

Youth Justice and Other Legislation Amendment Act 2019

Explanatory notes for SL 2019 No. 260

made under the

Youth Justice and Other Legislation Amendment Act 2019

General Outline

Short title

Proclamation made under the *Youth Justice and Other Legislation Amendment Act 2019*.

Authorising law

Section 2 of the *Youth Justice and Other Legislation Amendment Act 2019*.

Policy objectives and the reasons for them

The objective of the Proclamation is to commence the remaining provisions of the *Youth Justice and Other Legislation Amendment Act 2019* (the Act).

The Act amends the *Youth Justice Act 1992*, the *Bail Act 1980* and the *Police Powers and Responsibilities Act 2000* to assist in reducing demand pressures on the youth justice system.

Key provisions to commence by this Proclamation include amendments to implement a new bail decision-making framework and the introduction of a new information sharing framework in the *Youth Justice Act 1992* as well as enhanced requirements for police when dealing with a young person under the *Police Powers and Responsibilities Act 2000*.

The specific provisions of the Act will commence on 16 December 2019.

The commencement date of 16 December 2019 allows sufficient time for a range of implementation activities to support the Act to be undertaken across government and non-government agencies.

Achievement of policy objectives

The above policy objectives are achieved by fixing a commencement date of 16 December 2019 for the sections of the Act stated in the schedule to the Proclamation.

Consistency with policy objectives of authorising law

The Proclamation is consistent with the objectives of the Act.

Inconsistency with policy objectives of other legislation

There is no inconsistency with the policy objectives of other legislation.

Alternative ways of achieving policy objectives

There are no alternative means of achieving the purpose of the Proclamation.

Benefits and costs of implementation

As outlined in the explanatory notes to the Youth Justice and Other Legislation Amendment Bill 2019 (the Bill), any costs associated with the implementation of the Act will be met through existing resources.

Consistency with fundamental legislative principles

The Proclamation is consistent with fundamental legislative principles.

Consultation

Key Government, independent statutory agency and legal stakeholders were consulted during the development of the Act. The results of consultation are detailed in the explanatory notes to the Bill.

No consultation was undertaken on the Proclamation as it is of a machinery nature.