

## CRIMES (ADMINISTRATION OF SENTENCES) AMENDMENT (STANDARD OF PROOF) BILL 2025

Schedule of amendments referred to in the Legislative Council's message of 20 November 2025.

No. 1 **GRNS No. 4 [c2025-233F]**

Page 3, Schedule 1. Insert after line 37—

**[4A] Section 61, heading**

Omit “**Record of punishments for**”. Insert instead “**Records about**”.

**[4B] Section 61(1A)**

Insert after section 61(1)—

(1A) The record must also include the following information that led to the finding of guilt—

- (a) a summary of the evidence considered,
- (b) the reasons for the finding of guilt, including how the finding met the standard of proof.

No. 2 **GRNS No. 6 [c2025-233F]**

Page 3, Schedule 1. Insert after line 40—

**[5A] Section 273**

Omit the section. Insert instead—

**273 Review of amendments made by Crimes (Administration of Sentences) Amendment (Standard of Proof) Act 2025**

- (1) The Minister must review the reviewable provisions to determine whether—
  - (a) the policy objectives of the provisions remain valid, and
  - (b) the terms of the provisions remain appropriate for securing those objectives.
- (2) The review must be undertaken as soon as possible after the period of 2 years from the commencement of the *Crimes (Administration of Sentences) Amendment (Standard of Proof) Act 2025*.
- (3) When undertaking the review, the Minister must consider the following—
  - (a) the effectiveness of review or appeal mechanisms,
  - (b) the accessibility of processes to inmates,
  - (c) the number of reviews and appeals,
  - (d) the outcomes of reviews and appeals,
  - (e) the need for further reform,
  - (f) compliance with the following—
    - (i) procedural fairness requirements,
    - (ii) recording requirements,
    - (iii) evidence disclosure,
    - (iv) Justice Health notification and monitoring,
    - (v) young Aboriginal protections,
  - (g) the adequacy of Justice Health resources,
  - (h) the adequacy of audio-visual technology for witnesses.

- (4) A report on the outcome of the review must be tabled in each House of Parliament within 6 months after the end of the period of 2 years.
- (5) In this section—  
***reviewable provisions*** means the provisions of this Act as amended by the *Crimes (Administration of Sentences) Amendment (Standard of Proof) Act 2025*.