



New South Wales

# Crimes (Sentencing Procedure) Amendment (Guilty Pleas) Regulation 2018

under the

Crimes (Sentencing Procedure) Act 1999

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

MARK SPEAKMAN, MP  
Attorney General

## Explanatory note

The object of this Regulation is to amend the *Crimes (Sentencing Procedure) Regulation 2017* to make it clear that the scheme for sentencing discounts for guilty pleas, enacted by the *Justice Legislation Amendment (Committals and Guilty Pleas) Act 2017*, does not apply to an offence for which proceedings commenced after that scheme commenced, if the offence was dealt with under procedures relating to committal proceedings that were in force before the sentencing scheme commenced.

This Regulation is made under the *Crimes (Sentencing Procedure) Act 1999*, including section 103 (the general regulation-making power) and clause 1 of Schedule 2.

## **Crimes (Sentencing Procedure) Amendment (Guilty Pleas) Regulation 2018**

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### **1 Name of Regulation**

This Regulation is the *Crimes (Sentencing Procedure) Amendment (Guilty Pleas) Regulation 2018*.

### **2 Commencement**

This Regulation commences on 30 April 2018 and is required to be published on the NSW legislation website.

### **3 Amendment of Crimes (Sentencing Procedure) Regulation 2017**

#### **Part 6 Miscellaneous**

Insert at the end of the Part, with appropriate numbering:

#### **Transitional arrangements for guilty pleas provisions**

Part 3 of the Act, as in force before its amendment by the *Justice Legislation Amendment (Committals and Guilty Pleas) Act 2017*, continues to apply to the determination of the sentence for an indictable offence to which the offender pleaded guilty, if the committal proceedings for that offence:

- (a) dealt with one or more offences and proceedings for any of those offences commenced before the commencement of Schedule 1 to that Act, and
- (b) were conducted in accordance with the provisions that were applicable to committal proceedings before the commencement of Schedule 1 to that Act.