

# Child Protection Legislation Amendment Act 2002 No 98

[2002-98]



New South Wales

## Status Information

### Currency of version

Repealed version for 1 July 2005 to 12 December 2007 (accessed 27 December 2024 at 22:41)

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

### Provisions in force

Some, but not all, of the provisions displayed in this version of the legislation have commenced.

### Notes—

- **Repeal**

The Act was repealed by sec 5 (a) of the [Commission for Children and Young People Amendment Act 2007 No 88](#) with effect from 13.12.2007.

### 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 13 December 2007

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# Child Protection Legislation Amendment Act 2002 No 98



New South Wales

An Act to amend the *Child Protection (Offenders Registration) Act 2000*, the *Child Protection (Prohibited Employment) Act 1998*, the *Commission for Children and Young People Act 1998* and the *Summary Offences Act 1988* to make further provision with respect to the protection of children; and for other purposes.

## 1 Name of Act

This Act is the *Child Protection Legislation Amendment Act 2002*.

## 2 Commencement

This Act commences on a day or days to be appointed by proclamation.

## 3, 4 (Repealed)

## 5 Amendment of *Commission for Children and Young People Act 1998 No 146*

The *Commission for Children and Young People Act 1998* is amended as set out in Schedule 3.

## 6 (Repealed)

## Schedules 1, 2 (Repealed)

## Schedule 3 Amendment of *Commission for Children and Young People Act 1998*

(Section 5)

## [1]-[5] (Repealed)

## [6] Section 33 (4)

Insert after section 33 (3):

(4) For the avoidance of doubt, a reference to disciplinary proceedings in the definition

of **relevant disciplinary proceedings** in subsection (1) includes a reference to the investigation of, and the taking of action in relation to, complaints under Part 8A of the *Police Act 1990* and the taking of action under Part 9 of that Act.

**[7]-[12] (Repealed)**

**[13] Schedule 3**

Insert after Schedule 2:

## **Schedule 3 Savings, transitional and other provisions**

(Section 52A)

### **Part 1 Preliminary**

#### **1 Regulations**

- (1) The regulations may contain provisions of a savings or transitional nature consequent on the enactment of the following Acts:

    this Act

*Child Protection Legislation Amendment Act 2002*

- (2) Any such provision may, if the regulations so provide, take effect from the date of assent to the Act concerned or a later date.
- (3) To the extent to which any such provision takes effect from a date that is earlier than the date of its publication in the Gazette, the provision does not operate so as:
- (a) to affect, in a manner prejudicial to any person (other than the State or an authority of the State), the rights of that person existing before the date of its publication, or
  - (b) to impose liabilities on any person (other than the State or an authority of the State) in respect of anything done or omitted to be done before the date of its publication.

### **Part 2 Provisions consequent on enactment of **Child Protection Legislation Amendment Act 2002****

#### **2 Employment screening**

- (1) A provision of section 37 (4A) or (4B) applies to and in respect of the screening of an applicant for employment whether occurring before or after the commencement of the provision.

- (2) Section 39 (3) extends to disciplinary proceedings within the meaning of section 33 as amended by Schedule 3 [6] to the *Child Protection Legislation Amendment Act 2002*.

#### **Schedule 4 (Repealed)**