

**POLICE REGULATION (APPEALS) AMENDMENT
ACT, 1978, No. 85**

New South Wales



ANNO VICESIMO SEPTIMO

ELIZABETHÆ II REGINÆ

Act No. 85, 1978.

An Act to amend the Police Regulation (Appeals) Act, 1923, with respect to appeals against decisions of the Commissioner of Police to punish members of the Police Force. [Assented to, 11th September, 1978.]

Police Regulation (Appeals) Amendment.

BE it enacted by the Queen's Most Excellent Majesty, by and with the advice and consent of the Legislative Council and Legislative Assembly of New South Wales in Parliament assembled, and by the authority of the same, as follows :—

1. This Act may be cited as the "Police Regulation (Appeals) Amendment Act, 1978". Short title.

2. (1) This section and section 1 shall commence on the date of assent to this Act. Commencement.

(2) Except as provided by subsection (1), this Act shall commence upon the day appointed and notified under section 2 (2) of the Police Regulation (Allegations of Misconduct) Act, 1978.

3. The Police Regulation (Appeals) Act, 1923, is amended by inserting after section 6 (1) the following subsection :— Amendment of Act No. 33, 1923.

(1A) Where a decision referred to in subsection (1) (b) and appealed against under this section was in respect of a charge heard and determined by the Police Tribunal of New South Wales constituted under the Police Regulation (Allegations of Misconduct) Act, 1978— Sec. 6. (Appeals to Board and procedure thereon.)

- (a) the appeal is limited to an appeal against the severity of the punishment imposed; and
 - (b) the Board, the Commissioner and the appellant are bound by the findings of that Tribunal upon the hearing and determination of the charge or upon appeal to the Review Division of that Tribunal.
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