

FIRST PRINT

JOHANN POHL (COMPENSATION) BILL 1994

NEW SOUTH WALES



EXPLANATORY NOTE

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

The object of this Bill is to provide for the assessment, by a judicial officer, of the amount of compensation that should be paid by the New South Wales Government to Johann Ernst Siegfried Pohl for damage or loss suffered because of his conviction for the murder of Kum Yee Pohl on 9 March 1973. Mr Pohl was granted an unconditional pardon in May 1992, and his conviction was quashed on 17 December 1993.

Clause 1 specifies the short title of the proposed Act.

Clause 2 provides that the proposed Act commences on the date of assent.

Clause 3 gives effect to the object stated above.

FIRST PRINT

JOHANN POHL (COMPENSATION) BILL 1994

NEW SOUTH WALES



TABLE OF PROVISIONS

1. Short title
 2. Commencement
 3. Assessment of compensation
-

JOHANN POHL (COMPENSATION) BILL 1994

NEW SOUTH WALES



No. , 1994

A BILL FOR

An Act to provide for the assessment of compensation in relation to the quashed conviction of murder imposed on Johann Ernst Siegfried Pohl.

Johann Pohl (Compensation) 1994

The Legislature of New South Wales enacts:

Short title

1. This Act may be cited as the Johann Pohl (Compensation) Act 1994.

5 Commencement

2. This Act commences on the date of assent.

Assessment of compensation

10 3. (1) The Supreme Court, on application by or on behalf of Johann Ernst Siegfried Pohl, is to direct a judicial officer (within the meaning of the Judicial Officers Act 1986) to assess the amount of compensation that the Government of New South Wales should pay Mr Pohl for damage or loss suffered because of his conviction (quashed on 17 December 1993) for the murder of Kum Yee Pohl.

15 (2) Nothing in this Act affects any payment made, or compensation paid, to Mr Pohl before the date of assent, and this Act has effect despite any deed, release or other agreement signed by Mr Pohl limiting or preventing payment of compensation to Mr Pohl for damage or loss suffered by Mr Pohl because of his quashed conviction.
