

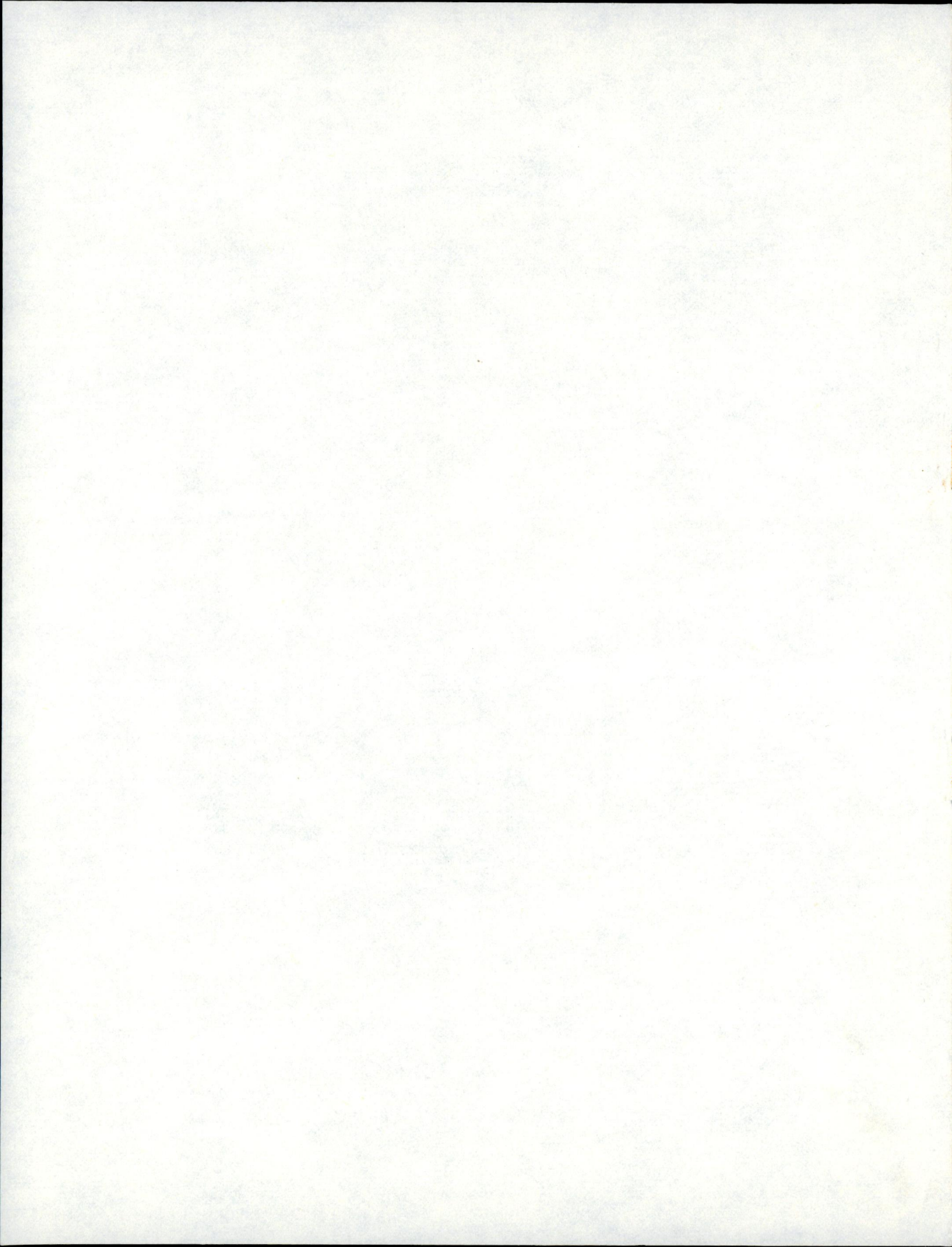
OMBUDSMAN (AMENDMENT) BILL, 1978

EXPLANATORY NOTE

(This explanatory note relates to this Bill as introduced into Parliament)

This Bill is cognate with the Police Regulation (Allegations of Misconduct) Bill, 1978.

