



Minutes of Proceedings of the Legislation Review Committee

Friday 28 April 2006, 10.00am
Room 1254, Parliament House

Members Present

Mr Allan Shearan MP (Chairman)
Ms Virginia Judge MP (Vice-chairman)
Mrs Shelley Hancock MP
The Hon Robyn Parker MLC
Mr Paul Pearce MP
The Hon Penny Sharpe MLC
Mr Russell Turner MP

Apologies

The Hon Dr Peter Wong MLC

Staff Present

Mr Russell Keith, Committee Manager
Ms Indira Rosenthal, Senior Committee Officer
Ms Carly Sheen, Committee Officer
Ms Melanie Carmeci, Assistant Committee Officer

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3. FORMAL BUSINESS

RESOLVED IN GLOBO on the motion of Mr Pearce, seconded by Mr Turner:

(a) Incoming Correspondence

Letter dated 21 April 2006 from the Minister for Commerce regarding the **Motor Accidents Compensation Amendment Bill 2006** and the **Motor Accidents (Lifetime Care and Support) Bill 2006**

(Committee Paper 4585a - Item 5(iii))

That the Committee adopt the report on correspondence regarding this Bill.

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(c) Consideration of Bills

That the Committee adopt the reports on the following Bills:

- (i) **Independent Commission Against Corruption Amendment (Operations Review Committee) Bill 2006**
(Committee Paper 4597 – Item 6(c))
- (ii) **Legal Profession Amendment Bill 2006**
(Committee Paper 4599 – Item 6(e))
- (iii) **Water Management Amendment (Water Property Rights Compensation) Bill 2006***
(Committee Paper 4602 – Item 6(f))

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4. INCOMING CORRESPONDENCE

- (a) Letter dated 23 March 2006 from the Minister for Transport regarding the **Transport Administration Amendment (Public transport Ticketing Corporation) Bill 2006**
(Committee Paper 4299a – Item 5(i))

RESOLVED on the motion of Mr Turner seconded by Ms Judge that the Committee adopt the report on correspondence regarding this Bill.

- (b) Letter dated 19 April 2006 from the Attorney General regarding the **Crimes (Sentencing Procedure) Amendment (Existing Life Sentences) Bill 2006**
(Committee Paper 4265a – Item 5(ii))

RESOLVED on the motion of Mr Pearce, seconded by Mrs Hancock that the Committee adopt the report on correspondence regarding this Bill.

5. CONSIDERATION OF BILLS UNDER THE *LEGISLATION REVIEW ACT 1987*

- (a) **Crimes (Sentencing Procedure) Amendment Bill 2006**
(Committee Paper 4601- Item 6(a))

RESOLVED on the motion of Ms Judge, seconded by Mr Turner, that the Committee adopt the report on the Bill.

- (b) **Crimes (Serious Sex Offenders) Bill 2006**
(Committee Paper 4594 - Item 6(b))

RESOLVED on the motion of Mr Pearce, seconded by Ms Judge, that the Committee adopt the report on the Bill.

- (c) **Jury Amendment (Verdicts) Bill 2006**
(Committee Paper 4600 - Item 6(d))

RESOLVED on the motion of Mr Pearce seconded by Mrs Hancock, that the report on the Bill be amended as follows:

- Paragraph 17: insert “the assertion” after “notes”.
- Paragraph 18: insert “purports to” after “Bill”.

- Paragraph 19: insert at the beginning of the paragraph “The Committee brings to Parliament’s attention the opinion of the High Court which stated, inter alia, that “*a verdict returned by a majority of jurors, over the dissent of others, objectively suggests the existence of a reasonable doubt and carries a greater risk of conviction of the innocent than does a unanimous verdict.*”

RESOLVED on the motion of Mr Pearce seconded by Mrs Hancock, that the Committee adopt the report, as amended.

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7. LEGISLATION REVIEW DIGEST

RESOLVED on the motion of Mr Pearce, seconded by Ms Judge, that ***Legislation Review Digest No. 5 of 2006*** be adopted and tabled.

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The meeting concluded at 12.15pm.

Chairman

Committee Manager