



Queensland

Honourable Angelo Vasta (Reversal of Removal) Bill 2017



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2017

A Bill

for

**An Act to reverse the removal of the Honourable Angelo Vasta
from office as a Supreme Court judge**

Preamble

Parliament’s reasons for enacting this Act are—

- 1 On 30 May 1989 the First Report of the Parliamentary Judges Commission of Inquiry (the *report*), appointed under the expired *Parliamentary (Judges) Commission of Inquiry Act 1988*, was tabled.
- 2 The report found various matters warranted the removal of the Honourable Angelo Vasta from office as a Supreme Court judge.
- 3 On 7 June 1989, the Honourable Angelo Vasta addressed the Legislative Assembly in relation to his proposed removal from office as a Supreme Court judge.
- 4 On 8 June 1989, the Honourable Angelo Vasta was removed from office as a Supreme Court judge.
- 5 Parliament does not consider the matters mentioned in the report warranted the removal of the Honourable Angelo Vasta from office as a Supreme Court judge.
- 6 It is Parliament’s intention to reverse the removal of the Honourable Angelo Vasta from office as a Supreme Court judge.

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The Parliament of Queensland enacts—	1
1 Short title	2
This Act may be cited as the <i>Honourable Angelo Vasta (Reversal of Removal) Act 2017</i> .	3 4
2 Act binds the Crown	5
This Act binds the Crown.	6
3 Declaration	7
(1) It is declared that—	8
(a) the findings stated in the First Report of the Parliamentary Judges Commission of Inquiry (the <i>report</i>) did not warrant the removal of the Honourable Angelo Vasta from office as a Supreme Court judge; and	9 10 11 12
(b) the exercise of the power to remove the Honourable Angelo Vasta from office as a Supreme Court judge is—	13 14
(i) invalid; and	15
(ii) taken to have never happened; and	16
(c) the Honourable Angelo Vasta did not, as a result of matters mentioned in the report, avoid his office as a Supreme Court judge under the <i>Supreme Court Act 1867</i> , repealed section 12; and	17 18 19 20
(d) the Honourable Angelo Vasta is taken to have retired from office as a Supreme Court judge under the <i>Supreme Court of Queensland Act 1991</i> , section 21(1).	21 22 23
(2) In this section—	24
<i>Parliamentary Judges Commission of Inquiry</i> means the Parliamentary Judges Commission of Inquiry appointed under the expired <i>Parliamentary (Judges) Commission of Inquiry Act 1988</i> .	25 26 27 28

[s 3]

power to remove means a power to remove a judge under— 1

(a) the *Constitution Act 1867*, repealed sections 15 and 16; 2
or 3

(b) the repealed *Supreme Court Act 1995*, section 195. 4

Note— 5

The repealed *Supreme Court Act 1995*, section 195 was 6
relocated from the *Supreme Court Act 1867*, section 9 by the 7
Statute Law Revision Act (No. 2) 1995. 8