



New South Wales

Graffiti Control Amendment Regulation 2010

under the

Graffiti Control Act 2008

His Excellency the Lieutenant-Governor, with the advice of the Executive Council, has made the following Regulation under the *Graffiti Control Act 2008*.

JOHN HATZISTERGOS, MLC
Attorney General

Explanatory note

The object of this Regulation is to make it clear that the power to make a community clean up order in respect of a fine imposed by a court on a graffiti offender extends to all amounts imposed by the court that are recoverable as a fine under the *Fines Act 1996*. This will enable a graffiti offender to satisfy, by the performance of community clean up work, not only the monetary penalty imposed by the court for a graffiti offence but any additional amounts payable in respect of the offence (such as court fees or a compensation levy) that are recoverable as a fine.

This Regulation is made under the *Graffiti Control Act 2008*, including sections 9R and 19 (the general regulation-making power).

2010 No 167

Clause 1 Graffiti Control Amendment Regulation 2010

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Graffiti Control Act 2008

1 Name of Regulation

This Regulation is the *Graffiti Control Amendment Regulation 2010*.

2 Commencement

This Regulation commences on 3 May 2010 and is required to be published on the NSW legislation website.

3 Amendment of Graffiti Control Regulation 2009

Insert after clause 11:

12 Community clean up orders

The power conferred on a court by Part 3A of the Act to make a community clean up order in respect of a fine extends to any amount that, under the *Fines Act 1996*, is a fine imposed by the court.