

2018

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

Magistrates Court (Retirement Age of Magistrates) Amendment Bill 2018

EXPLANATORY STATEMENT

Presented by
Jeremy Hanson MLA
Member for Murrumbidgee

Magistrates Court (Retirement Age of Magistrates) Amendment Bill 2018

Introduction

This explanatory statement relates to the *Magistrates Court (Retirement Age of Magistrates) Amendment Bill 2018* (the Bill) as presented to the Legislative Assembly. It has been prepared to assist the reader of the Bill and to help inform debate on it. It does not form part of the Bill and has not been endorsed by the ACT Legislative Assembly.

This explanatory statement must be read in conjunction with the Bill. It is not, and is not intended to be, a comprehensive description of the Bill. What is written about a provision is not to be taken as an authoritative statement of the meaning of a provision, this being a responsibility of the Courts.

Overview of the Bill

The purpose of this Bill is to amend the *Magistrates Court Act 2018* to extend the retirement age of Magistrates from the current 65 years old to 70 years old.

This brings the retirement age in the ACT Magistrates Court into line with the retirement age that applies in the Supreme Court, and with most other jurisdictions in Australia.

Summary of clauses

1 Name of Act

This Act is the *Magistrates Court (Retirement Age of Magistrates) Amendment Act 2018*.

2 Commencement

This Act commences on the day after its notification day.

3 Legislation amended

This Act amends the *Magistrates Court Act 1930*.

4 Term of appointment of Magistrates - Section 7D

This clause omits the current words “65 years old” and substitutes “70 years old.”

Human rights implications

As this Bill extends the retirement age for magistrates, the Bill does not have adverse human rights implications.