

Child Protection (Offender Reporting) and Other Legislation Amendment Bill 2010

Explanatory Notes for Amendments To Be Moved During Consideration In Detail By The Honourable Neil Roberts MP

Title of the Bill

Child Protection (Offender Reporting) and Other Legislation Amendment Bill 2010

Objectives of the Amendments

The objectives of the amendments are to:

- (1) ensure a reportable offender is required to report changes to relevant personal details within a prescribed period or 14 days after the change in personal details occurs; and
- (2) strengthen the maximum penalty applicable to an offence dealt with under new section 52B 'Limitation on who may summarily hear a proceeding for an indictable offence and the level of penalty' to 200 penalty units or 3 years imprisonment .

Achievement of the Objectives

The proposed amendments will amend section 19 'Reportable offender must report changes to relevant personal details' and new section 52B 'Limitation on who may summarily hear a proceeding for an indictable offence and the level of penalty' of the *Child Protection (Offender Reporting) Act 2004 (the Act)*.

Alternative Ways of Achieving Policy Objectives

There is no alternative way to achieve the policy objectives.

Estimated Cost for Government Implementation

It is not anticipated that there will be any additional funding required as a result of the legislation.

Consistency with Fundamental Legislative Principles

The proposed amendments are consistent with the application of fundamental legislative principles.

Consultation

Relevant departments have been consulted in relation to the amendments.

Notes On Provisions

Amendment of clause 9

Section 19 ‘Reportable offender must report changes to relevant personal details’ is amended to define a prescribed period to mean-

- (a) for a change about where a child generally resides as mentioned in subsection (2)(a)—24 hours; or
- (b) for a change mentioned in subsection (2)(b)—24 hours; or
- (c) for any other change in personal details, 14 days.

Amendment of clause 17

Section 52B ‘Limitation on who may summarily hear a proceeding for an indictable offence and the level of penalty’ is amended to reflect that the maximum penalty that may be imposed on summary conviction of an offence under the Act is 200 penalty units or 3 years imprisonment.