

Passed by both Houses



New South Wales

Terrorism (Police Powers) Amendment (Preventative Detention Orders) Bill 2007

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I certify that this public bill, which originated in the Legislative Assembly, has finally passed the Legislative Council and the Legislative Assembly of New South Wales.

*Clerk of the Legislative Assembly.
Legislative Assembly,
Sydney, , 2007*



New South Wales

Terrorism (Police Powers) Amendment (Preventative Detention Orders) Bill 2007

Act No , 2007

An Act to amend the *Terrorism (Police Powers) Act 2002* in relation to the detention in a correctional or juvenile detention centre of a person subject to a preventative detention order under that Act.

I have examined this bill and find it to correspond in all respects with the bill as finally passed by both Houses.

Assistant Speaker of the Legislative Assembly.

The Legislature of New South Wales enacts:

1 Name of Act

This Act is the *Terrorism (Police Powers) Amendment (Preventative Detention Orders) Act 2007*.

2 Commencement

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

3 Amendment of Terrorism (Police Powers) Act 2002 No 115

The *Terrorism (Police Powers) Act 2002* is amended as set out in Schedule 1.

4 Repeal of Act

- (1) This Act is repealed on the day following the day on which this Act commences.
- (2) The repeal of this Act does not, because of the operation of section 30 of the *Interpretation Act 1987*, affect any amendment made by this Act.

Schedule 1 Amendment

(Section 3)

Section 26X Arrangement for detainee to be held in prison

Insert after section 26X (2):

- (2A) The provisions of or made under the *Crimes (Administration of Sentences) Act 1999* or the *Children (Detention Centres) Act 1987* (as the case requires) apply to the subject when detained under an arrangement in force under this section in the same way as they apply to an inmate (within the meaning of the *Crimes (Administration of Sentences) Act 1999*) or a detainee (within the meaning of the *Children (Detention Centres) Act 1987*), except to the extent that any such provision:
- (a) is inconsistent with a requirement of this Part or the arrangement, or
 - (b) entitles a person to visit the subject or entitles the subject to communicate with another person (unless this Part also confers the entitlement), or
 - (c) is excluded under subsection (3).