



Queensland

# Drug Court Amendment Regulation (No. 1) 2008

## Subordinate Legislation 2008 No. 198

made under the

*Drug Court Act 2000*

## Contents

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		Page
1	Short title . . . . .	2
2	Commencement . . . . .	2
3	Regulation amended . . . . .	2
4	Amendment of s 3 (Criteria for definition eligible person in the Act) . . . . .	2
5	Insertion of new s 6A . . . . .	3
	6A Prescription of Magistrates Courts from which a person may be referred for indicative assessment . . . . .	3
6	Amendment of s 10 (Maximum number of active intensive drug rehabilitation orders). . . . .	3
7	Amendment of s 15 (Protection of personal information about offenders) . . . . .	3
8	Amendment of sch 1 (Eligible persons—location postcodes for drug courts) . . . . .	3
9	Replacement of sch 2 (Other postcodes). . . . .	3
	Schedule 2 Other postcodes	
10	Amendment of sch 5 (Prescribed persons) . . . . .	4

[s 1]

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**1 Short title**

This regulation may be cited as the *Drug Court Amendment Regulation (No. 1) 2008*.

**2 Commencement**

This regulation commences on 1 July 2008.

**3 Regulation amended**

This regulation amends the *Drug Court Regulation 2006*.

**4 Amendment of s 3 (Criteria for definition *eligible person* in the Act)**

Section 3(2)—

*omit, insert—*

‘(2) The criteria the person must satisfy are as follows—

- (a) that, at the time the person is referred for an indicative assessment, the person resides in a location with a postcode mentioned in schedule 1, column 2 or schedule 2;
- (b) that, at the time the person is referred for an assessment, the person resides in a location with a postcode mentioned in schedule 1, column 2 or schedule 2;
- (c) that—
  - (i) at the time an intensive drug rehabilitation order is made for the person, the person resides in a location with a postcode stated in schedule 1, column 2 for the drug court stated in schedule 1, column 1 before which the person is appearing; and
  - (ii) the person intends to reside in a location mentioned in subparagraph (i) while the person is subject to the order.’.

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**5 Insertion of new s 6A**

After section 6—

*insert—*

**‘6A Prescription of Magistrates Courts from which a person may be referred for indicative assessment**

‘A Magistrates Court in a Magistrates Court district mentioned in the *Justices Regulation 2004*, schedule 1 that includes a location with a postcode mentioned in schedule 1, column 2 or schedule 2 of this regulation is a Magistrates Court for section 12A(a) of the Act.’

**6 Amendment of s 10 (Maximum number of active intensive drug rehabilitation orders)**

Section 10, after ‘sections’—

*insert—*

‘12A(e),’.

**7 Amendment of s 15 (Protection of personal information about offenders)**

Section 15(1), ‘*documents*’—

*omit, insert—*

‘*document*’.

**8 Amendment of sch 1 (Eligible persons—location postcodes for drug courts)**

Schedule 1, authorising provision—

*omit, insert—*

‘sections 3(2), 6A, 7 and 9’.

**9 Replacement of sch 2 (Other postcodes)**

Schedule 2—

*omit, insert—*

## **‘Schedule 2      Other postcodes**

sections 3(2), 6A, 7 and 9

### **Part 1**

4000, 4006, 4007, 4008, 4009, 4010, 4011, 4012, 4017, 4018, 4030, 4031, 4034, 4035, 4036, 4037, 4051, 4052, 4053, 4054, 4055, 4060, 4061, 4064, 4065, 4066, 4068, 4101, 4102, 4103, 4104, 4105, 4106, 4107, 4111, 4120, 4121, 4122, 4151, 4152, 4153, 4154, 4155, 4158, 4159, 4160, 4161, 4169, 4170, 4171, 4172, 4173, 4174, 4178, 4179, 4275, 4285, 4500, 4501, 4520, 4860, 4861, 4877, 4880, 4881, 4882, 4883, 4884, 4885

### **Part 2**

4871, 4872, 4873—if the person’s place of residence is within a 100km radius of the Magistrates Court at Cairns’.

#### **10      Amendment of sch 5 (Prescribed persons)**

Schedule 5, section 1(a) and footnote—

*omit, insert—*

- ‘(a) persons acting for the Alcohol Tobacco and Other Drug Services in the Cairns and Hinterland Health Service District, the Townsville Health Service District or the West Moreton South Burnett Health Service District, Queensland Health and appointed by the chief executive (health) as prescribed persons for section 39 of the Act;’.

ENDNOTES

- 1 Made by the Governor in Council on 26 June 2008.
- 2 Notified in the gazette on 27 June 2008.
- 3 Laid before the Legislative Assembly on . . .
- 4 The administering agency is the Department of Justice and Attorney-General.

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