



New South Wales

Crimes (Administration of Sentences) Amendment (Private Contractors) Bill 2009

Explanatory note

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

Overview of Bill

The object of this Bill is to amend the *Crimes (Administration of Sentences) Act 1999*:

- (a) to prevent the use of contractors for the transport of prisoners, and
- (b) to prevent a management agreement for a private operator to manage a correctional centre from being entered into unless it is approved by both Houses of Parliament.

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.

Clause 3 amends the *Crimes (Administration of Sentences) Act 1999* to give effect to the objects set out in the Overview above.

Introduced by Ms S P Hale, MLC

First print

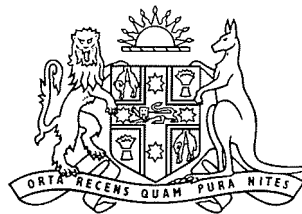


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Contents

	Page
1 Name of Act	2
2 Commencement	2
3 Amendment of Crimes (Administration of Sentences) Act 1999 No 93	2



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No. , 2009

A Bill for

An Act to amend the *Crimes (Administration of Sentences) Act 1999* to ensure that contractors are not used for inter-prison transport and to require Parliamentary approval prior to any correctional centre privatisation; and for other purposes.

The Legislature of New South Wales enacts:	1
1 Name of Act	2
This Act is the <i>Crimes (Administration of Sentences) Amendment (Private Contractors) Act 2009</i> .	3 4
2 Commencement	5
This Act commences on the date of assent to this Act.	6
3 Amendment of Crimes (Administration of Sentences) Act 1999 No 93	7
(1) Section 237 Limitation on engagement of contractors	8
Omit section 237 (1).	9
(2) Section 238 Management agreements	10
Insert “, subject to subsection (1A),” after “The Commissioner may” in section 238 (1).	11 12
(3) Section 238 (1A)	13
Insert after section 238 (1):	14
(1A) A management agreement (or any similar agreement between a corporation and the State) must not be entered into unless the proposed agreement has been approved by resolution of each House of Parliament.	15 16 17 18