

Explanatory note

This explanatory note relates to this Bill as introduced into Parliament.

Overview of Bill

The objects of this Bill are as follows:

- (a) to amend the *Crimes (Sentencing Procedure) Act 1999* to require a retired Magistrate to be appointed as a member of the New South Wales Sentencing Council,
- (b) to amend the *Director of Public Prosecutions Act 1986* to provide for the superannuation entitlements of a Director who is appointed to that office following a period of service as a judge,
- (c) to amend the *Land and Environment Court Act 1979*:
 - (i) to provide for the allocation of certain jurisdiction of the Court to particular classes of the Court's jurisdiction, and
 - (ii) to enable certain proceedings brought under the *Environmental Planning and Assessment Act 1979* and *Trees (Disputes Between Neighbours) Act 2006* to be dealt with by means of on-site hearings,
- (d) to make an amendment to the *Environmental Planning and Assessment Regulation 2000* that is consequential on the amendments made to the *Land and Environment Court Act 1979*,

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- (e) to amend the *Law Reform Commission Act 1967* to require reports of the Commission to be tabled in Parliament within 14 sitting days of their receipt by the Minister,
- (f) to amend the *NSW Trustee and Guardian Act 2009* to confirm the meaning of certain definitions,
- (g) to amend the *Privacy and Personal Information Protection Act 1998* to provide for the Office of the Sheriff of New South Wales to be a law enforcement agency for the purposes of that Act,
- (h) to amend the *Surrogacy Act 2010* to make the registration (as opposed to simply the notification) of the birth of a child a precondition for the making of a parentage order under that Act,
- (i) to make amendments to the *Trustee Companies Act 1964* that are consequential on recent amendments made to the *Corporations Act 2001* of the Commonwealth.

The amendments to each of these Acts and the Regulation are explained in detail in the explanatory note relating to the Act or Regulation concerned set out in Schedule 1.

Outline of provisions

Clause 1 sets out the name (also called the short title) of the proposed Act.

Clause 2 provides for the commencement of the proposed Act on the date of assent to the proposed Act.

Clause 3 makes it clear that the explanatory notes contained in Schedule 1 do not form part of the proposed Act.

Schedule 1 Amendment of legislation

Schedule 1 contains the amendments to various Acts and the Regulation referred to in the Overview.