

CLAUSE NOTES

Justice Legislation (Mandatory Sentencing) Bill 2019

Clause 1 **Short title**

Clause 1 cites the Act as the *Justice Legislation (Mandatory Sentencing) Act 2019*.

Clause 2 **Commencement**

Clause 2 provides for the Act to commence on a day or days to be proclaimed.

Clause 3 **Principal Act**

Clause 3 provides that the Principal Act to which the amendments apply is the *Sentencing Act 1997* (the Act).

Clause 4 **Sections 16B, 16C, 16D and 16E inserted**

Clause 4 inserts four new sections into the Act.

New section 16B defines frontline worker, sets out when a frontline worker is taken to be on duty, and sets out the circumstances in which a court must order an offender to serve a mandatory minimum sentence of not less than six months' imprisonment for offences that result in serious bodily harm to frontline workers.

New section 16C sets out mandatory minimum sentences of imprisonment for certain sexual offences against children. It provides for the minimum terms of imprisonment for each offence.

New section 16E sets out matters a court is to have regard to in determining whether exceptional circumstances exist for the purposes of section 16A, or new sections 16B and 16C.

Clause 5 **Repeal of Act**

Clause 5 inserts a repeal provision to remove the empty shell of the Bill after its provisions have come into effect.