

PROVISIONS IN THE BILL WHERE THE BOARD IS CONSTITUTED BY THE CHAIR ALONE

Sentence Administration Act 2003

Clause 8 inserts section 12C

Reference to the Board in relation to a prisoner with links to terrorism who is being assessed for inclusion in a re-socialisation programme under sections 13 and 14, is a reference to the Board constituted as the chairperson alone.

Clause 16 inserts sections 66E

The Chairperson alone must consider early release orders in cases of prisoners with links to terrorism.

Clause 16 inserts sections 66K, 66L, 66M

The Chairperson alone must consider early release orders in cases where prisoners are not prisoners with links to terrorism, however, are subject to a Commissioner of Police Report, that the Chairperson alone, is satisfied contains terrorist intelligence information.

Clause 17 inserts section 67A

The Chairperson alone must automatically cancel an early release order for a person who becomes a prisoner with links to terrorism. This includes the signing of the order giving effect to the decision made under section 67A or Part 5 – Division 1B.

Clause 25 inserts section 115B

This provision relates to the reconsideration of decisions.

Clause 26 inserts section 119A and 119B

These sections relate to protection of information contained within Commissioner of Police Reports.

Young Offenders Act 1994

Clause 31 inserts section 16B and 16C

These sections relate to protection of information contained within Commissioner of Police Reports.

Clause 34 inserts section 142A

The Chairperson alone must automatically cancel a supervised release order for a young person who becomes an offender with links to terrorism.

Clause 36 inserts sections 150B

The Chairperson alone must consider supervised release orders in cases of offenders with links to terrorism.

Clause 36 inserts section 150F

The Chairperson alone must consider supervised release orders in cases where offenders are not offenders with links to terrorism, however, are subject to a Commissioner of Police Report, that the Chairperson alone, is satisfied contains terrorist intelligence information.

Note – there are other provisions in the Bill that refer to the Board as constituted by the chairperson alone. These additional provisions are a consequence of the sections in the Bill that I have referred to above.