The object of this Bill is to amend the Ombudsman Act, 1974, to conform with certain provisions of the Police Regulation (Allegations of Misconduct) Bill, 1978.



OMBUDSMAN (AMENDMENT) BILL, 1978

No. , 1978.

A BILL FOR

An Act to amend the Ombudsman Act, 1974, with respect to the
conduct that may be investigated under that Act.

[MR WRAN—5 *September*, 1978.]

Ombudsman (Amendment)

SCHEDULE 1—*continued.*

AMENDMENTS TO THE OMBUDSMAN ACT, 1974—*continued.*

(2) Section 11 (a)—

After “this”, insert “or any other”.

5 (3) Section 34 (d)—

After “this”, insert “or any other”.

(4) (a) Section 37 (1) (a) and (c)—

After “this” wherever occurring, insert “or any other”.

(b) Section 37 (2) (f)—

10 After “Act”, insert “or of any other Act in so far as it confers or imposes on the Ombudsman or an officer or special officer of the Ombudsman any power, authority, duty or function”.

BY AUTHORITY

D. WEST, GOVERNMENT PRINTER, NEW SOUTH WALES—1978

Act No. 1978

(Government Administration)

SCHEDULE II

As amended by Act No. 1078

Section 11

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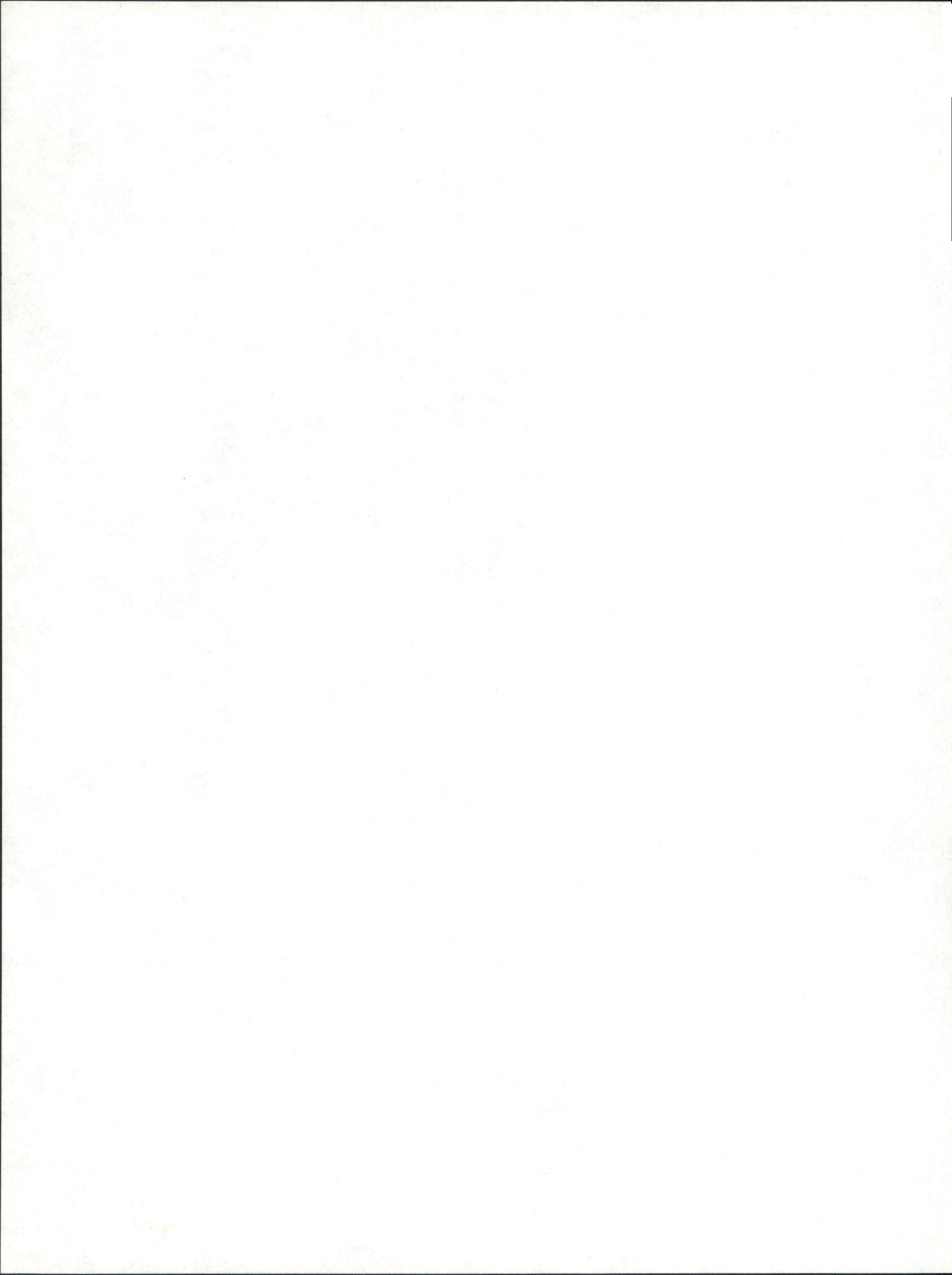
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OMBUDSMAN (AMENDMENT) ACT, 1978, No. 81

