



New South Wales

Casino Control Amendment (Inquiries) Bill 2020

Explanatory note

This explanatory note relates to this Bill as introduced into Parliament.

Overview of Bill

The objects of this Bill are as follows—

- (a) to make it clear that a witness who is compelled to attend and give evidence at an inquiry under section 143 of the *Casino Control Act 1992* presided over by a Judge of the Supreme Court or an Australian lawyer of at least 7 years standing is not excused from answering questions or producing documents on the ground of self-incrimination, privilege, duty of secrecy or other restriction on disclosure or on any other ground,
- (b) to make it clear that any answer given or document produced by the witness is not admissible in civil or criminal proceedings against that person,
- (c) to extend the amendments made by the proposed Act to existing inquiries under section 143 of the *Casino Control Act 1992*.

Outline of provisions

Clause 1 sets out the name (also called the short title) of the proposed Act.

Clause 2 provides for the commencement of the proposed Act on the date of assent to the proposed Act.

Schedule 1 amends the *Casino Control Act 1992* in the manner described in the above overview.



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New South Wales

Casino Control Amendment (Inquiries) Bill 2020

No. , 2020

A Bill for

An Act to amend the *Casino Control Act 1992* in relation to the privileges and protections for witnesses appearing in inquiries under that Act.

The Legislature of New South Wales enacts—

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1 Name of Act

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This Act is the *Casino Control Amendment (Inquiries) Act 2020*.

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2 Commencement

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This Act commences on the date of assent to this Act.

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Schedule 1	Amendment of Casino Control Act 1992 No 15	1
[1] Section 143A Attendance of witnesses		2
Insert after section 143A(1)—		3
(1A) To avoid doubt, section 17(1)–(3) of the <i>Royal Commissions Act 1923</i> apply to any witness summoned to attend or appearing before the person presiding at the inquiry if that person is a person referred to in subsection (1)(b).		4 5 6
[2] Section 143A(2)		7
Omit “by or”. Insert instead “to attend or appearing”.		8
[3] Section 143A(2)		9
Omit “subsection (1)(b)”. Insert instead “subsections (1)(b) and (1A)”.		10
[4] Section 143A(3)		11
Insert after section 143A(2)—		12
(3) The amendments made to this section by the <i>Casino Control Amendment (Inquiries) Act 2020</i> extend to inquiries under section 143 that were commenced but not completed before the commencement of that Act.		13 14 15