

LEGISLATIVE COUNCIL

SEX WORK AND OTHER ACTS AMENDMENT BILL 2011

(Amendments and New Clauses to be proposed in Committee by Ms HARTLAND)

1. Clause 7, after line 22 insert—

'( ) After section 48(5) of the **Sex Work Act 1994** insert—

"(5A) Despite subsection (5), if an application for a disciplinary inquiry relies on the ground set out in subsection (3)(f)(iii), the inquiry may start at any time.".'

NEW CLAUSE

2. Insert the following New Clause to follow clause 7—

**'A Disciplinary powers of Tribunal**

At the foot of section 48A(7) of the **Sex Work Act 1994** insert the following note—

**"Note**

Section 74A provides that it is a condition of a permit that the use or development of land for the purposes of the operation of a brothel must cease during any period of suspension of a licence.".'

NEW CLAUSE

3. Insert the following New Clause to follow clause 8—

**'A Conditions on permits for licence applicants**

- (1) In section 74A of the **Sex Work Act 1994**, for "a condition that that use or development must not commence unless and until the person is granted the licence." **substitute** "the following conditions—

(a) the use or development must not commence unless and until the person is granted the licence;

(b) the use or development must cease during any period of suspension of the licence.".'

- (2) At the end of section 74A of the **Sex Work Act 1994** insert—

"(2) A permit referred to in subsection (1) that does not contain the conditions required by that subsection is taken to include those conditions.".'

4. Clause 12, line 24, omit "8" and insert "9".

5. Clause 12, line 28, omit "8" and insert "9".

6. Clause 12, line 28, omit 'Act.'" and insert "Act.".

7. Clause 12, after line 28 insert—  
'(4) Section 74A as amended by section 10 of the **Sex Work and Other Acts Amendment Act 2011** applies to a suspension of a licence that takes effect on or after the commencement of section 10 of that Act.'.
8. Clause 18, line 23, omit "16" and insert "18".
9. Clause 18, line 26, omit "16" and insert "18".
10. Clause 18, line 30, omit "16" and insert "18".
11. Clause 18, page 15, line 5, omit "17" and insert "19".
12. Clause 18, page 15, line 8, omit "17" and insert "19".
13. Clause 18, page 15, line 12, omit "17" and insert "19".