

WESTERN AUSTRALIA

LEGISLATIVE COUNCIL

AMENDMENTS AND SCHEDULES

Supplementary Notice Paper No. 266
Issue No. 1

TUESDAY, 22 MAY 2012

FINES, PENALTIES AND INFRINGEMENT NOTICES ENFORCEMENT AMENDMENT BILL 2012 [266-1]

When in committee on the *Fines, Penalties and Infringement Notices Enforcement Amendment Bill 2012*:

New Clause 74

Hon Giz Watson: To move –

1/NC74 Page 66, after line 27 — To insert —

74. Monitoring of Act by Ombudsman

- (1) For the period of 3 years after the commencement of this section, the Ombudsman is to keep under scrutiny the operation of the *Fines, Penalties and Infringement Notices Enforcement Amendment Act 2012* and the *Fines, Penalties and Infringement Notices Enforcement Amendment (Taxation) Act 2012* and enforcement fees pursuant to regulations made under those Acts and the *Fines, Penalties and Infringement Notices Enforcement Act 1994*.
- (2) The scrutiny referred to in subsection (1) is to include review of the impact of the operation of the provisions referred to in that subsection on Aboriginal and Torres Strait Islander communities.
- (3) For that purpose, the Ombudsman may require the Commissioner of Police or any public authority to provide information about police or the public authority's participation in the operation of the provisions referred to in subsection (1).
- (4) The Ombudsman must, as soon as practicable after the expiration of that 3 year period, prepare a report on the Ombudsman's work and activities under this section and furnish a copy of the report to the Attorney General and the Minister for Police and the Commissioner of Police.

- (5) The Ombudsman may identify, and include recommendations in the report to be considered by the Attorney General about, amendments that might appropriately be made with respect to the operation of the provisions referred to in subsection (1).
- (6) The Attorney General is to lay (or cause to be laid) a copy of the report furnished to the Attorney General under this section before both Houses of Parliament as soon as practicable after the Attorney General receives the report.

