



New South Wales

Prisons (Administration) Amendment (Short Descriptions of Offences) Regulation 1998

under the

Correctional Centres Act 1952

His Excellency the Governor, with the advice of the Executive Council, has made the following Regulation under the *Correctional Centres Act 1952*.

BOB DEBUS, M.P.,

Minister for Corrective Services

Explanatory note

The object of this Regulation is to specify short descriptions for certain offences under the *Correctional Centres Act 1952* and the *Prisons (General) Regulation 1995* to facilitate the issue of summonses, warrants and other legal processes.

This Regulation is made under the *Correctional Centres Act 1952*, including section 50 (the general regulation-making power) and in accordance with section 145B of the *Justices Act 1902*.

This Regulation is made in connection with the staged repeal of subordinate legislation under the *Subordinate Legislation Act 1989*.

1998 No 412

Clause 1 Prisons (Administration) Amendment (Short Descriptions of Offences) Regulation 1998

Prisons (Administration) Amendment (Short Descriptions of Offences) Regulation 1998

1 Name of Regulation

This Regulation is the *Prisons (Administration) Amendment (Short Descriptions of Offences) Regulation 1998*.

2 Commencement

This Regulation commences on 1 September 1998.

3 Amendment of Prisons (Administration) Regulation 1995

The *Prisons (Administration) Regulation 1995* is amended as set out in Schedule 1.

4 Notes

The explanatory note does not form part of this Regulation.

Schedule 1 Amendment

(Clause 3)

Clause 56C

Insert after clause 56B:

56C Short descriptions of offences

- (1) For the purposes of section 145B (2) of the *Justices Act 1902*, the prescribed expression in relation to an offence specified in Column 1 of the Table to this clause is the expression set out opposite that offence in Column 2 of the Table.
- (2) If a choice of words is indicated in Column 2 of the Table, the words remaining after the omission of the words irrelevant to the offence constitute the prescribed expression.
- (3) For the purposes of any proceedings for an offence created by a provision specified in Column 1 of the Table, the prescribed expression for the offence is taken to relate to the offence created by the provision, as the provision was in force when the offence is alleged to have been committed.
- (4) The amendment or repeal of a prescribed expression does not affect the validity of any information, complaint, summons, warrant, notice, order or other document in which the expression is used.
- (5) Subclause (4) applies to any information, complaint, summons, warrant, notice, order or other document (whether issued, given or made before or after the amendment or repeal) that relates to an offence alleged to have been committed before the amendment or repeal.

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Schedule 1 Amendment

Table

Column 1	Column 2
Offences under the Act	
Section 37 (1)	Bring/attempt to introduce liquor into place of detention
Section 37 (1A)	Bring/attempt to introduce poison into place of detention
Section 37 (1C)	Bring/attempt to introduce prohibited drug/plant into place of detention
Section 37A (1) (a)	Introduce/attempt to introduce syringe into place of detention
Section 37A (1) (b)	Supply/attempt to supply syringe to inmate in lawful custody
Section 38 (1) (a)	Enter/attempt to enter place of detention without lawful authority
Section 38 (1) (b)	Communicate/attempt to communicate with inmate without lawful authority
Section 38 (1) (c)	Convey/deliver/cause to be conveyed/ Delivered/attempt to convey/deliver/ cause to be conveyed/delivered/ introduce/attempt to introduce money/ letter/document/clothing/article/thing into place of detention without lawful authority
Section 38 (1) (d)	Convey/receive for conveyance/cause to be conveyed/received for conveyance letter/document/clothing/ article/thing out of place of detention without lawful authority
Section 38 (1) (e)	Loiter about/near place of detention without lawful authority
Section 38 (1) (f)	Secrete/leave at any place letter/document/clothing/article/thing to be found/received by inmate
Offences under Prisons (General) Regulation 1995	
Clause 103 (2)	Visitor knowingly producing false or misleading evidence