

c2022-200A
SFF--Shooters, Fishers and Farmers Party

LEGISLATIVE COUNCIL

Crimes Amendment (Protection of Criminal Defence Lawyers) Bill 2022

First print

Proposed amendments

No. 1 Lawyers appearing before NCAT

Page 3, Schedule 1[3], proposed section 322(e)(ii), line 15. Omit "proceedings,". Insert instead—
proceedings, or

- (f) intending to influence a person in the person's conduct as an Australian legal practitioner acting in connection with proceedings before the Civil and Administrative Tribunal of New South Wales,

No. 2 Lawyers appearing before NCAT

Page 4, Schedule 1[9], proposed section 326(1)(d), line 6. Omit "proceedings,". Insert instead—
proceedings, or

- (e) as an Australian legal practitioner acting in connection with proceedings before the Civil and Administrative Tribunal of New South Wales,

No. 3 Legal professional privilege does to cover threat

Page 4, Schedule 1. Insert after line 16—

[10A] Section 326A

Insert after section 326—

326A Disclosure of threats or actions against legal practitioners

A person is taken to have waived legal professional privilege, or the benefit of any duty of confidentiality—

- (a) in relation to a threat made, or action taken, by the person against an Australian legal practitioner if the threat or action may constitute an offence against section 322 or 326, and
- (b) to enable the Australian legal practitioner to disclose to the appropriate authorities information necessary for investigating and dealing with the threat or action.