

**STATE DRUG CRIME COMMISSION (AMENDMENT) ACT  
1988 No. 1**

**NEW SOUTH WALES**



**TABLE OF PROVISIONS**

1. Short title
2. Commencement
3. Amendment of State Drug Crime Commission Act 1985 No. 117
4. Validation

**SCHEDULE 1—AMENDMENTS**

---

STATE OF TEXAS, COUNTY OF DALLAS

1971

COMMISSIONERS

THE STATE OF TEXAS, COUNTY OF DALLAS

COMMISSIONERS

**STATE DRUG CRIME COMMISSION (AMENDMENT) ACT 1988**  
**No. 1**

NEW SOUTH WALES



**Act No. 1, 1988**

An Act to amend the State Drug Crime Commission Act 1985 in relation to the referral of matters to the State Drug Crime Commission; and to validate certain matters. [Assented to 10 June 1988]

*State Drug Crime Commission (Amendment) 1988*

---

**The Legislature of New South Wales enacts:**

**Short title**

1. This Act may be cited as the State Drug Crime Commission (Amendment) Act 1988.

**Commencement**

2. This Act commences on the date of assent.

**Amendment of State Drug Crime Commission Act 1985 No. 117**

3. The State Drug Crime Commission Act 1985 is amended as set out in Schedule 1.

**Validation**

4. (1) This section applies to a purported referral of a matter relating to a relevant drug activity to the State Drug Crime Commission by the State Drug Crime Commission Management Committee before the commencement of this Act.

(2) A purported referral is validated and shall be taken for all purposes to have been valid at all times from and including the time the purported referral was made.

(3) This section does not operate to validate a referral declared or held by the Supreme Court to be invalid if the decision of the Court was given before notice of this Act was given.

(4) For the purposes of this section, notice of this Act was given on the day on which notice of motion for leave to bring in the Bill for this Act was given in the House of Parliament in which the Bill originated.

---

**SCHEDULE 1—AMENDMENTS**

(Sec. 3)

Section 25 (**Functions of the Management Committee**)—

(1) Section 25 (1) (a)—

Before “relevant drug activities”, insert “matters relating to”.

(2) Section 25 (3)—

Before “relevant drug activity”, insert “any matter relating to a”.

(3) Section 25 (4), (5)—

After section 25 (3), insert:

(4) The notice referring a matter relating to a relevant drug activity to the Commission for investigation—

*State Drug Crime Commission (Amendment) 1988*

---

SCHEDULE 1—AMENDMENTS—*continued*

- (a) may describe the matter (wholly or partly) by reference to information given at a meeting of the Management Committee or other extrinsic material, whether or not the information or material is included in or annexed to the notice; and
  - (b) must describe the general nature of the circumstances or allegations constituting the relevant drug activity; and
  - (c) must set out the general purpose of the investigation.
- (5) If information or other extrinsic material referred to in a notice is not included in or annexed to the notice, it does not form part of the notice for the purposes of section 16 (2) (relating to the matter to accompany a summons to a witness).



STATE OF NEW YORK

IN SENATE  
January 11, 1911

REPORT

OF THE

COMMISSIONERS

OF THE

LAND OFFICE

FOR THE

YEAR 1910







FIRST PRINT

**STATE DRUG CRIME COMMISSION (AMENDMENT)  
BILL 1988**

NEW SOUTH WALES



**EXPLANATORY NOTE**

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

The object of this Bill is to amend the State Drug Crime Commission Act 1985 so that the notice by which matters relating to suspected serious drug offences are referred to the State Drug Crime Commission for investigation—

- (a) may describe matters by reference to information given at a meeting of the Management Committee of the Commission or other extrinsic material;
- (b) must describe the general nature of the circumstances or allegations to be investigated; and
- (c) must set out the general purpose of the investigation.

The Principal Act currently provides that a copy of the notice must accompany a summons to a witness to appear before a hearing of the Commission. The amendment is intended to prevent the disclosure of information to a witness which might prejudice the effectiveness of an investigation.

The Bill also validates any previous referral by the Management Committee to the Commission except any found to be invalid by the Supreme Court before notice of this Bill is given in Parliament.

