

Passed by both Houses



New South Wales

# Crimes (High Risk Offenders) Amendment Bill 2016

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*I certify that this public bill, which originated in the Legislative Assembly, has finally passed the Legislative Council and the Legislative Assembly of New South Wales.*

*Clerk of the Legislative Assembly.  
Legislative Assembly,  
Sydney,*

*, 2016*



New South Wales

## **Crimes (High Risk Offenders) Amendment Bill 2016**

Act No , 2016

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An Act to amend the *Crimes (High Risk Offenders) Act 2006* to make further provision with respect to persons convicted of serious violence offences.

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*I have examined this bill and find it to correspond in all respects with the bill as finally passed by both Houses.*

*Assistant Speaker of the Legislative Assembly.*

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**The Legislature of New South Wales enacts:**

**1 Name of Act**

This Act is the *Crimes (High Risk Offenders) Amendment Act 2016*.

**2 Commencement**

This Act commences on the date of assent to this Act.

## **Schedule 1      Amendment of Crimes (High Risk Offenders) Act 2006 No 7**

### **[1]      Section 5A Definition of “serious violence offence”**

Insert after section 5A (2):

- (2A)      A reference in subsection (1) (a) to:
- (a)      conduct that causes the death of another person with the intention of causing the death of another person includes a reference to murder by an act done (by a person or an accomplice) in an attempt to commit, or during or immediately after the commission of, a serious crime, and
  - (b)      conduct that causes the death of another person while being reckless as to causing the death of another person includes a reference to manslaughter caused by an unlawful and dangerous act, and
  - (c)      conduct that causes grievous bodily harm to another person includes conduct that causes the wounding of another person, but only if the conduct was engaged in with the intention of causing the death of another person or grievous bodily harm to another person.

### **[2]      Schedule 2 Savings, transitional and other provisions**

Insert at the end of the Schedule, with appropriate Part and clause numbering:

## **Part              Provision consequent on enactment of Crimes (High Risk Offenders) Amendment Act 2016**

### **Application of amendment to definition of “serious violence offence”**

Section 5A (2A), as inserted by the *Crimes (High Risk Offenders) Amendment Act 2016*, extends:

- (a)      to offences committed before the date of commencement of that Act, and
- (b)      to persons serving a sentence of imprisonment that commenced before the date of commencement of that Act.