

Legislative Council—No 44

As introduced and read a first time, 29 September 2010

South Australia

**Coroners (Recommendations) Amendment
Bill 2010**

A BILL FOR

An Act to amend the *Coroners Act 2003*.

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The Parliament of South Australia enacts as follows:

Part 1—Preliminary

1—Short title

This Act may be cited as the *Coroners (Recommendations) Amendment Act 2010*.

2—Amendment provisions

- 5 In this Act, a provision under a heading referring to the amendment of a specified Act amends the Act so specified.

Part 2—Amendment of *Coroners Act 2003*

3—Amendment of section 25—Findings on inquests

- (1) Section 25(2)—delete subsection (2) and substitute:
 - 10 (2) The Court may add to its findings any recommendation that, in the opinion of the Court—
 - (a) might prevent, or reduce the likelihood of, a recurrence of an event similar to the event that was the subject of the inquest; or
 - 15 (b) is appropriate in the circumstances (even if the recommendation relates to a matter that was not material to the event the subject of the inquest).
- (2) Section 25(5)—delete "6" and substitute:
 - 3
- 20 (3) Section 25—after subsection (5) insert:
 - (6) The State Coroner may, at any time after the provision of a report under subsection (5), request a supplementary report to be prepared by the Minister that addresses any matter that the State Coroner considers necessary arising out of the report.

(7) If the State Coroner makes a request under subsection (6), the Minister to whom the request was made must, within 8 sitting days of the expiration of 3 months after receiving the request—

- 5
- (a) cause a supplementary report to be laid before each House of Parliament addressing the matters requested to be addressed by the State Coroner; and
 - (b) forward a copy of the supplementary report to the State Coroner.

Schedule 1—Transitional provisions

10 The amendments to section 25 of the *Coroners Act 2003* affected by section 3 apply in relation to any inquest completed after the commencement of section 3 (whether the event the subject of the inquest occurred before or after that commencement).