

FIRST PRINT

**MICHAEL BLACK (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 Michael J. Black for damage or loss suffered because of his convictions for arson. The High Court on 22 December 1993 ordered Mr Black's convictions to be set aside, and subsequently the Director of Public Prosecutions has determined that no bill of indictment be found in relation to the charges against Mr Black.

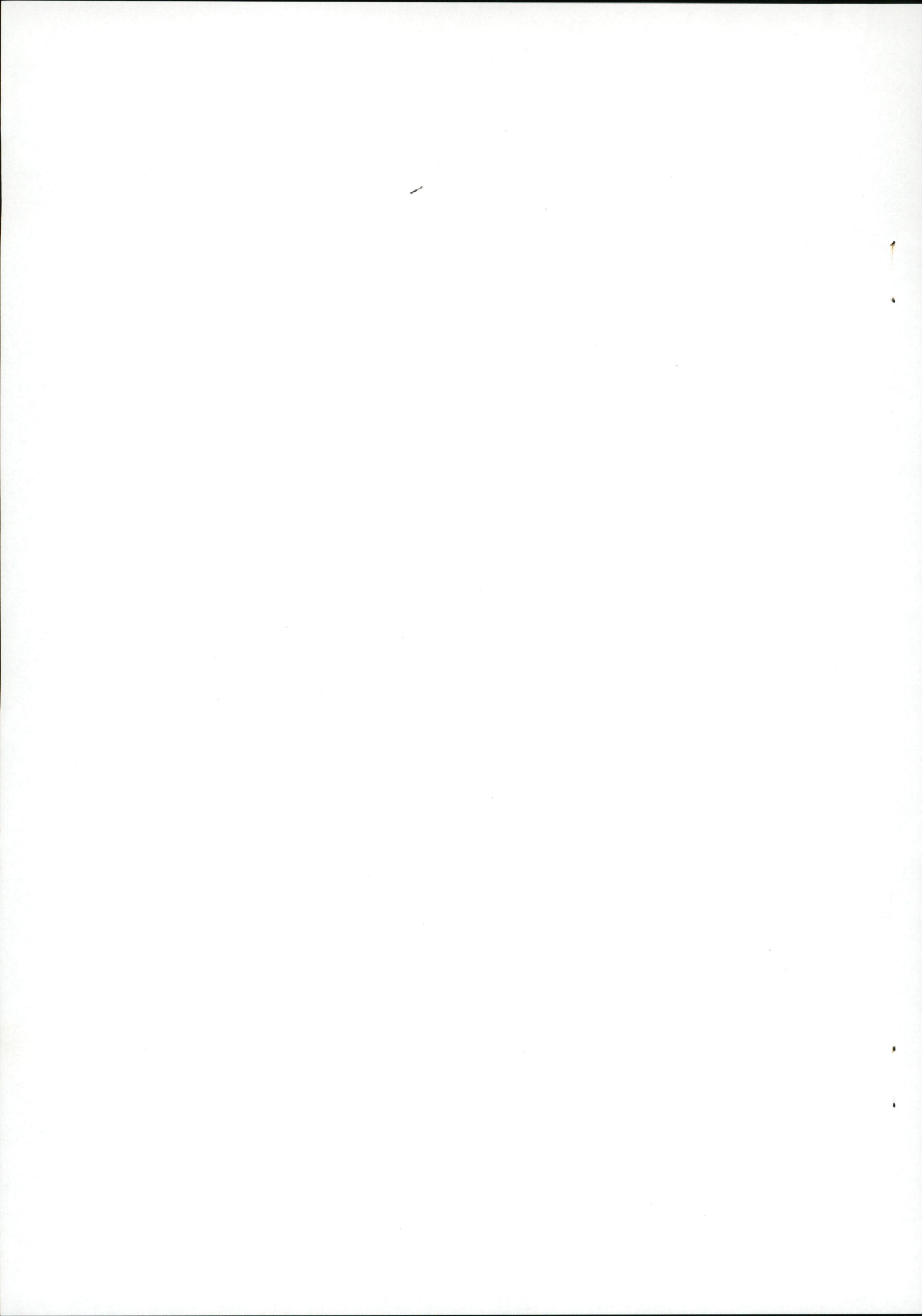
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**Clause 1** specifies the short title of the proposed Act.

