



New South Wales

Criminal Procedure Amendment (Legally Assisted Persons) Regulation 2020

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*.

MARK SPEAKMAN, MP
Attorney General, and Minister for the Prevention of Domestic Violence

Explanatory note

The object of this Regulation is to enable any fees payable by a legally assisted person within the meaning of the *Legal Aid Commission Act 1979* in respect of proceedings involving that person to be—

- (a) postponed until judgment has been given in the proceedings, or
- (b) waived or remitted if the judgment in the proceedings is against the person or if costs are not awarded in the person's favour.

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

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1 Name of Regulation

This Regulation is the *Criminal Procedure Amendment (Legally Assisted Persons) Regulation 2020*.

2 Commencement

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

3 Amendment of Criminal Procedure Regulation 2017

Clause 17 Postponement of fees for legally assisted persons

Omit clause 17(3). Insert instead—

- (3) In this clause, *legally assisted person* means a person who is receiving—
- (a) legal assistance through a community legal service within the meaning of the *Legal Profession Uniform Law (NSW)*, or
 - (b) legal aid under the *Legal Aid Commission Act 1979*.