

LEGISLATIVE COUNCIL

**SERIOUS SEX OFFENDERS (DETENTION AND SUPERVISION) AMENDMENT
(COMMUNITY SAFETY) BILL 2016**

(New Clauses to be proposed in Committee by Ms PENNICUIK)

1. After clause 16, insert the following new clause—

'A New section 198A inserted

After section 198 of the Principal Act **insert—**

**"198A Review of operation of Act as amended by the Serious Sex
Offenders (Detention and Supervision) Amendment
(Community Safety) Act 2016**

- (1) The Minister must cause an independent review of the operation of this Act as amended by the **Serious Sex Offenders (Detention and Supervision) Amendment (Community Safety) Act 2016** to be undertaken as soon as possible after the fifth anniversary of the first day on which all of the provisions of that Act are in operation to determine—
 - (a) the effectiveness of the operation of this Act as amended by that Act; and
 - (b) whether the policy objectives of amendments to this Act made by that Act remain valid and the provisions of this Act, as so amended, remain appropriate for achieving those objectives.
- (2) A person who undertakes a review under subsection (1) must give the Minister a written report of the review.
- (3) The Minister must cause a copy of the report of the review to be laid before each House of the Parliament within 6 months after the fifth anniversary of the first day on which all of the provisions of the **Serious Sex Offenders (Detention and Supervision) Amendment (Community Safety) Act 2016** are in operation.".

2. After clause 41, insert the following new clause—

'B New section 115F inserted

After section 115E of the **Sentencing Act 1991** **insert—**

**"115F Review of operation of Act as amended by the Serious Sex
Offenders (Detention and Supervision) Amendment
(Community Safety) Act 2016**

- (1) The Minister must cause an independent review of the operation of this Act as amended by the **Serious Sex Offenders (Detention and Supervision) Amendment (Community Safety) Act 2016** to be undertaken as soon as possible after the fifth anniversary of the first day on which all of the provisions of that Act are in operation to determine—

- (a) the effectiveness of the operation of this Act as amended by that Act; and
 - (b) whether the policy objectives of amendments to this Act made by that Act remain valid and the provisions of this Act, as so amended, remain appropriate for achieving those objectives.
- (2) A person who undertakes a review under subsection (1) must give the Minister a written report of the review.
- (3) The Minister must cause a copy of the report of the review to be laid before each House of the Parliament within 6 months after the fifth anniversary of the first day on which all of the provisions of the **Serious Sex Offenders (Detention and Supervision) Amendment (Community Safety) Act 2016** are in operation.".'.
 - 3. After clause 44 insert the following new clause—

'C New section 74A inserted

After section 74 of the **Sex Offenders Registration Act 2004** insert—

"74A Review of operation of Act as amended by the Serious Sex Offenders (Detention and Supervision) Amendment (Community Safety) Act 2016

- (1) The Minister must cause an independent review of the operation of this Act as amended by the **Serious Sex Offenders (Detention and Supervision) Amendment (Community Safety) Act 2016** to be undertaken as soon as possible after the fifth anniversary of the first day on which all of the provisions of that Act are in operation to determine—
 - (a) the effectiveness of the operation of this Act as amended by that Act; and
 - (b) whether the policy objectives of amendments to this Act made by that Act remain valid and the provisions of this Act, as so amended, remain appropriate for achieving those objectives.
- (2) A person who undertakes a review under subsection (1) must give the Minister a written report of the review.
- (3) The Minister must cause a copy of the report of the review to be laid before each House of the Parliament within 6 months after the fifth anniversary of the first day on which all of the provisions of the **Serious Sex Offenders (Detention and Supervision) Amendment (Community Safety) Act 2016** are in operation.".'.
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