New South Wales

Criminal Procedure Amendment (Public Officers) Regulation 2006

under the

Criminal Procedure Act 1986

Her Excellency the Governor, with the advice of the Executive Council, has made the following Regulation under the *Criminal Procedure Act 1986*.

BOB DEBUS, M.P.,
Attorney General

Explanatory note

The object of this Regulation is to declare certain health professional registration boards as public bodies for the purposes of the *Criminal Procedure Act 1986*. The effect of this is to enable officers or employers of such bodies to commence proceedings in the same way as police officers, rather than as private prosecutors, and to have the advantage of other protections conferred on prosecutions conducted by public officers. This Regulation also amends the fees payable for filing an appeal, or an application for leave to appeal, to the District Court.

This Regulation is made under the *Criminal Procedure Act 1986*, including sections 3 (1), 4A and 4 (1) (the general regulation-making power).

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1   Name of Regulation

This Regulation is the *Criminal Procedure Amendment (Public Officers) Regulation 2006*.

2   Amendment of Criminal Procedure Regulation 2005

The *Criminal Procedure Regulation 2005* is amended as set out in Schedule 1.

Schedule 1   Amendments

(Clause 2)

[1]   Clause 20 Public officers

Insert after clause 20 (e):

(f)   the Dental Board,

(g)   the New South Wales Medical Board,

(h)   the Pharmacy Board of New South Wales,

(i)   the Chiropractors Registration Board,

(j)   the Dental Technicians Registration Board,

(k)   the Nurses and Midwives Board,

(l)   the Osteopaths Registration Board,

(m)   the Optometrists Registration Board,

(n)   the Physiotherapists Registration Board,

(o)   the Podiatrists Registration Board,

(p)   the Psychologists Registration Board.

[2]   Schedule 3 Fees

Omit item 3 (a) and (b) from columns 1 and 2 in the table to Part 1.

Insert instead:

(a)	in relation to a single offence	$82
(b)	in relation to more than 1 offence arising from the same court appearance	$126