

2026

THE LEGISLATIVE ASSEMBLY
FOR THE AUSTRALIAN CAPITAL TERRITORY

(As presented)

(Attorney-General)

Justice and Community Safety Legislation Amendment Bill 2026 (No 2)

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Authorised by the ACT Parliamentary Counsel—also accessible at www.legislation.act.gov.au

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(Attorney-General)

Justice and Community Safety Legislation Amendment Bill 2026 (No 2)

A Bill for

An Act to amend legislation about justice and community safety, and for other purposes

The Legislative Assembly for the Australian Capital Territory enacts as follows:

1	Part 1	Preliminary
2	1	Name of Act
3		This Act is the <i>Justice and Community Safety Legislation Amendment</i>
4		<i>Act 2026 (No 2)</i> .
5	2	Commencement
6		This Act commences on the day after its notification day.
7	<i>Note</i>	The naming and commencement provisions automatically commence on
8		the notification day (see Legislation Act , s 75 (1)).
9	3	Legislation amended
10		This Act amends the legislation mentioned in parts 2 to 4.
11	4	Legislation repealed
12		The following statutory instruments are repealed:
13		• Liquor Advisory Board Appointment 2025 (NI2025-132)
14		• Liquor Advisory Board Appointment 2025 (No 2) (NI2025-502).

Part 2 Crimes (Restorative Justice) Act 2004

5 Secrecy Section 64 (1), new definition of *de-identified*

insert

de-identified—information is *de-identified* if the information is no longer about an identifiable individual or an individual who is reasonably identifiable.

6 Section 64 (3), new note

insert

Note The defendant has an evidential burden in relation to the matters mentioned in s (3) (see [Criminal Code](#), s 58).

7 New section 64 (3A)

insert

(3A) In addition, subsection (2) does not apply if—

- (a) the information consists of or relates to a case study concerning the exercise of a function under this Act; and
- (b) the record is made, or the information is disclosed or communicated in connection with—
 - (i) a convenor gaining or maintaining accreditation in relation to restorative practices with a professional body; or
 - (ii) educating or training people about this Act or restorative practices; or

- 1 (iii) preparing, presenting to the Legislative Assembly or
2 publishing the director-general's annual report under the
3 *Annual Reports (Government Agencies) Act 2004*, so far
4 as the report relates to the administration of this Act; and
- 5 (c) for a disclosure or communication of information other than in
6 writing—the secret-keeper uses their best endeavours to
7 de-identify the information; and
- 8 (d) otherwise—all reasonable steps have been taken to de-identify
9 the information.
- 10 *Note* The defendant has an evidential burden in relation to the matters
11 mentioned in s (3A) (see [Criminal Code](#), s 58).

12 **8 Section 64 (4), new note**

13 *insert*

- 14 *Note* The defendant has an evidential burden in relation to the matters
15 mentioned in s (4) (see [Criminal Code](#), s 58).

1 **Part 3 Liquor Act 2010**

2 **9 Liquor advisory board**
3 **Part 15**

4 *omit*

5 **10 Dictionary, definition of *liquor advisory board***

6 *omit*

20 *substitute*

21 (1) The Chief Magistrate—

22 (a) must declare 1 magistrate to be an Industrial Court Magistrate;

23 and

- 1 (b) may declare more than 1 magistrate to be an Industrial Court
2 Magistrate; and
- 3 (c) may declare that the Chief Magistrate is an Industrial Court
4 Magistrate.
- 5 (2) The declaration must state the period, of not longer than 4 years, for
6 which the magistrate is an Industrial Court Magistrate.
- 7 (3) The Chief Magistrate must not declare a magistrate to be an Industrial
8 Court Magistrate unless satisfied the magistrate is suitably qualified
9 to be an Industrial Court Magistrate.
- 10 (4) The Chief Magistrate—
- 11 (a) must revoke a declaration that a magistrate is an Industrial Court
12 Magistrate if asked by the magistrate; and
- 13 (b) may revoke a declaration that the Chief Magistrate is an
14 Industrial Court Magistrate at any time.

15 **15 Acting Industrial Court Magistrate**
16 **Section 291V (1)**

- 17 *omit*
- 18 as Industrial Court Magistrate
- 19 *substitute*
- 20 as an Industrial Court Magistrate

21 **16 Section 291V (1) (b)**

- 22 *substitute*
- 23 (b) there is no Industrial Court Magistrate able to exercise the
24 functions of an Industrial Court Magistrate (for example, due to
25 absence from duty or from the ACT).

- 1 **17 Section 291V (2)**
- 2 *omit*
- 3 as Industrial Court Magistrate is the Industrial Court Magistrate
- 4 *substitute*
- 5 as an Industrial Court Magistrate is an Industrial Court Magistrate
- 6 **18 Assignment of other magistrates for Industrial Court**
- 7 **matters**
- 8 **Section 291W (1) (a) (i)**
- 9 *omit*
- 10 the Industrial Court Magistrate
- 11 *substitute*
- 12 an Industrial Court Magistrate
- 13 **19 Industrial Court—completion of part-heard matters**
- 14 **Section 291X (1) (b) (i)**
- 15 *omit*
- 16 the Industrial Court Magistrate
- 17 *substitute*
- 18 an Industrial Court Magistrate

Endnotes

1 Presentation speech

Presentation speech made in the Legislative Assembly on 27 October 2026.

2 Notification

Notified under the [Legislation Act](#) on 2026.

3 Republications of amended laws

For the latest republication of amended laws, see www.legislation.act.gov.au.

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