

LEGISLATIVE COUNCIL

JUSTICE LEGISLATION AMENDMENT BILL 2011

(Amendments to be proposed in Committee by Ms PENNICUIK)

1. Clause 4, page 9, line 18, after "with subsection (2)" **insert** "or section 106L".
2. Clause 4, page 9, after line 24 insert—
"106L Barring orders issued by licensees or permittees must be reported to Director
 - (1) A barring order served by a licensee, permittee or responsible person under this Part ceases to have effect unless, within 7 days of the service of the order, the Director is provided with the following information—
 - (a) the name and address of the person the subject of the order; and
 - (b) the type of conduct giving rise to the order;
 - (c) the location of the licensed premises from which the person was barred; and
 - (d) the name of the person who served the order.
 - (2) If a licensee, permittee or responsible person varies or revokes a barring order under section 106I, the licensee, permittee or responsible person must, within 7 days of the variation or revocation—
 - (a) advise the Director of the variation or revocation; and
 - (b) in the case of a variation, provide details of the variation.
 - (3) The Director must keep records of all barring orders made, varied or revoked under this Part.
106M Barring orders issued by members of police force must be reported to Commissioner
 - (1) A barring order served by a member of the police force under this Part ceases to have effect unless, within 7 days of the service of the order, the Chief Commissioner of Police is provided with the following information—
 - (a) the name and address of the person the subject of the order; and
 - (b) the type of conduct giving rise to the order; and
 - (c) the location of the licensed premises from which the person was barred; and
 - (d) the name, rank and place of duty of the member who served the order.

- (2) If a member of the police force varies or revokes a barring order under section 106I, the member must, within 7 days of the variation or revocation—
 - (a) advise the Chief Commissioner of Police of the variation or revocation; and
 - (b) in the case of a variation, provide details of the variation.
- (3) The Chief Commissioner of Police must keep records of all barring orders made, varied or revoked by members of the police force under this Part.

106N Report to Minister on barring orders

- (1) The Director must, on or before 30 September in each year (other than the calendar year in which this section comes into operation), provide a report to the Minister specifying the following information in relation to the financial year ending on the preceding 30 June—
 - (a) the number of barring orders made by licensees, permittees and responsible persons under this Part; and
 - (b) statistical information about the type of conduct giving rise to the orders being made; and
 - (c) the location of the licensed premises from which the persons were barred; and
 - (d) details of any orders that have been varied or revoked by the Director under section 106I.
- (2) The Chief Commissioner of Police must, on or before 30 September in each year (other than the calendar year in which this section comes into operation), provide a report to the Minister specifying the following information in relation to the financial year ending on the preceding 30 June—
 - (a) the number of barring orders made by members of the police force under this Part; and
 - (b) statistical information about the type of conduct giving rise to the orders being made; and
 - (c) the location of the licensed premises from which the persons were barred; and
 - (d) details of any orders that have been varied or revoked by a member of the police force under section 106I.
- (3) The Minister must, within 12 sitting days after receipt of a report under this section, cause copies of the report to be laid before each House of Parliament."