

## HOUSE OF REPRESENTATIVES

# Supplementary Order Paper

Tuesday, the 19th Day of August 1975

CRIMINAL JUSTICE AMENDMENT (NO. 2) BILL

*Proposed Amendments*

Hon. Dr FINLAY, in Committee, to move the following amendment:

*New clause 12A:* To insert, after clause 12, the following clause:

**12A. Court to consider report of probation officer before passing sentence of borstal training**—Section 19 (1) of the principal Act (as amended by section 30 (d) of the Department of Social Welfare Act 1971) is hereby amended by omitting the words “, other than a Children’s Court,”; and also by omitting the words “or by a Social Worker appointed under the Child Welfare Act 1925”.

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EXPLANATORY NOTE

The new clause 12A is largely consequential upon the Children and Young Persons Act 1974. Its effect is to ensure that when a young person is referred by a Children and Young Persons Court to a Magistrate’s Court for sentence, the Magistrate cannot sentence that person to borstal training without first receiving and considering a probation report in respect of the offender. At present, a report by a social worker will suffice.

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