



New South Wales

# Stronger Communities Legislation Amendment (COVID-19) Regulation 2021

Her Excellency the Governor, with the advice of the Executive Council, has made the following Regulation under the following Acts—

- (a) *Child Protection (Working with Children) Act 2012*,
- (b) *Children (Community Service Orders) Act 1987*,
- (c) *Children (Detention Centres) Act 1987*,
- (d) *Civil and Administrative Tribunal Act 2013*,
- (e) *Court Security Act 2005*,
- (f) *Crimes (Administration of Sentences) Act 1999*,
- (g) *Criminal Procedure Act 1986*,
- (h) *Evidence (Audio and Audio Visual Links) Act 1998*,
- (i) *Jury Act 1977*,
- (j) *Sheriff Act 2005*.

MARK SPEAKMAN, MP

Attorney General, and Minister for Prevention of Domestic and Sexual Violence

## Explanatory note

The objects of this Regulation are—

- (a) to postpone the dates on which special statutory provisions enacted in response to the COVID-19 pandemic are repealed, and
- (b) to extend the periods during which special statutory provisions enacted in response to the COVID-19 pandemic have effect.

This Regulation is made under the following provisions—

- (a) *Child Protection (Working with Children) Act 2012*, including sections 13(4)(b) and 54(2)(b),
- (b) *Children (Community Service Orders) Act 1987*, including section 9A(3), definition of **prescribed period** and section 14A(3), definition of **prescribed period**,
- (c) *Children (Detention Centres) Act 1987*, including section 110(5), definition of **prescribed period**,
- (d) *Civil and Administrative Tribunal Act 2013*, including Schedule 1, clause 22, definition of **prescribed period**,

- (e) *Court Security Act 2005*, including section 12H(b),
- (f) *Crimes (Administration of Sentences) Act 1999*, including section 274, definition of ***prescribed period***,
- (g) *Criminal Procedure Act 1986*, including section 367(b),
- (h) *Evidence (Audio and Audio Visual Links) Act 1998*, including section 22C(9), definition of ***prescribed period***,
- (i) *Jury Act 1977*, including section 25(6)(b),
- (j) *Sheriff Act 2005*, including section 7C(14), definition of ***prescribed period***.

This Regulation is made with the agreement of—

- (a) the Minister for Counter Terrorism and Corrections, being the Minister administering the *Crimes (Administration of Sentences) Act 1999*, and
- (b) the Minister for Families, Communities and Disability Services, being the Minister administering the following Acts—
  - (i) *Child Protection (Working with Children) Act 2012*,
  - (ii) *Children (Community Service Orders) Act 1987*,
  - (iii) *Children (Detention Centres) Act 1987*.

## **Stronger Communities Legislation Amendment (COVID-19) Regulation 2021**

### **1 Name of Regulation**

This Regulation is the *Stronger Communities Legislation Amendment (COVID-19) Regulation 2021*.

### **2 Commencement**

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

## Schedule 1 Amendment of Regulations

### 1.1 Child Protection (Working with Children) Regulation 2013

**[1] Clause 18 Proof of identity**

Omit “23 October 2021” from clause 18(4). Insert instead “26 March 2022”.

**[2] Clause 19A**

Insert after clause 19—

**19A COVID-19 pandemic—repeal of special provisions**

The Act, section 54 is repealed at the beginning of 26 March 2022.

### 1.2 Children (Community Service Orders) Regulation 2020

**Clause 16A**

Insert after clause 16—

**16A COVID-19 pandemic—extension of prescribed period**

- (1) The *prescribed period* referred to in the Act, section 9A(3) ends at the beginning of 26 March 2022.
- (2) The *prescribed period* referred to in the Act, section 14A(3) ends at the beginning of 26 March 2022.

### 1.3 Children (Detention Centres) Regulation 2015

**Clause 157**

Insert after clause 156—

**157 COVID-19 pandemic—extension of prescribed period**

The *prescribed period* referred to in the Act, section 110(5) ends at the beginning of 26 March 2022.

### 1.4 Civil and Administrative Tribunal Regulation 2013

**Clause 11**

Insert after clause 10—

**11 COVID-19 pandemic—extension of prescribed period**

The *prescribed period* referred to in the Act, Schedule 1, clause 22 ends at the beginning of 26 March 2022.

### 1.5 Court Security Regulation 2016

**Clause 7A**

Insert after clause 7—

**7A COVID-19 pandemic—repeal of special provisions**

The Act, Part 3, Division 1A is repealed at the beginning of 26 March 2022.

## 1.6 Crimes (Administration of Sentences) Regulation 2014

### Clause 329A

Insert before clause 330—

#### 329A COVID-19 pandemic—extension of prescribed period

The *prescribed period* referred to in the Act, section 274 ends at the beginning of 26 March 2022.

## 1.7 Criminal Procedure Regulation 2017

### Clause 120

Insert after clause 119B—

#### 120 COVID-19 pandemic—repeal of special provisions

The Act, Chapter 7, Part 5 is repealed at the beginning of 26 March 2022.

## 1.8 Evidence (Audio and Audio Visual Links) Regulation 2015

### Clause 4B

Insert after clause 4A—

#### 4B COVID-19 pandemic—extension of prescribed period

The *prescribed period* referred to in the Act, section 22C(9) ends at the beginning of 26 March 2022.

## 1.9 Jury Regulation 2015

### Clause 4B

Insert after clause 4A—

#### 4B COVID-19 pandemic—repeal of special provisions

The Act, section 25(4)–(6) is repealed at the beginning of 26 March 2022.

## 1.10 Sheriff Regulation 2021

### Section 5A

Insert after section 5—

#### 5A COVID-19 pandemic—extension of prescribed period

The *prescribed period* referred to in the Act, section 7C(14) ends at the beginning of 26 March 2022.