

JU301*

Prisoners (Interstate Transfer) Act 1983

Prisoners (Interstate Transfer) Amendment Regulations 2008

Made by the Governor in Executive Council.

1. Citation

These regulations are the *Prisoners (Interstate Transfer) Amendment Regulations 2008*.

2. Commencement

These regulations come into operation as follows:

- (a) regulations 1 and 2 — on the day on which these regulations are published in the *Gazette*;
- (b) the rest of the regulations — on the day after that day.

3. The regulations amended

The amendments in these regulations are to the *Prisoners (Interstate Transfer) Regulations 1984*.

4. Regulation 4 amended

Regulation 4(1) is amended by deleting the definitions of “non-parole period”, “Parole Board”, “parole officer” and “probation period” and inserting instead —

“

“**Department of the Attorney General**” means the department principally assisting the Attorney General in the administration of Acts administered by the Attorney General.

”.

5. Regulation 5 amended

Regulation 5(3)(a) is amended as follows:

- (a) by deleting “probation or”;
- (b) after “period” by inserting —

“

as defined in the *Sentence Administration Act 2003* section 7(1)

”.

6. Regulation 11 amended

Regulation 11 is amended by deleting paragraph (a) and inserting instead —

“

- (a) the Prisoners Review Board established under the *Sentence Administration Act 2003*;

”.

7. Regulation 14 amended

Regulation 14(2) is amended by deleting “Under Secretary for Law, Crown Law Department.” and inserting instead —

“

chief executive officer of the Department of the Attorney General.

”.

8. Schedule 1 amended

- (1) Schedule 1 is amended by deleting from “Schedule 1” to “[Reg. s.5(1)]” and inserting instead —

“

Schedule 1 — Forms

[r. 5(1), 10, 13(1), 14(1), 15(1), 16, 17, 19, 20, 22, 24, 30, 31]

Form 1

”.

- (2) Schedule 1 Form 4 is amended as follows:

- (a) by deleting “Under Secretary for Law, Crown Law Department,” and inserting instead —

“

chief executive officer of the Department of the Attorney General,

”;

- (b) by deleting “Under Secretary for Law,” in the second place where it occurs and inserting instead —

“ Chief Executive Officer, ”;

- (c) by deleting “Crown Law Department.” in the second place where it occurs and inserting instead —

“ Department of the Attorney General. ”.

- (3) Schedule 1 Forms 5 and 14 are amended by deleting “Clerk” and inserting instead —

“ Registrar ”.

- (4) Schedule 1 Form 6 is amended by deleting “a Stipendiary Magistrate constituting a” and inserting instead —

“ a Magistrate of the ”.

- (5) Schedule 1 Form 7 is amended as follows:
- (a) by deleting “*Local Court*” and inserting instead —
“ *Magistrates Court* ”;
- (b) by deleting “Stipendiary” in each place where it occurs.

9. Various references to “Court of Petty Sessions” changed to “Magistrates Court”

- (1) Each provision listed in the Table to this subregulation is amended by deleting “a court of petty sessions” in each place where it occurs and inserting instead —

“ the Magistrates Court ”.

Table

r. 14(3)	r. 17(1)
r. 15(1)	r. 31(1)

- (2) Each provision listed in the Table to this subregulation is amended by deleting “Court of Petty Sessions” (in any printing type) in each place where it occurs and inserting instead (in corresponding printing type) —

“ Magistrates Court ”.

Table

Sch. 1 Form 5 (5 places)	Sch. 1 Form 8 (3 places)
Sch. 1 Form 6	Sch. 1 Form 14 (5 places)
Sch. 1 Form 7 (3 places)	

- (3) In subregulation (2) —
“**printing type**” means ordinary type, italics, bold, capitals, initial capitals or any combination of those types.

10. Various references to “complaint” or “information” changed to “prosecution notice”

- (1) Each provision listed in the Table to this subregulation is amended by deleting “complaint or information” and inserting instead (in corresponding font size) —

“ prosecution notice ”.

Table

r. 7(3)(c)	Sch. 1 Form 3
Sch. 1 Form 1	

- (2) Each provision listed in the Table to this subregulation is amended by deleting “complaint, information” and inserting instead (in corresponding font size) —

“ prosecution notice ”.

Table

r. 21	Sch. 1 Form 9
r. 25	Sch. 1 Form 10

By Command of the Governor,

M. C. WAUCHOPE, Clerk of the Executive Council.
