

**PUBLIC DEFENDERS (LEGAL SERVICES COMMISSION)
AMENDMENT BILL, 1979**

EXPLANATORY NOTE

(This Explanatory Note relates to this Bill as introduced into Parliament)

This Bill is cognate with the Legal Services Commission Bill, 1979.

The object of this Bill is to substitute section 4 of the Public Defenders Act, 1969, consequent upon the enactment of the proposed Legal Services Commission Act, 1979.

**PUBLIC DEFENDERS (LEGAL SERVICES
COMMISSION) AMENDMENT BILL, 1979**

No. , 1979.

A BILL FOR

**An Act to substitute section 4 of the Public Defenders Act, 1969,
as a consequence of the enactment of the Legal Services
Commission Act, 1979.**

[Mr F. J. WALKER—18 April, 1979.]

Public Defenders (Legal Services Commission) 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 :—

5 **1.** This Act may be cited as the "Public Defenders (Legal Short title. Services Commission) Amendment Act, 1979".

2. (1) Except as provided in subsection (2), this Act shall Commence-
commence on the date of assent to this Act. ment.

10 (2) Section 3 shall commence on the day appointed and notified under section 2 (3) of the Legal Services Commission Act, 1979.

3. The Public Defenders Act, 1969, is amended by omitting Amendment
section 4 and by inserting instead the following section :— of Act No.
60, 1969.
Sec. 4.

15 **4.** (1) In this section, "Commission" means the Legal Legal aid.
Services Commission of New South Wales constituted under the Legal Services Commission Act, 1979.

(2) A Public Defender may appear for a person who, as a consequence of—

20 (a) being charged with the commission of, or desiring to appeal against his conviction or sentence for, any indictable offence or any other offence specified or of a class specified by the Commission; or

(b) being committed for trial or sentence for an indictable offence,

25 has been granted legal aid under the Legal Services Commission Act, 1979.

Public Defenders (Legal Services Commission) Amendment.

(3) A Public Defender may, when appearing for a person under subsection (2), be instructed by a solicitor who is an officer of the Commission or by another solicitor.

BY AUTHORITY

D. WEST, GOVERNMENT PRINTER, NEW SOUTH WALES—1979

[8c]

