



New South Wales

Fines Amendment (Appropriate Officers) Regulation 2009

under the

Fines Act 1996

Her Excellency the Governor, with the advice of the Executive Council, has made the following Regulation under the *Fines Act 1996*.

ERIC ROOZENDAAL, MLC
Treasurer

Explanatory note

The object of this Regulation is to enable persons whose services the Office of State Revenue makes use of but who are not employed in that Office (such as temporary agency staff who are engaged by that Office) to exercise certain functions under the *Fines Act 1996* in relation to penalty notices (eg serving penalty reminder notices and applying to the State Debt Recovery Office for penalty notice enforcement orders).

This Regulation is made under the *Fines Act 1996*, including section 22 (2) (c).

2009 No 540

Clause 1 Fines Amendment (Appropriate Officers) Regulation 2009

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Fines Act 1996

1 Name of Regulation

This Regulation is the *Fines Amendment (Appropriate Officers) Regulation 2009*.

2 Commencement

This Regulation commences on the day on which it is published on the NSW legislation website.

3 Amendment of Fines Regulation 2005

Clause 4B

Insert after clause 4A:

4B Appropriate officers: section 22

- (1) For the purposes of section 22 (2) (c) of the Act, a person:
 - (a) whose services are made use of by the Office of State Revenue in the Treasury (whether by way of temporary hire arrangement, secondment or otherwise), and
 - (b) who is authorised by the Chief Commissioner of State Revenue for the purposes of Part 3 of the Act, is an appropriate officer for all penalty notices.
- (2) Subclause (1) applies in relation to any such person only if the person is subject to the control and direction of the Chief Commissioner of State Revenue as an appropriate officer.