---

**Clause 1** specifies the short title of the proposed Act.

**Clause 2** provides that the proposed Act is to commence on the date of assent to the proposed Act.

**Clause 3** is a formal provision that gives effect to the Schedule of amendments to the State Drug Crime Commission Act 1985.

**Clause 4** is a validation provision. It provides that a purported referral of a matter to the Commission by the Management Committee, before the proposed Act commences, is validated for all purposes. The validation does not apply to a referral if, before notice of this Bill was given in Parliament, the Supreme Court held that the referral was invalid.

*State Drug Crime Commission (Amendment) 1988*

---

**SCHEDULE 1—AMENDMENTS**

Schedule 1 (1) and (2) make minor amendments to the Principal Act to achieve consistency of expression.

Schedule 1 (3) provides that a notice referring a matter to the Commission for investigation—

- (a) can describe the matter by reference to information given at a meeting of the Management Committee of the Commission or other extrinsic material and that that information or material need not be annexed to the notice;
- (b) must describe the general nature of the circumstances or allegations with which the investigation is concerned; and
- (c) must set out the general purpose of the investigation.

It is also provided that information and material not included in the notice does not form part of the notice for the purposes of the provision of the Principal Act which requires that a summons to a witness be accompanied by a copy of the notice.

---

**STATE DRUG CRIME COMMISSION (AMENDMENT)  
BILL 1988**

NEW SOUTH WALES



**TABLE OF PROVISIONS**

1. Short title
2. Commencement
3. Amendment of State Drug Crime Commission Act 1985 No. 117
4. Validation

SCHEDULE 1—AMENDMENTS

---



**STATE DRUG CRIME COMMISSION (AMENDMENT)  
BILL 1988**

NEW SOUTH WALES



5

No. , 1988

---

---

10

**A BILL FOR**

An Act to amend the State Drug Crime Commission Act 1985 in relation to the referral of matters to the State Drug Crime Commission; and to  
15 validate certain matters.

---

---

*State Drug Crime Commission (Amendment) 1988*

---

**The Legislature of New South Wales enacts:**

**Short title**

1. This Act may be cited as the State Drug Crime Commission (Amendment) Act 1988.

**5 Commencement**

2. This Act commences on the date of assent.

**Amendment of State Drug Crime Commission Act 1985 No. 117**

3. The State Drug Crime Commission Act 1985 is amended as set out in Schedule 1.

**10 Validation**

4. (1) This section applies to a purported referral of a matter relating to a relevant drug activity to the State Drug Crime Commission by the State Drug Crime Commission Management Committee before the commencement of this Act.

15 (2) A purported referral is validated and shall be taken for all purposes to have been valid at all times from and including the time the purported referral was made.

(3) This section does not operate to validate a referral declared or held by the Supreme Court to be invalid if the decision of the Court was given 20 before notice of this Act was given.

(4) For the purposes of this section, notice of this Act was given on the day on which notice of motion for leave to bring in the Bill for this Act was given in the House of Parliament in which the Bill originated.

---

**SCHEDULE 1—AMENDMENTS**

25

(Sec. 3)

Section 25 (**Functions of the Management Committee**)—

(1) Section 25 (1) (a)—

Before “relevant drug activities”, insert “matters relating to”.

(2) Section 25 (3)—

30

Before “relevant drug activity”, insert “any matter relating to”.

(3) Section 25 (4), (5)—

After section 25 (3), insert:

(4) The notice referring a matter relating to a relevant drug activity to the Commission for investigation—



*State Drug Crime Commission (Amendment) 1988*

---

SCHEDULE 1—AMENDMENTS—*continued*

- 5 (a) may describe the matter (wholly or partly) by reference to information given at a meeting of the Management Committee or other extrinsic material, whether or not the information or material is included in or annexed to the notice; and
- (b) must describe the general nature of the circumstances or allegations constituting the relevant drug activity; and
- (c) must set out the general purpose of the investigation.
- 10 (5) If information or other extrinsic material referred to in a notice is not included in or annexed to the notice, it does not form part of the notice for the purposes of section 16 (2) (relating to the matter to accompany a summons to a witness).
-



