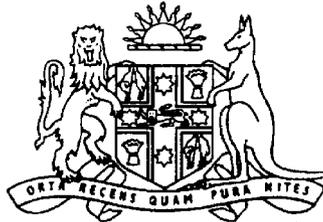


Passed by both Houses



New South Wales

# **Crimes (Sentencing Procedure) Amendment (Victim Impact Statements) Bill 2004**

## **Contents**

---

	Page
1 Name of Act	2
2 Commencement	2
3 Amendment of Crimes (Sentencing Procedure) Act 1999 No 92	2
Schedule 1 Amendments	3

---

*I certify that this PUBLIC BILL, which originated in the LEGISLATIVE ASSEMBLY, has finally passed the LEGISLATIVE COUNCIL and the LEGISLATIVE ASSEMBLY of NEW SOUTH WALES.*

*Clerk of the Legislative Assembly.  
Legislative Assembly,  
Sydney, , 2004*



New South Wales

## **Crimes (Sentencing Procedure) Amendment (Victim Impact Statements) Bill 2004**

Act No , 2004

---

An Act to amend the *Crimes (Sentencing Procedure) Act 1999* to expand the category of offences in respect of which a Local Court may receive and consider victim impact statements; and for other purposes.

---

*I have examined this Bill, and find it to correspond in all respects with the Bill as finally passed by both Houses.*

*Chairman of Committees of the Legislative Assembly.*

---

**The Legislature of New South Wales enacts:**

**1 Name of Act**

This Act is the *Crimes (Sentencing Procedure) Amendment (Victim Impact Statements) Act 2004*.

**2 Commencement**

This Act commences on a day to be appointed by proclamation.

**3 Amendment of Crimes (Sentencing Procedure) Act 1999 No 92**

The *Crimes (Sentencing Procedure) Act 1999* is amended as set out in Schedule 1.

---

## Schedule 1 Amendments

(Section 3)

### [1] Section 27 Application of Division

Insert at the end of section 27 (3) (b):

, or

- (c) an offence that is referred to in Table 1 of Schedule 1 to the *Criminal Procedure Act 1986* and that:
  - (i) results in actual physical bodily harm to any person, or
  - (ii) involves an act of actual or threatened violence or an act of sexual assault.

### [2] Section 28 When victim impact statements may be received and considered

Omit “the Supreme Court, Industrial Relations Commission or District Court” wherever occurring.

Insert instead “a court”.

### [3] Section 28 (5)

Omit “The Supreme Court, Industrial Relations Commission or District Court”.

Insert instead “A court”.

### [4] Section 28 (6)

Omit the subsection.

### [5] Schedule 2 Savings, transitional and other provisions

Insert at the end of clause 1 (1):

*Crimes (Sentencing Procedure) Amendment (Victim Impact Statements) Act 2004*

**[6] Schedule 2**

Insert at the end of Schedule 2, with appropriate Part and clause numbers:

**Part Provisions consequent on enactment of  
Crimes (Sentencing Procedure)  
Amendment (Victim Impact Statements)  
Act 2004**

**Victim impact statements**

The amendments made to sections 27 and 28 of this Act by the *Crimes (Sentencing Procedure) Amendment (Victim Impact Statements) Act 2004* extend to offences committed before the commencement of those amendments, whether or not proceedings were commenced before that commencement.