



Australian Capital Territory

Community Based Sentences (Transfer) Regulation 2004

SL2004-51

made under the

Community Based Sentences (Transfer) Act 2003

Republication No 1

Effective: 3 November 2004 – 1 June 2006

Republication date: 3 November 2004

Regulation not amended

Authorised by the ACT Parliamentary Counsel

About this republication

The republished law

This is a republication of the *Community Based Sentences (Transfer) Regulation 2004*, made under the *Community Based Sentences (Transfer) Act 2003* (including any amendment made under the *Legislation Act 2001*, part 11.3 (Editorial changes)) as in force on 3 November 2004. It also includes any commencement, repeal or expiry affecting the republished law.

The legislation history and amendment history of the republished law are set out in endnotes 3 and 4.

Kinds of republications

The Parliamentary Counsel's Office prepares 2 kinds of republications of ACT laws (see the ACT legislation register at www.legislation.act.gov.au):

- authorised republications to which the *Legislation Act 2001* applies
- unauthorised republications.

The status of this republication appears on the bottom of each page.

Editorial amendments

The *Legislation Act 2001*, part 11.3 authorises the Parliamentary Counsel to make editorial amendments and other changes of a formal nature when preparing a law for republication. Editorial changes do not change the effect of the law, but have effect as if they had been made by an Act commencing on the republication date (see *Legislation Act 2001*, s 115 and s 117). The changes are made if the Parliamentary Counsel considers they are desirable to bring the law into line, or more closely into line, with current legislative drafting practice.

This republication does not include amendments made under part 11.3 (see endnote 1).

Uncommenced provisions and amendments

If a provision of the republished law has not commenced or is affected by an uncommenced amendment, the symbol **U** appears immediately before the provision heading. The text of the uncommenced provision or amendment appears only in the last endnote.

Modifications

If a provision of the republished law is affected by a current modification, the symbol **M** appears immediately before the provision heading. The text of the modifying provision appears in the endnotes. For the legal status of modifications, see *Legislation Act 2001*, section 95.

Penalties

The value of a penalty unit for an offence against this republished law at the republication date is—

- (a) if the person charged is an individual—\$100; or
- (b) if the person charged is a corporation—\$500.



Australian Capital Territory

Community Based Sentences (Transfer) Regulation 2004

made under the

Community Based Sentences (Transfer) Act 2003

Contents

| | Page |
|---------------------------------------------------------------------------------------|----------|
| 1 Name of regulation | 2 |
| 3 Dictionary | 2 |
| 4 Notes | 2 |
| 5 <i>Participating jurisdiction</i> —Act, s 8 (3) | 2 |
| 6 Registration of interstate sentences, <i>required details</i> —Act, s 22 | 2 |
| Schedule 1 | |
| Registration of interstate sentences—<i>required details</i> in local register | 3 |
| Dictionary | 4 |

R1 Community Based Sentences (Transfer) Regulation 2004 contents 1
03/11/04 Effective: 03/11/04-01/06/06

Contents

| | | Page |
|-----------------|---------------------|------|
| Endnotes | | |
| 1 | About the endnotes | 5 |
| 2 | Abbreviation key | 5 |
| 3 | Legislation history | 6 |
| 4 | Amendment history | 6 |



Australian Capital Territory

Community Based Sentences (Transfer) Regulation 2004

made under the

Community Based Sentences (Transfer) Act 2003

R1
03/11/04

Community Based Sentences (Transfer) Regulation 2004
Effective: 03/11/04-01/06/06

page 1

1 Name of regulation

This regulation is the *Community Based Sentences (Transfer) Regulation 2004*.

3 Dictionary

The dictionary at the end of this regulation is part of this regulation.

Note 1 The dictionary at the end of this regulation defines certain terms used in this regulation, and includes references (*signpost definitions*) to other terms defined elsewhere in this regulation.

For example, the signpost definition '*required details*—see the Act, section 22.' means that the term 'required details' is defined in that section and the definition applies to this regulation.

