



New South Wales

Justices of the Peace Amendment (Exemptions) Regulation 2019

under the

Justices of the Peace Act 2002

His Excellency the Governor, with the advice of the Executive Council, has made the following Regulation under the *Justices of the Peace Act 2002*.

MARK SPEAKMAN, MP
Attorney General

Explanatory note

The object of this Regulation is to require all future applicants for appointment as a justice of the peace to satisfy the criterion that they be an Australian citizen or a person who is entitled to vote at a general election for the Legislative Assembly, by removing the provision for the Attorney General to exempt a person from having to satisfy that criterion. The Regulation also provides for the continuing application of the exemption to existing officeholders to whom the exemption was granted.

This Regulation is made under section 14 (the general regulation-making power) of the *Justices of the Peace Act 2002*.

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1 Name of Regulation

This Regulation is the *Justices of the Peace Amendment (Exemptions) Regulation 2019*.

2 Commencement

This Regulation commences on the day on which it is published on the NSW legislation website.

3 Amendment of Justices of the Peace Regulation 2014

(1) Clause 5 Criteria for appointment as justice of the peace

Omit “, unless the Minister exempts the person from having to satisfy this criterion” from clause 5 (a).

(2) Clause 10 Repeal and savings

Insert after clause 10 (2):

- (3) Clause 5 (a), as in force immediately before the commencement of the *Justices of the Peace Amendment (Exemptions) Regulation 2019*, continues to apply to an application for re-appointment made by a person who, immediately before the commencement of that Regulation, held office as a justice of the peace on the basis of an exemption under clause 5 (a).