

NORTHERN TERRITORY OF AUSTRALIA
JUVENILE JUSTICE AMENDMENT ACT 2000

No. 6 of 2000

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NORTHERN TERRITORY OF AUSTRALIA

No. 6 of 2000

AN ACT

to amend the *Juvenile Justice Act* and regulations made under that Act

[Assented to 21 March 2000]
[Second reading 29 February 2000]

The Legislative Assembly of the Northern Territory enacts as follows:

1. Short title

This Act may be cited as the *Juvenile Justice Amendment Act 2000*.

2. Commencement

Sections 3 and 5 are to be taken to have come into operation on the commencement of Part VIA of the *Juvenile Justice Act*.

3. Application of Part

Section 58B of the *Juvenile Justice Act* is amended –

- (a) by omitting from subsection (2) "in substitution for any other procedure under a law of the Territory." and substituting "if the infringement penalty is not paid within the time specified in the infringement notice.";
- (b) by inserting after subsection (2) the following:

"(2A) The procedures set out in this Part may be used to enforce an infringement notice –

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- (a) even if the law under which the infringement notice was issued does not specifically provide for enforcement of the infringement notice; or
- (b) despite that the law under which the infringement notice was issued contemplates that a person who fails to pay the infringement penalty is to be prosecuted for the offence specified in the infringement notice.

"(2B) This Part does not apply if the juvenile to whom an infringement notice was issued has notified the enforcement agency within the time specified in the infringement notice for paying the infringement penalty that he or she wants the offence indicated in the infringement notice to be dealt with by a court."; and

- (c) by adding at the end the following:

"(5) Nothing in this section is to be taken as limiting any other proceedings that an enforcement agency is authorised to take against a juvenile for an offence for which an infringement notice was issued or to require an enforcement agency to use the procedures set out in this Part to enforce an infringement notice."

4. Further amendments

The *Juvenile Justice Act* is further amended as set out in the Schedule.

5. Amendments of Juvenile Justice (Juveniles' Infringement Notice Enforcement Scheme) Regulations

(1) Regulation 3 of the Juvenile Justice (Juveniles' Infringement Notice Enforcement Scheme) Regulations is amended—

- (a) by omitting from paragraph (r) "Regulations." and substituting "Regulations;" and
- (b) by adding at the end the following:

"(s) by-law 21 of the Katherine Town Council By-laws;

(t) by-law 17 of the Nhulunbuy (Animal Control) By-laws."

(2) The Schedule to Juvenile Justice (Juveniles' Infringement Notice Enforcement Scheme) Regulations is amended—

- (a) by omitting from Part 1 of Form 1 "a warrant may be issued for your arrest" and substituting "a warrant may be issued for your imprisonment"; and

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(b) by omitting "Issued for:" (wherever occurring) and substituting " Issued for: (all relevant details and particulars of offence, and reference to the provision creating the offence, are to be included)".

(3) The Juvenile Justice (Juveniles' Infringement Notice Enforcement Scheme) Regulations as amended by this section may be amended or repealed by a regulation as if the amendments had been made by a regulation.

SCHEDULE

Section 4

Provision	Amendment	
	omit	substitute
Section 58A – Definition of "infringement notice"	"regulation 87"	"regulation 41"
	"parking notice" (twice occurring)	"parking infringement notice"
	"regulation 65"	"regulation 47"
Section 58E(2)(h)	"regulation 65"	"regulation 47"
	"regulation 64(3)(b)"	"regulation 53(2)(c)"
Section 58ZJ(2)(a)	"regulation 65"	"regulation 47"
	"regulation 64(3)(b)"	"regulation 53(2)(c)"
