



New South Wales

Coroners Regulation 2021

under the

Coroners Act 2009

Her Excellency the Governor, with the advice of the Executive Council, has made the following Regulation under the *Coroners Act 2009*.

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

Explanatory note

The object of this Regulation is to repeal and remake, with changes, the *Coroners Regulation 2010*, which would otherwise be repealed on 1 September 2021 by the *Subordinate Legislation Act 1989*, section 10(2). The Regulation provides for the following—

- (a) the State Coroner issuing guidelines about the reporting of fires and explosions,
- (b) the qualifications, experience and expertise of representatives appointed to the Domestic Violence Death Review Team by the Minister,
- (c) the fees payable to odontologists for conducting certain post mortem examinations,
- (d) savings and formal matters.

This Regulation comprises or relates to matters set out in the *Subordinate Legislation Act 1989*, Schedule 3, namely—

- (a) matters of a machinery nature, and
- (b) matters that are not likely to impose an appreciable burden, cost or disadvantage on any sector of the public.

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1 Name of Regulation

This Regulation is the *Coroners Regulation 2021*.

2 Commencement

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

Note— This Regulation repeals and replaces the *Coroners Regulation 2010*, which would otherwise be repealed on 1 September 2021 by the *Subordinate Legislation Act 1989*, section 10(2).

3 Definition

In this Regulation—

the Act means the *Coroners Act 2009*.

Note— The Act and the *Interpretation Act 1987* contain definitions and other provisions that affect the interpretation and application of this Regulation.

4 Guidelines about reporting fires and explosions

For the purposes of exercising the function specified in the Act, section 10(1)(b), the State Coroner may issue guidelines about the reporting of fires and explosions.

5 Fees payable to odontologists

(1) For the purposes of the Act, section 93(2), the prescribed fees payable to an odontologist are—

- (a) the rate payable to the odontologist for performing a service, as specified in Schedule 1, and
- (b) the amount of GST payable for the service, being no greater than 10% of the rate payable.

(2) In this clause—

GST has the same meaning as in the *A New Tax System (Goods and Services Tax) Act 1999* of the Commonwealth.

6 Domestic Violence Death Review Team

For the purposes of the Act, section 101E(3A), in appointing representatives of an organisation to the Domestic Violence Death Review Team, the Minister must be satisfied that the members of the Team will have, between them, qualifications, experience or expertise in each of the following areas—

- (a) child protection,
- (b) corrective services,

- (c) drug and alcohol treatment and rehabilitation,
- (d) housing,
- (e) Indigenous affairs,
- (f) juvenile justice,
- (g) mental health,
- (h) the advancement of women.

7 Repeal and savings

- (1) The *Coroners Regulation 2010* is repealed.
- (2) Any act, matter or thing that, immediately before the repeal of the *Coroners Regulation 2010*, had effect under that Regulation continues to have effect under this Regulation.

Schedule 1 Rates payable to odontologists

Clause 5

	Service	Rate payable \$
1	Carrying out, and preparing a report on, a dental examination of a dead person by an odontologist	600.00
2	Travelling to and from, and attending and giving evidence at, an inquest in relation to an examination referred to in item 1—	
	(a) for the first 2 hours or part of 2 hours	177.90
	(b) for each subsequent half hour or part of a half hour	26.80
	(c) the maximum amount payable per day under paragraphs (a) and (b)	547.40
3	Travelling by private motor vehicle to carry out an examination referred to in item 1 or to give evidence at an inquest in relation to the examination—per kilometre	0.97
