

First print



New South Wales

Michael Black Compensation Bill 1995

Explanatory note

This explanatory note relates to this Bill as introduced into Parliament.

Overview of Bill

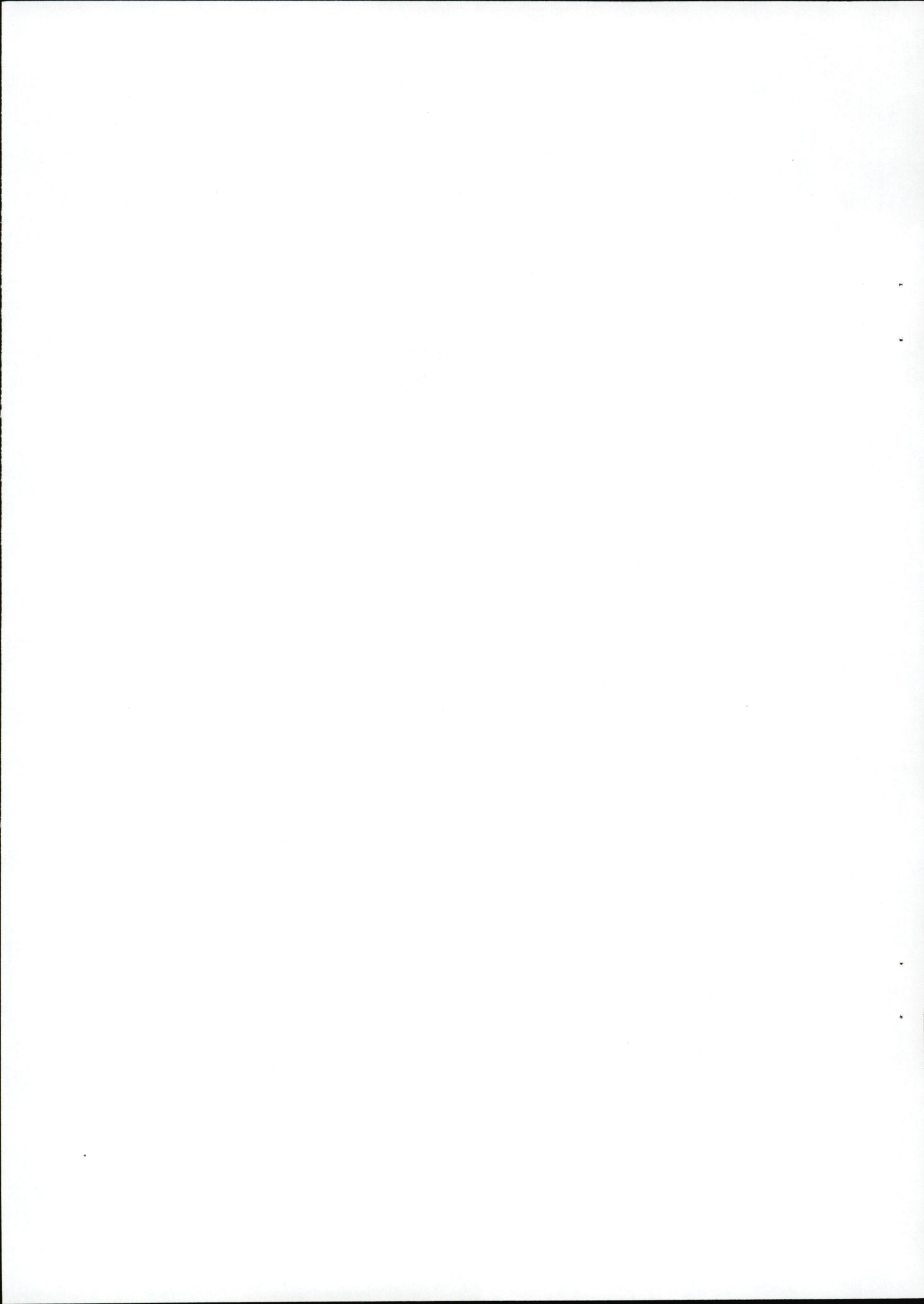
The object of this Bill is to provide for the assessment, by a judicial officer, of the amount of compensation that should be paid by the New South Wales Government to Michael J. Black for damage or loss suffered because of his convictions for arson. The High Court on 22 December 1993 ordered Mr Black's 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.

Outline of provisions

Clause 1 sets out the name (also called the short title) of the proposed Act.

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

Clause 3 gives effect to the object stated above.



