

CLAUSE NOTES

Sentencing Amendment (Presumption of Mandatory Sentencing) Bill 2023

Clause 1 **Short title**

The short title will be the *Sentencing Amendment (Presumption of Mandatory Sentencing) Act 2023*.

Clause 2 **Commencement**

The Amendment Act will commence on the day on which it receives Royal Assent.

Clause 3 **Principal Act**

Provides that the *Sentencing Act 1997* is the Principal Act referred to in the amendments.

Clause 4 **Section 16B inserted**

Inserts a new section into the Act.

New section 16B 'Presumption of mandatory imprisonment for certain sexual offences against children'.

This new section defines 'aggravating circumstance', 'minimum period' and 'relevant offence' and sets out a presumption of minimum sentences of imprisonment for certain sexual offences against children. It provides the minimum terms of imprisonment for each offence.

Clause 5 **Repeal of Act**

The *Sentencing Amendment (Presumption of Mandatory Sentencing) Act 2023* will be automatically repealed after the first anniversary of this Act commencing.