

Australian Capital Territory

# Crimes (Sentence Administration) (Sentence Administration Board) Appointment 2023 (No 2)

Disallowable Instrument DI2023–72

made under the

**Crimes (Sentence Administration) Act 2005, s 174 (Appointment of board members)**

## EXPLANATORY STATEMENT

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The *Crimes (Sentence Administration) Act 2005* (the Act) amongst other things, governs the constitution and functions of the Sentence Administration Board of the ACT (the board). The board's functions are detailed under section 172 of the Act, and sections 171 and 173-4 provide for the establishment and membership of the board. Under section 174 of the Act, the Minister is required to appoint a chairperson; at least one deputy chairperson (and not more than two deputy chairpersons) and not more than eight other members to the Board.

In accordance with section 174 of the Act, this instrument appoints Ms Theresa Warwick in a judicial position as the Deputy-Chair of the Sentence Administration Board.

Ms Warwick is appointed from 14 May 2023 until 13 May 2026.

Section 229 of the *Legislation Act 2001* states that the instrument making an appointment to which division 19.3.3 applies is a disallowable instrument.

Section 227 of the *Legislation Act* provides that division 19.3.3 does not apply to appointees who are public servants. The person appointed by this instrument is not a public servant and as a result the Standing Committee on Justice and Community Safety has been consulted. The Committee had no comment on the appointment.

Ms Warwick is an experienced legal practitioner with multiple accreditations and memberships to date including, ACT Bar Association, Indictable Criminal Law Barrister Panel and Complex Criminal Law Barrister Panel and an Executive Member of ACT Women Lawyers Association. Ms Warwick has had multiple appointments including Special Magistrate (appointed by the ACT Attorney-General) and Ordinary Member of ACT Civil and Administrative Tribunal.