

TASMANIA

**JUSTICE AND RELATED LEGISLATION
(FURTHER MISCELLANEOUS AMENDMENTS)
AMENDMENT BILL 2010**

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**JUSTICE AND RELATED LEGISLATION
(FURTHER MISCELLANEOUS AMENDMENTS)
AMENDMENT BILL 2010**

*(Brought in by the Minister for Justice, the Honourable
Larissa Tahireh Giddings)*

A BILL FOR

**An Act to amend the *Justice and Related Legislation
(Further Miscellaneous Amendments) Act 2009***

Be it enacted by His Excellency the Governor of Tasmania, by and with the advice and consent of the Legislative Council and House of Assembly, in Parliament assembled, as follows:

1. Short title

This Act may be cited as the *Justice and Related
Legislation (Further Miscellaneous
Amendments) Amendment Act 2010*.

2. Commencement

This Act commences on the day on which this
Act receives the Royal Assent.

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3. Principal Act

In this Act, the *Justice and Related Legislation (Further Miscellaneous Amendments) Act 2009** is referred to as the Principal Act.

4. Section 30A inserted

After section 30 of the Principal Act, the following section is inserted:

30A. Section 4 amended (Interpretation)

Section 4 of the Principal Act is amended by omitting the definition of “authorised person” and substituting the following definition:

“authorised person” means –

- (a) the Director of Public Prosecutions or an Australian legal practitioner acting on behalf of the Director of Public Prosecutions; or
- (b) a police officer; or
- (c) an Australian legal practitioner employed in the responsible Department in relation to

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the *Police Offences Act*
1935; or

(d) a probation officer;

5. Section 31 amended (Section 24 substituted)

Section 31 of the Principal Act is amended as follows:

(a) by omitting subsection (1) of section 24 as substituted and substituting the following subsection:

(1) If a court makes an order suspending the whole or a part of a sentence of imprisonment, the order is subject to the condition that the offender does not commit another offence punishable by imprisonment during the period the order is in force.

(b) by omitting paragraph (a) of section 24(4) as substituted and substituting the following paragraph:

(a) section 28(b), (c), (d), (e), (f) and (g);

(c) by omitting paragraph (a) of section 24(5) as substituted and substituting the following paragraph:

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- (a) section 37(1)(b), (c), (d), (e), (f)
and (g);

6. Repeal of Act

This Act is repealed on the ninetieth day from
the day on which it commences.