

CONCURRENCE COPY

COMMUNITY SERVICE ORDERS (AMENDMENT) BILL, 1984 (No. 2)

EXPLANATORY NOTE

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

The object of this Bill is to amend section 25 of the Community Service Orders Act, 1979, so as to make it clear that where a person is convicted of a breach of, or relating to, a community service order a court may deal with the person in respect of the original offence as if the order had not been made, notwithstanding that the order has expired.



**COMMUNITY SERVICE ORDERS (AMENDMENT)
BILL, 1984 (No. 2)**

No. , 1984.

A BILL FOR

An Act to amend section 25 of the Community Service Orders Act, 1979,
to clarify the power of a court to deal with a person convicted of a
breach of, or relating to, a community service order.

[MR AKISTER—2 *May*, 1984.]

Community Service Orders (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 Short title.

1. This Act may be cited as the "Community Service Orders (Amendment) Act, 1984".

Amendment of Act No. 192, 1979.

2. The Community Service Orders Act, 1979, is amended in the manner 10 set forth in Schedule 1.

SCHEDULE 1.

(Sec. 2.)

AMENDMENTS TO THE COMMUNITY SERVICE ORDERS ACT, 1979.

(1) Section 25 (1) (b) (i)—

15 Omit the subparagraph, insert instead:—

- (i) deal with the person, for the offence in respect of which the order was made, in any manner in which the person could have been dealt with for that offence by the court that made the order if the order had not been made and, unless the order has ceased to be in force, revoke the order; or

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Community Service Orders (Amendment).

SCHEDULE 1—*continued.*

AMENDMENTS TO THE COMMUNITY SERVICE ORDERS ACT, 1979—*continued.*

(2) Section 25 (4) (b)—

Omit the paragraph, insert instead:—

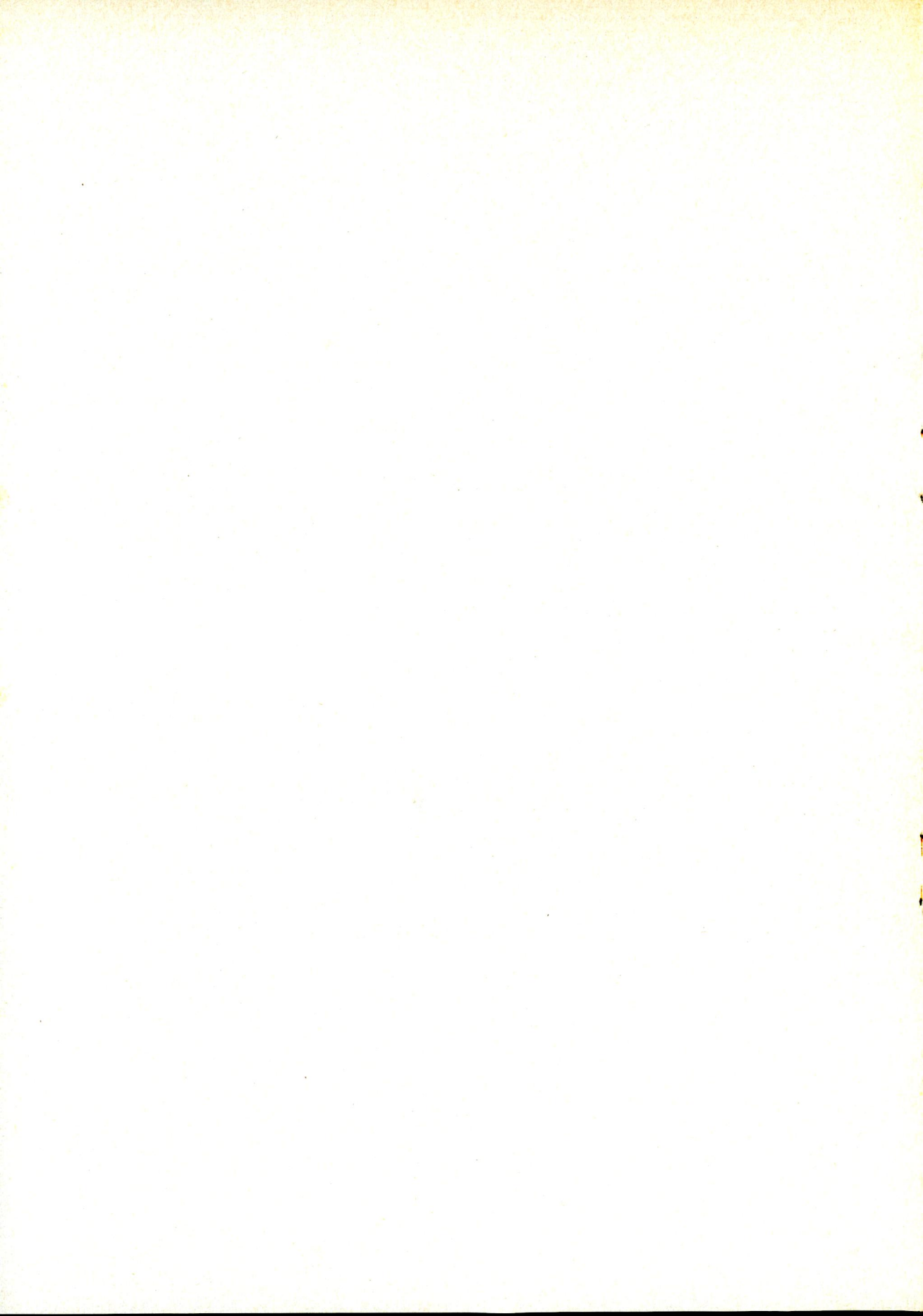
- 5 (b) deal with the person, for the offence in respect of which the order was made, in any manner in which the person could have been dealt with for that offence by that court if it had not made the order and, unless the order has ceased to be in force, revoke the order; or

BY AUTHORITY

D. WEST, GOVERNMENT PRINTER, NEW SOUTH WALES—1984







**COMMUNITY SERVICE ORDERS (AMENDMENT) ACT, 1984,
No. 33**

New South Wales



ANNO TRICESIMO TERTIO

ELIZABETHÆ II REGINÆ

Act No. 33, 1984.

An Act to amend section 25 of the Community Service Orders Act, 1979, to clarify the power of a court to deal with a person convicted of a breach of, or relating to, a community service order. [Assented to, 13th June, 1984.]

Community Service Orders (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 "Community Service Orders (Amendment) Act, 1984".

Amendment of Act No. 192, 1979.

2. The Community Service Orders Act, 1979, is amended in the manner set forth in Schedule 1.

SCHEDULE 1.

(Sec. 2.)

AMENDMENTS TO THE COMMUNITY SERVICE ORDERS ACT, 1979.

(1) Section 25 (1) (b) (i)—

Omit the subparagraph, insert instead:—

- (i) deal with the person, for the offence in respect of which the order was made, in any manner in which the person could have been dealt with for that offence by the court that made the order if the order had not been made and, unless the order has ceased to be in force, revoke the order; or

Community Service Orders (Amendment).

SCHEDULE 1—*continued.*

AMENDMENTS TO THE COMMUNITY SERVICE ORDERS ACT, 1979—*continued.*

(2) Section 25 (4) (b)—

Omit the paragraph, insert instead:—

- (b) deal with the person, for the offence in respect of which the order was made, in any manner in which the person could have been dealt with for that offence by that court if it had not made the order and, unless the order has ceased to be in force, revoke the order; or

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

J. A. ROWLAND,
Governor.

*Government House,
Sydney, 13th June, 1984.*

