



Queensland

# **Corrective Services Amendment Act 2005**

**Act No. 32 of 2005**





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# Corrective Services Amendment Act 2005

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## **Corrective Services Amendment Act 2005**

### **Act No. 32 of 2005**

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**An Act to amend the *Corrective Services Act 2000***

**[Assented to 18 August 2005]**

**The Parliament of Queensland enacts—****1 Short title**

This Act may be cited as the *Corrective Services Amendment Act 2005*.

**2 Act amended**

This Act amends the *Corrective Services Act 2000*.

**3 Insertion of new s 268C**

After section 268B—

*insert—*

**‘268C Counting time if parole cancelled before 1 July 2001**

- ‘(1) This section applies if, before 1 July 2001—
- (a) a person was sentenced to imprisonment and subsequently was released on parole as provided for under a previous Act; and
  - (b) the person’s parole was cancelled as provided for under a previous Act, whether by order or otherwise.
- ‘(2) It is declared that no part of the time, including any time on or after 1 July 2001, between the person’s release on parole and the person recommencing to serve the unexpired portion of the person’s period of imprisonment is to be regarded as time served in respect of that period of imprisonment (other than any period during which the person was kept in custody consequent upon the person’s parole being suspended under a previous Act).
- ‘(3) For subsection (2), the following are irrelevant—
- (a) whether any relevant warrant is or was issued or executed in relation to the person before, on or after 1 July 2001;
  - (b) whether any relevant warrant is or was executed in Queensland or elsewhere;

- (c) whether particular provisions of this Act were applied to the person for a particular matter, including, for example, giving an information notice under section 150.
- ‘(4) Further, it is declared that subsection (2) is, and has always been, the law about the matters it deals with, and that law was unaffected by the enactment of sections 152(2), 268 and 268A.
- ‘(5) In this section—  
***previous Act*** means—
- (a) the *Corrective Services Act 1988*; or
  - (b) the *Offenders Probation and Parole Act 1980*; or
  - (c) the *Offenders Probation and Parole Act 1959*’.