

Explanatory note

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

Overview of Bill

The object of this Bill is to increase the retirement age from 65 years to 72 years for the holders of statutory offices under the *Director of Public Prosecutions Act 1986*, the *Crown Prosecutors Act 1986* and the *Public Defenders Act 1995*.

Outline of provisions

Clause 1 sets out the name (also called the short title) of the proposed Act.

Clause 2 provides for the commencement of the proposed Act on the date of assent to the proposed Act.

Schedule 1 Amendment of Director of Public Prosecutions Act 1986 No 207

Schedule 1 [3]–[5] increase the retirement age for a Deputy Director of Public Prosecutions and the Solicitor for Public Prosecutions from 65 years to 72 years.

Schedule 1 [1] provides that a person holding office as a Deputy Director of Public Prosecutions or the Solicitor for Public Prosecutions is, if the person was appointed for a term of less than 7 years, taken to have been appointed for a term of 7 years.

Prior to this amendment a person could be appointed for a term of less than 7 years if that shorter term was necessary to ensure that the person's term of office extended to (but not beyond) the date on which the person reaches the age of 65 years.

Schedule 1 [2] enables regulations to be made containing provisions of a savings or transitional nature as a consequence of the enactment of the proposed Act.

Schedule 2 Amendment of Crown Prosecutors Act 1986 No 208

Schedule 2 [1] increases the retirement age for a Crown Prosecutor (whether or not as a Senior Crown Prosecutor or Deputy Senior Crown Prosecutor) from 65 years to 72 years.

Schedule 2 [2] enables regulations to be made containing provisions of a savings or transitional nature as a consequence of the enactment of the proposed Act.

Schedule 2 [3] provides that a person holding office as a Crown Prosecutor (whether or not as a Senior Crown Prosecutor or Deputy Senior Crown Prosecutor) is, if the person was appointed for a term of less than 7 years, taken to have been appointed for a term of 7 years. Prior to this amendment a person could be appointed for a term of less than 7 years if that shorter term was necessary to ensure that the person's term of office extended to (but not beyond) the date on which the person reaches the age of 65 years.

Schedule 3 Amendment of Public Defenders Act 1995 No 28

Schedule 3 [1] increases the retirement age for a Public Defender, Senior Public Defender or Deputy Senior Public Defender from 65 years to 72 years.

Schedule 3 [2] enables regulations to be made containing provisions of a savings or transitional nature as a consequence of the enactment of the proposed Act.

Schedule 3 [3] provides that a person holding office as a Public Defender, Senior Public Defender or Deputy Senior Public Defender is, if the person was appointed for a term of less than 7 years, taken to have been appointed for a term of 7 years. Prior to this amendment a person could be appointed for a term of less than 7 years if that shorter term was necessary to ensure that the person's term of office extended to (but not beyond) the date on which the person reaches the age of 65 years.