

CRIMES (SENTENCING PROCEDURE) BILL 1999

Amendments agreed to in the Committee of the Whole
on 30 November 1999

- GOVT** No 1 Page 12, clause 21. Insert after line 12:
- (4) The power conferred on a court by this section is not limited by any other provision of this Part.
 - (5) This section does not limit any discretion that the court has, apart from this section, in relation to the imposition of penalties.
- GOVT** No 2 Page 21, clause 36, lines 29 and 30. Omit all words on those lines. Insert instead: ***guideline judgment*** means a judgment containing guidelines to be taken into account by courts sentencing offenders, being:
- (a) guidelines that apply generally, or
 - (b) guidelines that apply to particular courts or classes of courts, to particular offences or classes of offences, to particular penalties or classes of penalties or to particular classes of offenders (but not to particular offenders).
- GOVT** No 3 Page 22, clause 37, lines 4-7. Omit all words on those lines. Insert instead:
- (2) An application for a guideline judgment may include submissions with respect to the framing of the proposed guidelines.
- GOVT** No 4 Page 24, clause 43. Insert after line 25:
- (3) For the purposes of this section, the court:
 - (a) may call on the person to whom the proceedings relate to appear before it and, if the person does not appear, may issue a warrant for the person's arrest, or
 - (b) if of the opinion that the person will not appear if called on to do so, may, without calling on the person to appear before it, issue a warrant for the person's arrest.
- GOVT** No 5 Page 37, clause 64, line 5. Insert "applies" after "Part".
- GOVT** No 6 Page 53, clause 98, line 12. Insert "any of" after "comply with".
- GOVT** No 7 Page 53, clause 98, line 19. Insert "any of" after "comply with".