



AUSTRALIAN CAPITAL TERRITORY

Crimes (Amendment) Act (No. 3) 1998

No. 29 of 1998

An Act to amend the *Crimes Act 1900*

[Notified in ACT Gazette S190: 10 July 1998]

The Legislative Assembly for the Australian Capital Territory enacts as follows:

1. Short title

This Act may be cited as the *Crimes (Amendment) Act (No. 3) 1998*.

2. Commencement

(1) Section 1 and this section commence on the day on which this Act is notified in the *Gazette*.

(2) The remaining provisions commence on the day on which the *Magistrates Court (Amendment) Act 1998*, other than sections 1 and 2, commences.

3. Principal Act

In this Act, “Principal Act” means the *Crimes Act 1900*.¹

4. Concurrent and cumulative sentences

Section 443 of the Principal Act is amended—

- (a) by omitting from paragraph (7) (a) “and”;
- (b) by adding at the end of paragraph (7) (b) “and”; and
- (c) by adding at the end of subsection (7) the following paragraph:

“(c) a reference to a term or sentence of imprisonment in default of payment of a fine or sum of money shall be read as including a reference to a period for which a fine defaulter is committed to prison under section 154D of the *Magistrates Court Act 1930*.”.

5. Directions to perform work

Section 556G of the Principal Act is amended—

- (a) by omitting subsection (3); and
- (b) by omitting from paragraph (4) (a) “or Form 2” and “, as the case requires”.

6. Repeal

Section 556H of the Principal Act is repealed.

7. Revocation and variation of community service order and variation of nature of work

Section 556M of the Principal Act is amended by omitting paragraphs (1) (a) and (b) and substituting the following paragraphs:

- “(a) revoke the order; or
- (b) vary the order by substituting a lesser number of hours for that specified in the order;”.

8. Repeal

Section 556R of the Principal Act is repealed.

9. Schedule 5

Schedule 5 to the Principal Act is amended by omitting Form 2.

10. Application

Part XVA of the Principal Act as amended by this Act applies only in relation to a community service order made on or after the commencement of this Act, other than sections 1 and 2.

NOTE

Principal Act

- 1. Reprinted as at 30 November 1996. See also Act No. 74, 1996; Nos. 10, 23, 52, 86, 96 and 117, 1997; Nos 9 and 22, 1998.

[Presentation speech made in Assembly on 30 April 1998]