Note 2 A definition in the dictionary (including a signpost definition) applies to the entire regulation unless the definition, or another provision of the regulation, provides otherwise or the contrary intention otherwise appears (see Legislation Act, s 155 and s 156 (1)).

4 Notes

A note included in this regulation is explanatory and is not part of this regulation.

Note See the Legislation Act, s 127 (1), (4) and (5) for the legal status of notes.

5 Participating jurisdiction—Act, s 8 (3)

New South Wales is a *participating jurisdiction*.

6 Registration of interstate sentences, required details—Act, s 22

Schedule 1 sets out the required details to be entered in the local register for the registration of an interstate sentence.

Schedule 1 Registration of interstate sentences—*required details* in local register

(see s 6)

| column 1 item | column 2 <i>required details</i> |
|--------------------------|-----------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
| 1 | Offender details— <ul style="list-style-type: none">• names (given and surname)• aliases (if any)• date of birth |
| 2 | Sentence details— <ul style="list-style-type: none">• name or kind of interstate sentence• name or kind of corresponding sentence in ACT• length of sentence• start date• date when offender first reported for interstate sentence in participating jurisdiction• end date• remaining period of sentence to be served in the ACT• sentence history including appeals and registrations in other participating jurisdictions |

Dictionary

(see s 3)

Note 1 The Legislation Act contains definitions and other provisions relevant to this regulation.

Note 2 For example, the Legislation Act, dict, pt 1, defines the following term:

- ACT.

Note 3 Terms used in this regulation have the same meaning that they have in the *Community Based Sentences (Transfer) Act 2003* (see Legislation Act, s 148). For example, the following terms are defined in the *Community Based Sentences (Transfer) Act 2003*, dict:

- sentence
- serve.

required details—see the Act, section 22.

participating jurisdiction—see the Act, section 8 (3).

Endnotes

1 About the endnotes

Amending and modifying laws are annotated in the legislation history and the amendment history. Current modifications are not included in the republished law but are set out in the endnotes.

Not all editorial amendments made under the *Legislation Act 2001*, part 11.3 are annotated in the amendment history. Full details of any amendments can be obtained from the Parliamentary Counsel's Office.

Uncommenced amending laws and expiries are listed in the legislation history and the amendment history. These details are underlined. Uncommenced provisions and amendments are not included in the republished law but are set out in the last endnote.

If all the provisions of the law have been renumbered, a table of renumbered provisions gives details of previous and current numbering.

The endnotes also include a table of earlier republications.

2 Abbreviation key

| | |
|--------------------------------------------------------|----------------------------------------------------------------------|
| am = amended | ord = ordinance |
| amdt = amendment | orig = original |
| ch = chapter | par = paragraph/subparagraph |
| def = definition | pres = present |
| dict = dictionary | prev = previous |
| disallowed = disallowed by the Legislative Assembly | (prev...) = previously |
| div = division | pt = part |
| exp = expires/expired | r = rule/subrule |
| Gaz = gazette | renum = renumbered |
| hdg = heading | reloc = relocated |
| IA = Interpretation Act 1967 | R[X] = Republication No |
| ins = inserted/added | RI = reissue |
| LA = Legislation Act 2001 | s = section/subsection |
| LR = legislation register | sch = schedule |
| LRA = Legislation (Republication) Act 1996 | sdiv = subdivision |
| mod = modified/modification | sub = substituted |
| o = order | SL = Subordinate Law |
| om = omitted/repealed | <u>underlining</u> = whole or part not commenced or to be expired |

Endnotes

3 Legislation history

3 Legislation history

Community Based Sentences (Transfer) Regulation 2004 SL2004-51

notified LR 2 November 2004

s 1, s 2 commenced 2 November 2004 (LA s 75 (1))

remainder commenced 3 November 2004 (s 2)

4 Amendment history

Commencement

s 2 om LA s 89 (4)

© Australian Capital Territory 2006