First print

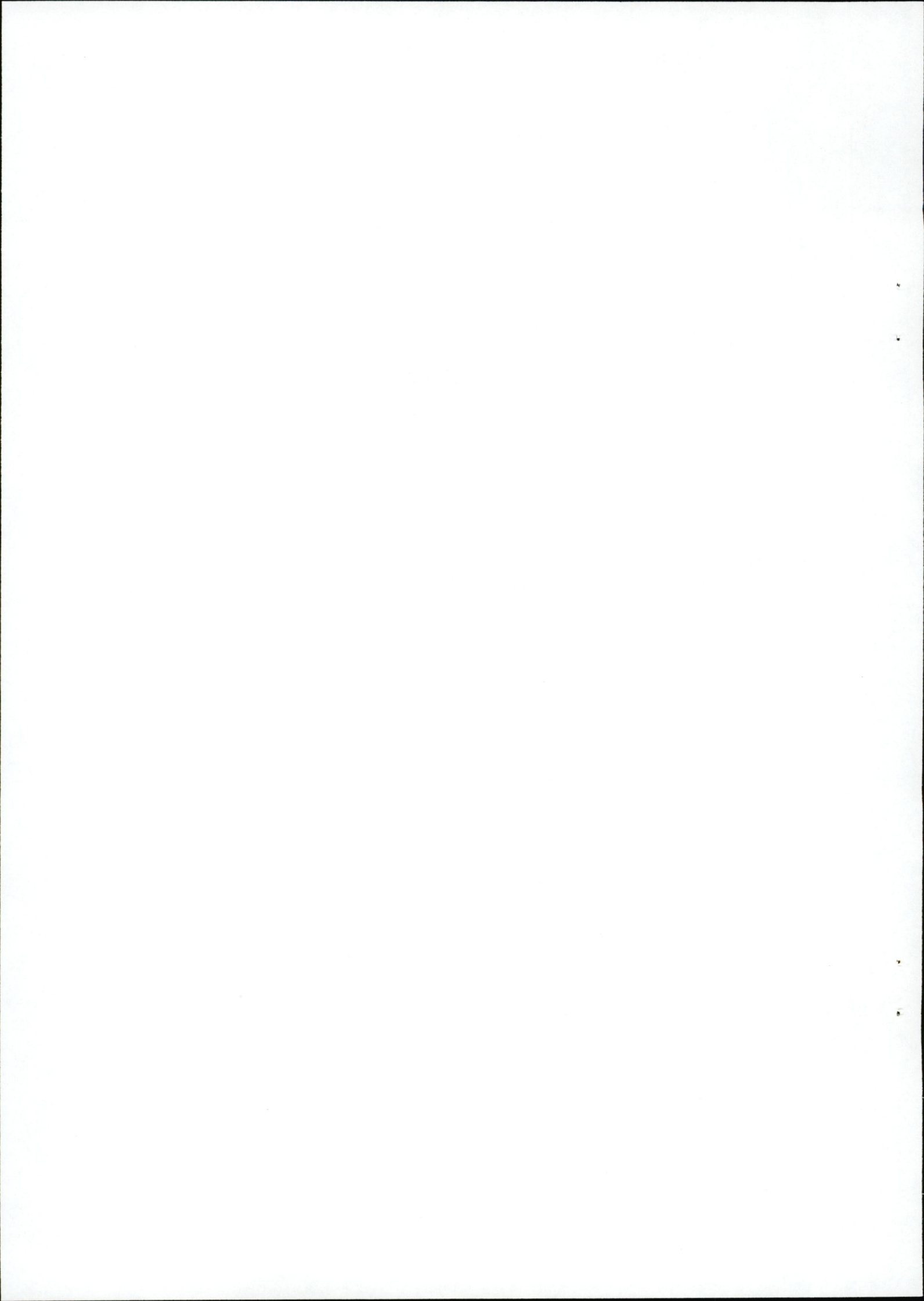


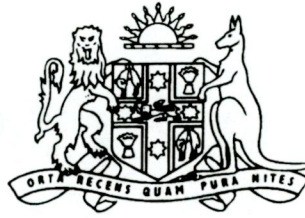
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New South Wales

Michael Black Compensation Bill 1995

No. , 1995

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.

The Legislature of New South Wales enacts:

1 Name of Act

This Act is the *Michael Black Compensation Act 1995*.

2 Commencement

This Act commences on the date of assent. 5

3 Assessment of compensation

- (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 Airs in 1986 and 1987. 10
- (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. 15