members of correctional staff

Insert at the end of clause 249H (4) (b):

, or

- (c) a pathology specimen collector at a collection centre nominated by the staff member, or
- (d) a pathology specimen collector at a collection centre nominated by the authorised person at the staff member's request.

[2] Clause 249H (6)

Insert after clause 249H (5):

- (6) In this clause, *collection centre* means a pathology collection centre that is operated by, or in connection with, a pathology laboratory that is accredited by the National Association of Testing Authorities.