



New South Wales

Police Integrity Commission Amendment (Shaw Investigation) Bill 2005

Explanatory note

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

Overview of Bill

The object of this Bill is to permit the Police Integrity Commission (the *PIC*) to continue and complete its investigation concerning a missing blood sample taken from Jeffrey Shaw, the former Attorney General, following a car accident in October 2004 (the *Shaw investigation*).

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.

Clause 3 is a formal provision that gives effect to the amendment to the *Police Integrity Commission Act 1996* (the *Principal Act*) set out in Schedule 1.

Schedule 1 Amendment

Schedule 1 inserts proposed section 131A into the Principal Act that permits the PIC to continue and complete the Shaw investigation and, for that purpose, confers on the PIC, in addition to its own functions, the functions of the Independent Commission

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Against Corruption. Proposed section 131A has effect despite any other provision of the Principal Act or the *Independent Commission Against Corruption Act 1988* and despite any decision of a court made before the commencement of the proposed section that relates to the PIC and the Shaw investigation or any associated matter.

Introduced by Mr A A Tink, MP

First print

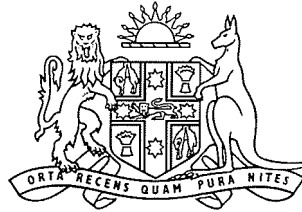


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Police Integrity Commission Amendment (Shaw Investigation) Bill 2005

No. , 2005

A Bill for

An Act to amend the *Police Integrity Commission Act 1996* to confer on the Police Integrity Commission the same jurisdiction and powers as the Independent Commission Against Corruption for the purposes of the continuation and completion by the Police Integrity Commission of the investigation relating to Jeffrey Shaw.

The Legislature of New South Wales enacts:	1
1 Name of Act	2
This Act is the <i>Police Integrity Commission Amendment (Shaw Investigation) Act 2005</i> .	3 4
2 Commencement	5
This Act commences on the date of assent.	6
3 Amendment of Police Integrity Commission Act 1996 No 28	7
The <i>Police Integrity Commission Act 1996</i> is amended as set out in Schedule 1.	8 9

Schedule 1 Amendment

(Section 3)

Section 131A

Insert after section 131:

131A Special arrangement for Shaw investigation

- (1) The PIC may continue and complete the Shaw investigation and, for that purpose, the PIC has, in addition to its own functions, the functions of the ICAC.
- (2) This section has effect despite any other provision of this Act or the *Independent Commission Against Corruption Act 1988* and despite any decision of a court made before the commencement of this section that relates to the PIC and the Shaw investigation or any associated matter.
- (3) For the purposes of this section:
complete an investigation includes issue a report on the investigation.
continue an investigation includes recommence or reopen an investigation.
Shaw investigation means the investigation concerning a missing blood sample taken from Jeffrey Shaw, the former Attorney General, following a car accident in October 2004.