



New South Wales

Justices of the Peace Amendment Bill 2025

Explanatory note

This explanatory note relates to this Bill as introduced into Parliament.

Overview of Bill

The object of this Bill is to amend the *Justices of the Peace Act 2002* to provide protection from civil liability to a person who holds office as a justice of the peace for acts done or omitted to be done, or acts that in a reasonable belief were done or omitted to be done, in good faith in the exercise of functions as a justice of the peace.

Outline of provisions

Clause 1 sets out the name, also called the short title, of the proposed Act.

Clause 2 provides for the commencement of the proposed Act.

Schedule 1 Amendment of Justices of the Peace Act 2002 No 27

Schedule 1[1] gives effect to the object set out in the overview.

Schedule 1[2] inserts a savings and transitional provision.



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This PUBLIC BILL, originated in the LEGISLATIVE ASSEMBLY and, having this day passed, is now ready for presentation to the LEGISLATIVE COUNCIL for its concurrence.

Legislative Assembly

Clerk of the Legislative Assembly



New South Wales

Justices of the Peace Amendment Bill 2025

No. , 2025

A Bill for

An Act to amend the *Justices of the Peace Act 2002* to provide justices of the peace with protection from liability for acts done or omitted to be done in good faith in the exercise of functions as a justice of the peace.

The LEGISLATIVE COUNCIL has this day agreed to this Bill with/without amendment.

Legislative Council

Clerk of the Parliaments

Tabling copy

The Legislature of New South Wales enacts—

1

1 Name of Act

2

This Act is the *Justices of the Peace Amendment Act 2025*.

3

2 Commencement

4

This Act commences on the date of assent to this Act.

5

Schedule 1	Amendment of Justices of the Peace Act 2002 No 27	1
		2
[1] Section 9B		3
Insert after section 9A—		4
9B Protection from liability		5
(1) A justice of the peace is not subject to liability for an act done in good faith—		6
(a) in the exercise of a function as a justice of the peace, or		7
(b) in a reasonable belief the act was done in the exercise of a function as a justice of the peace.		8
		9
(2) In this section—		10
<i>done</i> includes omitted to be done.		11
<i>liability</i> —		12
(a) means civil liability, and		13
(b) includes action, claim and demand.		14
[2] Schedule 1 Savings and transitional provisions		15
Insert at the end of the schedule, with appropriate clause numbering—		16
Amendment made by Justices of the Peace Amendment Act 2025		17
Section 9B, as inserted by the <i>Justices of the Peace Amendment Act 2025</i> ,		18
applies only to acts done or omitted to be done after the commencement of that Act.		19
		20