

2017

**THE LEGISLATIVE ASSEMBLY FOR THE
AUSTRALIAN CAPITAL TERRITORY**

SUPPLEMENTARY EXPLANATORY STATEMENT

JUSTICE AND COMMUNITY SAFETY LEGISLATION AMENDMENT BILL 2017

**Amendment to be moved by the
Attorney-General**

Presented by
Gordon Ramsay MLA
Attorney-General

JUSTICE AND COMMUNITY SAFETY LEGISLATION AMENDMENT BILL 2017

Introduction

This explanatory statement relates to an amendment to the Justice and Community Safety Legislation Amendment Bill (the Bill) as presented to the Legislative Assembly.

The Bill

The Bill amends a number of Acts in the Justice and Community Safety portfolio. The amendments are intended to improve the operation of each amended law without amounting to a major change in policy.

Purpose of the amendment

The Bill includes amendments to several road transport acts, which will commence with or after the pending *Road Transport (Road Rules) Regulation 2017*.

Clause 2 of the Bill (Commencement) does not include a specific commencement date for part 15, which amends the *Public Unleased Land Act 2013* for the purposes of the Regulation. Without the specific commencement date, part 15 will commence before, rather than with or after, the Regulation.

To avoid the amendment to the Public Unleased Land Act commencing before the Regulation, the Government amendment clarifies that part 15 of the Bill commences on the later of—

- (a) the commencement of the Regulation, section 3; and
- (b) the 7th day after the Bill is notified.

Outline

Background

The Government amendment adds part 15 (*Public Unleased Land Act 2013*) to the lists in sections 2 (1) and 2 (2) of the Bill.

This clarifies that part 15 of the Bill commences on the later of—

- (a) the commencement of the *Road Transport (Road Rules) Regulation 2017*, section 3; and
- (b) the 7th day after the Bill is notified.

Human Rights considerations

The Government amendment does not engage rights under the *Human Rights Act 2004*.

Clause notes

Amendment 1 (Section 2 (1))

This clause inserts part 15 (*Public Unleased Land Act 2013*) into section 2 (1) of the Bill.

Section 2 (1) lists the provisions of the Bill that do not necessarily commence on the seventh day after the notification of the Bill. This list now includes part 15 (*Public Unleased Land Act 2013*) so that it will commence with or after the Road Transport Regulation.

Amendment 2 (Section 2 (2))

This clause inserts part 15 into section 2 (2) of the Bill.

Section 2 (2) lists the provisions of the Bill that commence on the later of—

- (a) the commencement of the *Road Transport (Road Rules) Regulation 2017*, section 3; and
- (b) the 7th day after the Bill is notified.

This list now includes part 15 so that it commences with or after the Road Transport Regulation.