

Prisoners (Interstate Transfer) Regulation 2009

[2009-232]



New South Wales

Status Information

Currency of version

Repealed version for 12 June 2009 to 3 July 2014 (accessed 29 November 2024 at 20:25)

Legislation on this site is usually updated within 3 working days after a change to the legislation.

Provisions in force

The provisions displayed in this version of the legislation have all commenced.

Notes—

- **Repeal**

The Regulation was repealed by cl 7 (1) of the *Prisoners (Interstate Transfer) Regulation 2014 (417)* (LW 4.7.2014) with effect from 4.7.2014.

Authorisation

This version of the legislation is compiled and maintained in a database of legislation by the Parliamentary Counsel's Office and published on the NSW legislation website, and is certified as the form of that legislation that is correct under section 45C of the [Interpretation Act 1987](#).

File last modified 4 July 2014

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New South Wales

His Excellency the Lieutenant-Governor, with the advice of the Executive Council, has made the following Regulation under the *Prisoners (Interstate Transfer) Act 1982*.

JOHN ROBERTSON, MLC Minister for Corrective Services

1 Name of Regulation

This Regulation is the *Prisoners (Interstate Transfer) Regulation 2009*.

2 Commencement

This Regulation commences on 1 September 2009.

Note—

This Regulation replaces the *Prisoners (Interstate Transfer) Regulation 2004*, which is repealed on 1 September 2009 by section 10 (2) of the *Subordinate Legislation Act 1989*.

3 Interpretation

(1) In this Regulation:

Commissioner means the Commissioner of Corrective Services.

the Act means the *Prisoners (Interstate Transfer) Act 1982*.

(2) Notes in this Regulation do not form part of this Regulation.

4 Consent for transfer

For the purpose of section 13 (2) of the Act, the following are prescribed officers:

- (a) the Director-General of the Attorney General's Department,
- (b) an officer of the Attorney General's Department authorised by the Director-General of that Department for the purposes of this clause.

5 Certification of documents

For the purpose of section 26 (2) of the Act, a copy of an order or document referred to in section 26 (1) of the Act is to be certified in the following manner:

- (a) by the Commissioner or by an officer of the Department of Corrective Services authorised by the Commissioner to certify the copy,
- (b) by endorsement of the copy with a statement, signed by the person certifying it, that indicates the following:
 - (i) the name of the person certifying the copy,
 - (ii) the position in the Department of Corrective Services held by the person certifying the copy,
 - (iii) that the person certifies that the copy is a true and accurate copy of the original order or document described in the statement.

6 Application for revocation of order of transfer

For the purpose of section 34 of the Act, the holders of the following offices or positions are prescribed as persons who may make an application for the revocation of an order of transfer:

- (a) the Attorney General,
- (b) the Minister for Corrective Services,
- (c) the Commissioner,
- (d) the Director of Public Prosecutions.

7 Savings

Any act, matter or thing that, immediately before the repeal of the *Prisoners (Interstate Transfer) Regulation 2004*, had effect under that Regulation is taken to have effect under this Regulation.