Public Health (Medical Services) Amendment

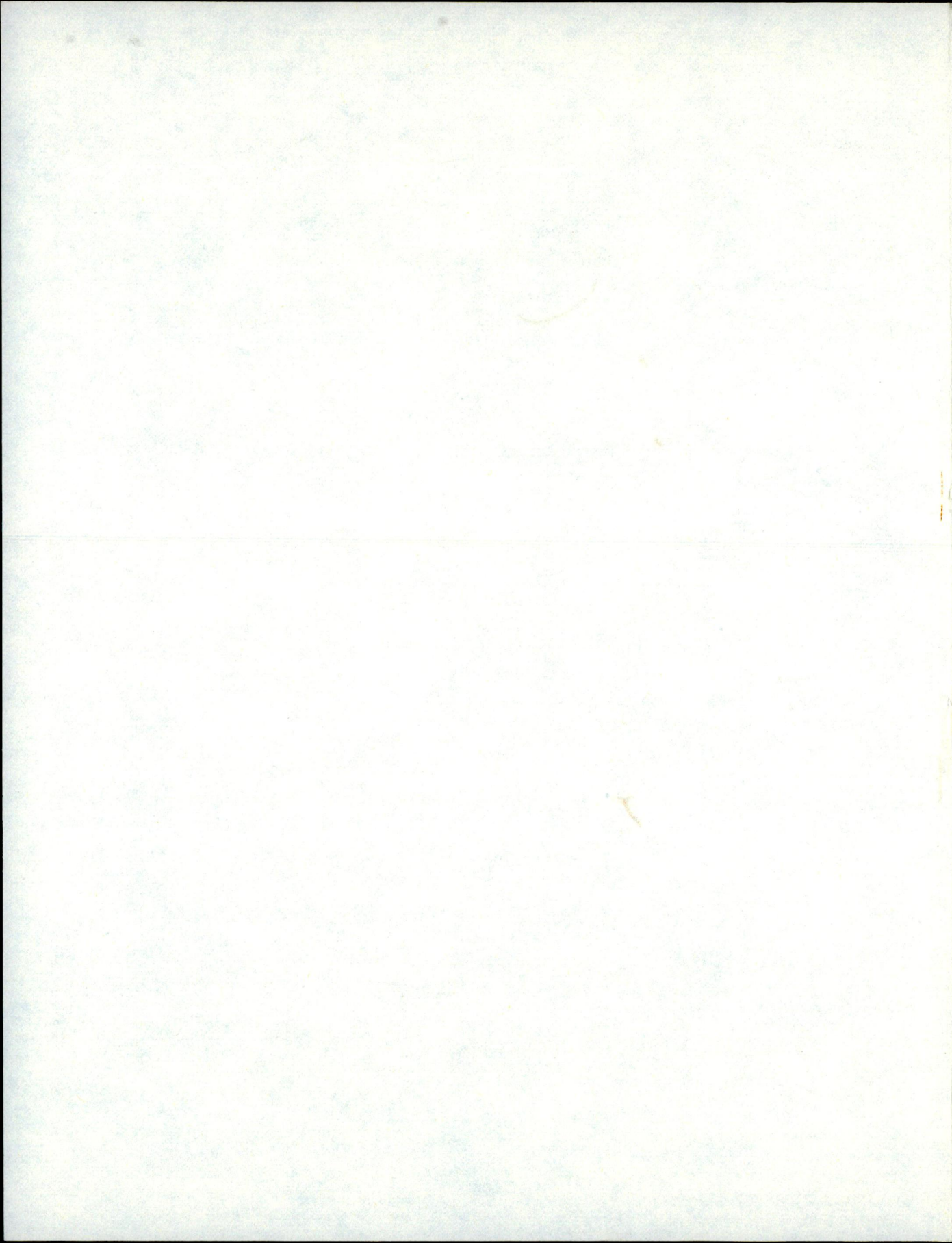
(3) A Public Health Officer may, when appearing for a person under subsection (2), be assisted by a person who is an officer of the Commission or by another qualified person.

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**PUBLIC DEFENDERS (LEGAL SERVICES
COMMISSION) AMENDMENT ACT, 1979, No. 82**

New South Wales



ANNO VICESIMO OCTAVO

ELIZABETHÆ II REGINÆ

Act No. 82, 1979.

An Act to substitute section 4 of the Public Defenders Act, 1969,
as a consequence of the enactment of the Legal Services
Commission Act, 1979. [Assented to, 16th May, 1979.]

Public Defenders (Legal Services Commission) 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 "Public Defenders (Legal Services Commission) Amendment Act, 1979".

Commence- **2.** (1) Except as provided in subsection (2), this Act shall
ment. commence on the date of assent to this Act.

(2) Section 3 shall commence on the day appointed and notified under section 2 (3) of the Legal Services Commission Act, 1979.

Amendment **3.** The Public Defenders Act, 1969, is amended by omitting
of Act No. section 4 and by inserting instead the following section :—
60, 1969.
Sec. 4.

Legal aid.

4. (1) In this section, "Commission" means the Legal Services Commission of New South Wales constituted under the Legal Services Commission Act, 1979.

(2) A Public Defender may appear for a person who, as a consequence of—

- (a) being charged with the commission of, or desiring to appeal against his conviction or sentence for, any indictable offence or any other offence specified or of a class specified by the Commission; or
- (b) being committed for trial or sentence for an indictable offence,

has been granted legal aid under the Legal Services Commission Act, 1979.

Public Defenders (Legal Services Commission) Amendment.

(3) A Public Defender may, when appearing for a person under subsection (2), be instructed by a solicitor who is an officer of the Commission or by another solicitor.

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

L. W. STREET,
By Deputation from
His Excellency the Governor.

Government House,
Sydney, 16th May, 1979.

