

First print



New South Wales

# Periodic Detention of Prisoners Further Amendment Bill 1998

## Explanatory note

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

### Overview of Bill

The object of this Bill is to amend the *Periodic Detention of Prisoners Act 1981* so as:

- (a) to provide that the procedures that follow the cancellation of an order for periodic detention by the Parole Board are to be the same as those that follow the revocation of a parole order or home detention order by the Parole Board, and
  - (b) to vary existing (uncommenced) savings and transitional provisions and to enact further savings and transitional provisions.
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**25B Directions with respect to cancelled orders**

- (1) Section 27 (4), as in force immediately before the commencement of this clause, continues to apply to the cancellation by a court under section 24 of an order for periodic detention made before that commencement. 5
- (2) Any direction, parole order or other order that was in force in respect of the person under section 27 (4), immediately before the commencement of this clause, continues to have effect as if that subsection had not been repealed. 10

**25C Eligibility for parole of existing periodic detainees whose orders for periodic detention are cancelled by Parole Board**

Any person who, at any time after the commencement of this clause, becomes liable to serve full-term imprisonment as a consequence of the cancellation by the Parole Board of an order for periodic detention made before that commencement is eligible for parole under section 25 of the *Sentencing Act 1989* as if the unexpired portion of the sentence to which the order applied (within the meaning of section 27 of this Act) were an additional term of imprisonment. 15  
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