



New South Wales

# Stronger Communities Legislation Amendment (COVID-19) Regulation 2020

Her Excellency the Governor, with the advice of the Executive Council, has made the following Regulation under the following Acts—

- (a) *Child Protection (Working with Children) Act 2012*,
- (b) *Children (Community Service Orders) Act 1987*,
- (c) *Children (Detention Centres) Act 1987*,
- (d) *Civil and Administrative Tribunal Act 2013*,
- (e) *Court Security Act 2005*,
- (f) *Crimes (Administration of Sentences) Act 1999*,
- (g) *Crimes (Domestic and Personal Violence) Act 2007*,
- (h) *Criminal Procedure Act 1986*,
- (i) *Electronic Transactions Act 2000*,
- (j) *Evidence (Audio and Audio Visual Links) Act 1998*,
- (k) *Jury Act 1977*,
- (l) *Sheriff Act 2005*.

MARK SPEAKMAN, MP  
Attorney General, and Minister for the Prevention of Domestic Violence

## Explanatory note

The objects of this Regulation are—

- (a) to postpone the dates on which special statutory provisions enacted in response to the COVID-19 pandemic are repealed, and
- (b) to extend the periods during which special statutory provisions enacted in response to the COVID-19 pandemic have effect.

This Regulation is made under the following Acts—

- (a) *Child Protection (Working with Children) Act 2012*, including section 54(2)(b),
- (b) *Children (Community Service Orders) Act 1987*, including the definition of *prescribed period* in sections 9A(3) and 14A(3),

- (c) *Children (Detention Centres) Act 1987*, including the definition of **prescribed period** in section 110(5),
- (d) *Civil and Administrative Tribunal Act 2013*, including the definition of **prescribed period** in clause 22 of Schedule 1,
- (e) *Court Security Act 2005*, including section 12H(b),
- (f) *Crimes (Administration of Sentences) Act 1999*, including the definition of **prescribed period** in section 274,
- (g) *Crimes (Domestic and Personal Violence) Act 2007*, including the definition of **prescribed period** in section 29(5),
- (h) *Criminal Procedure Act 1986*, including section 367(b),
- (i) *Electronic Transactions Act 2000*, including section 18(b),
- (j) *Evidence (Audio and Audio Visual Links) Act 1998*, including the definition of **prescribed period** in section 22C(9),
- (k) *Jury Act 1977*, including section 25(6)(b),
- (l) *Sheriff Act 2005*, including the definition of **prescribed period** in section 7C(14).

This Regulation is made with the agreement of—

- (a) the Minister for Counter Terrorism and Corrections, being the Minister administering the *Crimes (Administration of Sentences) Act 1999*, and
- (b) the Minister for Families, Communities and Disability Services, being the Minister administering the following Acts—
  - (i) *Child Protection (Working with Children) Act 2012*,
  - (ii) *Children (Community Service Orders) Act 1987*,
  - (iii) *Children (Detention Centres) Act 1987*.

## **Stronger Communities Legislation Amendment (COVID-19) Regulation 2020**

### **1 Name of Regulation**

This Regulation is the *Stronger Communities Legislation Amendment (COVID-19) Regulation 2020*.

### **2 Commencement**

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

## Schedule 1 Amendment of Regulations

### 1.1 Child Protection (Working with Children) Regulation 2013

#### [1] Clause 18 Proof of identity

Omit clause 18(4). Insert instead—

- (4) This subclause and subclause (3)(c) are repealed at the beginning of 23 April 2021.

#### [2] Clause 19A

Insert after clause 19—

##### 19A COVID-19 pandemic—repeal of special provisions

Section 54 of the Act is repealed at the beginning of 26 March 2021.

### 1.2 Children (Community Service Orders) Regulation 2020

#### Clause 16A

Insert after clause 16—

##### 16A COVID-19 pandemic—extension of prescribed period

- (1) The *prescribed period* referred to in section 9A(3) of the Act ends at the beginning of 26 March 2021.
- (2) The *prescribed period* referred to in section 14A(3) of the Act ends at the beginning of 26 March 2021.

### 1.3 Children (Detention Centres) Regulation 2015

#### Clause 157

Insert after clause 156—

##### 157 COVID-19 pandemic—extension of prescribed period

The *prescribed period* referred to in section 110(5) of the Act ends at the beginning of 26 March 2021.

### 1.4 Civil and Administrative Tribunal Regulation 2013

#### Clause 11

Insert after clause 10—

##### 11 COVID-19 pandemic—extension of prescribed period

The *prescribed period* referred to in Schedule 1, clause 22 of the Act ends at the beginning of 26 March 2021.

### 1.5 Court Security Regulation 2016

#### Clause 7A

Insert after clause 7—

**7A COVID-19 pandemic—repeal of special provisions**

Part 3, Division 1A of the Act is repealed at the beginning of 26 March 2021.

**1.6 Crimes (Administration of Sentences) Regulation 2014**

**[1] Part 23, heading**

Omit “**provision**”. Insert instead “**provisions**”.

**[2] Part 23, note**

Omit the note to the Part.

**[3] Clause 329A**

Insert before clause 330—

**329A COVID-19 pandemic—extension of prescribed period**

The *prescribed period* referred to in section 274 of the Act ends at the beginning of 26 March 2021.

**1.7 Crimes (Domestic and Personal Violence) Regulation 2019**

**Clause 5A**

Insert after clause 5—

**5A COVID-19 pandemic—extension of prescribed period**

The *prescribed period* referred to in section 29(5) of the Act ends at the beginning of 26 March 2021.

**1.8 Criminal Procedure Regulation 2017**

**Clause 120**

Insert after clause 119A—

**120 COVID-19 pandemic—repeal of special provisions**

Chapter 7, Part 5 of the Act is repealed at the beginning of 26 March 2021.

**1.9 Electronic Transactions Regulation 2017**

**Clause 8B**

Insert before clause 9—

**8B COVID-19 pandemic—repeal of special provisions**

Part 4 of the Act is repealed at the beginning of 26 March 2021.

**1.10 Evidence (Audio and Audio Visual Links) Regulation 2015**

**Clause 4B**

Insert after clause 4A—

**4B COVID-19 pandemic—extension of prescribed period**

The *prescribed period* referred to in section 22C(9) of the Act ends at the beginning of 26 March 2021.

**1.11 Jury Regulation 2015**

**Clause 4B**

Insert after clause 4A—

**4B COVID-19 pandemic—repeal of special provisions**

Section 25(4)–(6) of the Act is repealed at the beginning of 26 March 2021.

**1.12 Sheriff Regulation 2016**

**Clause 5A**

Insert after clause 5—

**5A COVID-19 pandemic—extension of prescribed period**

The *prescribed period* referred to in section 7C(14) of the Act ends at the beginning of 26 March 2021.