New South Wales



ANNO VICESIMO SEPTIMO

ELIZABETHÆ II REGINÆ

Act No. 81, 1978.

An Act to amend the Ombudsman Act, 1974, with respect to the conduct that may be investigated under that Act. [Assented to, 11th September, 1978.]

Ombudsman (Amendment).

BE it enacted by the Queen's Most Excellent Majesty, by and with the advice and consent of the Legislative Council and Legislative Assembly of New South Wales in Parliament assembled, and by the authority of the same, as follows :—

Short title. **1.** This Act may be cited as the "Ombudsman (Amendment) Act, 1978".

Commence-
ment. **2.** (1) This section and section 1 shall commence on the date of assent to this Act.

(2) Except as provided by subsection (1), this Act shall commence on the day appointed and notified under section 2 (2) of the Police Regulation (Allegations of Misconduct) Act, 1978.

Amend-
ment of
Act No. 68,
1974. **3.** The Ombudsman Act, 1974, is amended in the manner set forth in Schedule 1.

Sec. 3.

SCHEDULE 1.

AMENDMENTS TO THE OMBUDSMAN ACT, 1974.

(1) (a) Section 5 (2) (b)—

Omit " , whether or not it is in accordance with any law or established practice".

(b) Section 5 (2) (b1)—

After section 5 (2) (b), insert :—

(b1) in accordance with any law or established practice but the law or practice is, or may be, unreasonable, unjust, oppressive or improperly discriminatory;

Ombudsman (Amendment).

SCHEDULE 1—*continued.*

AMENDMENTS TO THE OMBUDSMAN ACT, 1974—*continued.*

(2) Section 11 (a)—

After “this”, insert “or any other”.

(3) Section 34 (d)—

After “this”, insert “or any other”.

(4) (a) Section 37 (1) (a) and (c)—

After “this” wherever occurring, insert “or any other”.

(b) Section 37 (2) (f)—

After “Act”, insert “or of any other Act in so far as it confers or imposes on the Ombudsman or an officer or special officer of the Ombudsman any power, authority, duty or function”.

In the name and on behalf of Her Majesty I assent to this Act.

A. R. CUTLER,
Governor.

*Government House,
Sydney, 11th September, 1978.*

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