

Australian Capital Territory

Rehabilitation of Offenders (Interim) (Sentence Administration Board) Appointment 2004 (No 4)

Disallowable instrument DI2004-236

made under the

Rehabilitation of Offenders (Interim) Act 2001, s 68(1)(a)

EXPLANATORY STATEMENT

The *Rehabilitation of Offenders (Interim) Act 2001* (the Act), amongst other things, governs the constitution and functions of the Sentence Administration Board of the ACT (the Board). The Board's function is detailed under Part 4.1 section 66. The establishment and membership of the Board is provided for by Part 4.1 of the Act.

This instrument appoints Professor Hambly as Chairperson of the Board for a period of three years commencing from the expiry date of his current appointment to the position. Professor Hambly is qualified to be chairperson as he is a 'judicially qualified person' as defined under subsection 68(8) of the Act.

Consultation has occurred with the Standing Committee on Legal Affairs regarding the proposed appointment, and the committee made no objection to it proceeding.

Professor Hambly is not a public servant and therefore the instrument to appoint Professor Hambly is a disallowable instrument.

This instrument revokes an instrument (DI 2004-226) appointing Professor Hambly, made on 9 September 2004. The instrument contained an error as it used the term "non-judicial" member. The commencement date has been adjusted to commence at the expiry of the current appointment.