

12 August 2011

Sarah Waladan
NSW Sentencing Council
GPO Box 6
Sydney NSW 2001
Sarah_Waladan@agd.nsw.gov.au

Dear Sarah,

Submission to Suspended Sentencing Consultation Paper

We refer to the Consultation Paper produced by the NSW Sentencing Council in June 2011 regarding suspended sentencing ("the Paper"). Thank you for your email of 21 July 2011 noting our request for an extension to the time in which to make a submission to the Paper. It is our pleasure to now attach the submission of the NSW Young Lawyers Criminal Law Committee on suspended sentencing.

We note that BOCSAR has very recently released research that indicates suspended sentences are being given out where imprisonment would not have been imposed. While the timeline of this submission has not allowed comment on those findings, they do seem to confirm some suspicions.

NSW Young Lawyers, a Division of the Law Society of NSW, is made up of legal practitioners and law students who are under the age of 36 or in their first 5 years of practice. The Young Lawyers Criminal Law Committee ("the Committee") provides education to the legal profession and wider community on current and future developments in the criminal law, and identifies and submits on issues in need of law reform.

Yours sincerely,



**Kate Herczog | Vice Chair
Criminal Law Committee**

NSW Young Lawyers | The Law Society of New South Wales
Attach.