



ANNO VICESIMO TERTIO

## ELIZABETHAE II REGINAE

A.D. 1974

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### No. 32 of 1974

An Act to amend the Juvenile Courts Act, 1971-1972.

[Assented to 11th April, 1974]

BE IT ENACTED by the Governor of the State of South Australia, with the advice and consent of the Parliament thereof, as follows:

1. (1) This Act may be cited as the "Juvenile Courts Act Amendment Act, 1974". Short titles.

(2) The Juvenile Courts Act, 1971-1972, is hereinafter referred to as "the principal Act".

(3) The principal Act, as amended by this Act, may be cited as the "Juvenile Courts Act, 1971-1974".

2. This Act shall come into operation on a day to be fixed by proclamation. Commencement.

3. Section 5 of the principal Act is amended by inserting after the definition of "the Director-General" the following definition:— Amendment of principal Act, s. 5— Interpretation.

"the Parole Board" means the Parole Board of South Australia constituted under the Prisons Act, 1936-1969:.

4. Section 52 of the principal Act is amended—

(a) by inserting after subsection (1) the following subsection:—

(1a) An application under this section must be made within twelve months after the day on which the court finds the offence proved.;

(b) by striking out subsection (2) and inserting in lieu thereof the following subsection:—

(2) The amount that a court may order any child or person to pay under this section shall not exceed two thousand dollars.;

and

Amendment of principal Act, s. 52— Power of juvenile court to order compensation or restitution.

(c) by striking out subsection (10) and inserting in lieu thereof the following subsection:—

(10) The provisions of the Criminal Injuries Compensation Act, 1969-1974, shall apply in relation to a juvenile court as if the provisions of this section, insofar as they empower a juvenile court to award compensation for personal injury, were substituted for the provisions of that Act under which power is conferred to make an order for the payment of compensation.

Amendment of  
principal Act,  
s. 55—  
How children  
who have  
committed  
murder are to  
be dealt with.

5. Section 55 of the principal Act is amended by striking out subsections (4) and (5) and inserting in lieu thereof the following subsections:—

(4) The Governor may, at any time, on the recommendation of the Parole Board, discharge any person so detained, on licence.

(5) The licence shall be in such form and contain such conditions, as the Governor may, on the recommendation of the Parole Board, determine.

(6) The Governor may, from time to time, on the recommendation of the Parole Board, vary the conditions of licence under this section.

(7) The Governor may revoke a licence under this section for breach of any condition.

(8) Where a licence has been revoked—

(a) the person to whom the licence related may be apprehended without warrant and returned to a place determined by the Governor for further detention;

or

(b) a Justice of the Peace may, on the application of the Crown Solicitor or a police officer of or above the rank of Inspector, issue a warrant for the arrest of that person and for his return to a place determined by the Governor for further detention.

In the name and on behalf of Her Majesty, I hereby assent to this Bill.

M. L. OLIPHANT, Governor