

House of Representatives

Supplementary Order Paper

Wednesday, 1 June 2005

Prisoners' and Victims' Claims Bill

Proposed amendments

Hon Phil Goff, in committee, to move the following amendments:

Clause 4

To insert in *paragraph (b)(ii)* of the definition of **service prisoner**, after the words "imprisonment in a" (line 18 on page 9), the word "prison,".

Clause 8(2)

To omit the expression "(ib)" (line 10 on page 14), and substitute the expression "(b)".

New clause 15A

To insert, after *clause 15* (after line 5 on page 17), the following clause:

15A. Expiry of subpart

This subpart expires with the close of **30 June 2007**.

Clause 16

To insert in *subclause (1)(a) and (b)*, after the words "a specified claim" in both places where they occur (line 15 on page 17 and lines 16 and 17 on page 17), the words "made before **1 July 2007**".

To insert, after *subclause (2)(a)* (after line 21 on page 17), the following paragraph:

- (ab) if appeals against the judgement may be brought or heard only by leave, when—
 - (i) the time for applying for leave expires and no application for leave has been made; or
 - (ii) all applications for leave have been withdrawn or finally determined and declined; or
 - (iii) no party granted leave to appeal has, within the time for commencing an appeal, commenced an appeal; or
-

Explanatory note

This Supplementary Order Paper amends the Prisoners' and Victims' Claims Bill to—

- ensure that *subpart 1 of Part 2* (which restricts and guides the awarding of compensation sought by specified claims) expires with the close of **30 June 2007** (*new clause 15A*):
 - ensure that *subpart 2 of Part 2* (which requires compensation to be paid to the Secretary for Justice and into the victims' claims trust bank account, and makes it subject to victims' claims) applies only to compensation that is liable to be paid in satisfaction or settlement of a specified claim made before **1 July 2007** (*clause 16(1)(a) and (b)*):
 - make clear when judgments are final if appeals against them require leave (*new clause 16(2)(ab)*):
 - remedy an omission in a definition (*clause 4*), and correct an error in a paragraph number (*clause 8(2)*).
-

