

The objects of this Bill are as follows:

(a) to amend the *Civil Procedure Act 2005* to defer the application of Part 2A of that Act to civil proceedings,

(b) to amend the *Guardianship Act 1987* to allow for the delegation of the Attorney General's power to approve the place in which a person may be placed in the care of the Director-General under that Act,

(c) to amend the *Land and Environment Court Act 1979* to confirm that certain appeals brought by Aboriginal Land Councils are within Class 3 of the Land and Environment Court's jurisdiction,

(d) to limit the types of conviction in respect of which a victims compensation levy is payable under the *Victims Support and Rehabilitation Act 1996*.

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.

Schedule 1 Amendment of Civil Procedure Act 2005 No 28

Schedule 1 provides for the newly inserted Part 2A (Steps to be taken before the commencement of proceedings) of the *Civil Procedure Act 2005* to apply only to civil proceedings commenced on or after the day that is 18 months after the date of assent to the proposed Act or such earlier day as the Governor may appoint by proclamation.

Schedule 2 Amendment of Guardianship Act 1987 No 257

Schedule 2 allows the Attorney General to delegate to the Director-General within the meaning of the *Guardianship Act 1987* or to any other person the exercise of the Attorney General's function under that Act to approve the place at which a person may be put in the care of the Director-General following the removal of that person from premises pursuant to a guardianship order or a search warrant. If the power is delegated to the Director-General, the Director-General may also delegate the exercise of that function to any other person.

Schedule 3 Amendment of Land and Environment Court Act 1979 No 204

Schedule 3 confirms that any appeals made under section 36 (7) of the *Aboriginal Land Rights Act 1983* (being appeals arising out of claims made by an Aboriginal Land Council with respect to Crown land) fall within Class 3 of the Court's jurisdiction.

Schedule 4 Amendment of Victims Support and Rehabilitation Act 1996 No 115

Schedule 4 [1] ensures that the provisions relating to the payment of a compensation levy under the *Victims Support and Rehabilitation Act 1996* do not apply to orders made under the *Crimes (Sentencing Procedure) Act 1999* which direct the charge for an offence to be dismissed if the offence to which the order relates is not punishable by imprisonment (whether or not the offence is also punishable by some other penalty).

Schedule 4 [3] makes it clear that the amendment made by **Schedule 4 [1]** applies to a person convicted of an offence after the commencement of the amendment, even if the offence was committed prior to that commencement. **Schedule 4 [2]** enables regulations of a savings and transitional nature to be made consequent on the enactment of the proposed Act.