

c2022-159B
GRNS--The Greens

LEGISLATIVE COUNCIL

Crimes (Administration of Sentences) Amendment (No Body, No Parole) Bill 2022

First print

Proposed amendments

- No. 1 **Victim's location to be in personal knowledge of the offender**
Page 3, Schedule 1[3], proposed section 135A. Insert after line 20—
(2A) Subsection (2) does not apply unless the Parole Authority is satisfied the offender has personal knowledge of the victim's location.
- No. 2 **Satisfactory cooperation**
Page 3, Schedule 1[3], proposed section 135A. Insert after line 22—
(3A) To avoid doubt, the Parole Authority may be satisfied the offender has cooperated satisfactorily in police investigations or other actions to identify the victim's location even if the victim's location is not able to be found.
- No. 3 **Police documents, evidence and criminal intelligence**
Page 4, Schedule 1[3], proposed section 135A(6), lines 1–4. Omit all words on those lines.
- No. 4 **Removal of infanticide from definition of "homicide offence"**
Page 4, Schedule 1[3], proposed section 135A(8), definition of *homicide offence*, line 15. Omit "22A,".
- No. 5 **Definition of "homicide offence"—accessory after the fact**
Page 4, Schedule 1[3], proposed section 135A(8), definition of *homicide offence*, line 15. Omit ", 26 or 349(1)." Insert instead—
or 26, or
(d) an offence against the *Crimes Act 1900*, section 349(1), but only if the commission of the offence comprised an act or omission relating to the disposal of the body or remains, or part of the body or remains, of a victim of a homicide offence within the meaning of paragraphs (a)–(c).
- No. 6 **Definition of "victim's location"**
Page 4, Schedule 1[3], proposed section 135A(8), definition of *victim's location*, lines 16–20. Omit all words on those lines. Insert instead—
victim's location means the location, or the last known location, of every part of the body or remains of the victim of the homicide offence.

No. 7 **Parole orders in exceptional circumstances**

Page 4, Schedule 1[4], lines 23 and 24. Omit all words on those lines. Insert instead—

(3A) To avoid doubt, section 135A does not apply to a parole order under this section.

No. 8 **Prospective application of new provisions**

Page 4, Schedule 1[5], lines 31–36. Omit all words on those lines. Insert instead—

Section 135A applies only to a decision to make a parole order directing the release of an offender who was convicted of the homicide offence concerned after the commencement of the section.