



New South Wales

# Judicial Officers Amendment Bill 2012

## Explanatory note

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

## Overview of Bill

The object of this Bill is to amend the *Judicial Officers Act 1986* to require the Judicial Commission to provide the Attorney General with certain information about complaints made to the Commission about judicial officers.

The Bill also makes a consequential amendment to the *Government Information (Public Access) Act 2009*.

## 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 Judicial Officers Act 1986 No 100

**Schedule 1 [1]** provides that the Judicial Commission (the *Commission*) must, at the request of the Attorney General, provide the Attorney General with certain

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information about complaints made against a particular judicial officer. The Commission will not be required to provide information about a complaint against a particular judicial officer if it considers it is not in the public interest to provide the information, unless the complaint has been referred to the Conduct Division. The Commission must also notify the Attorney General when a complaint is referred to the Conduct Division and when, and the manner in which, such a complaint is disposed of (whether or not the Attorney General has requested information about the complaint).

**Schedule 1** [2] enables savings and transitional regulations to be made as a consequence of the enactment of the proposed Act. **Schedule 1** [3] contains a transitional provision.

## **Schedule 2      Amendment of Government Information (Public Access) Act 2009 No 52**

**Schedule 2** provides that it is to be conclusively presumed that there is an overriding public interest against disclosure of information provided by the Commission to the Attorney General under the new provision.