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

**Clause 3** gives effect to the object stated above.

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FIRST PRINT

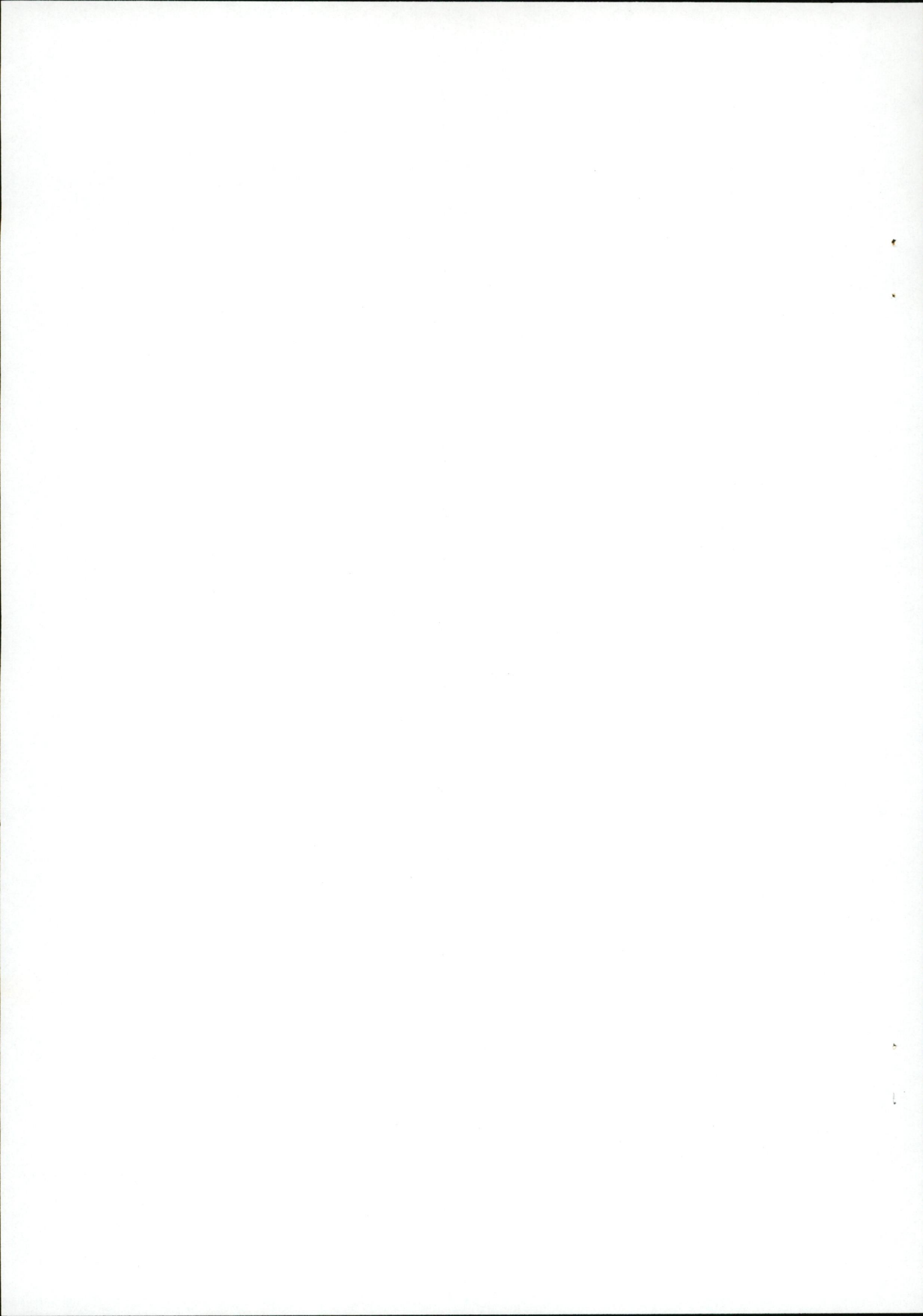
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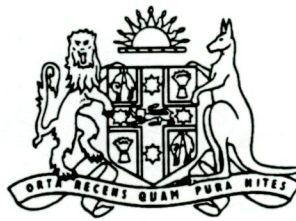
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**MICHAEL BLACK (COMPENSATION) BILL 1994**

NEW SOUTH WALES



No.           , 1994

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**A BILL FOR**

An Act to provide for the assessment of compensation in relation to the quashed convictions of arson imposed on Michael J. Black.

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*Michael Black (Compensation) 1994*

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

**Short title**

1. This Act may be cited as the Michael Black (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 Michael J. Black, 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 Black for damage or loss suffered because of his convictions (set aside by the High Court on 22 December 1993) for arson in relation to 2 fires at Airds in 1986 and 1987.

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

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