



# NORTHERN TERRITORY OF AUSTRALIA

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No. 81 of 1998

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## AN ACT

to amend the *Juvenile Justice Act*

[Assented to 21 October 1998]

**B**E it enacted by the Legislative Assembly of the Northern Territory of Australia, with the assent as provided by the *Northern Territory (Self-Government) Act 1978* of the Commonwealth, as follows:

1. SHORT TITLE

This Act may be cited as the *Juvenile Justice Amendment Act (No. 2) 1998*.

2. PRINCIPAL ACT

The *Juvenile Justice Act* is in this Act referred to as the Principal Act.

3. JUVENILES NOT TO BE INTERVIEWED IN CERTAIN CIRCUMSTANCES

Section 25 of the Principal Act is amended —

- (a) by omitting from subsection (1) "and (3)" and substituting ", (3) and (4)"; and
- (b) by omitting subsection (4) and substituting the following:

"(4) Nothing in this section affects the operation of Part V or VI of the *Traffic Act* and, subject to

section 53, a juvenile may be dealt with under Part V or VI of that Act as if the juvenile were an adult."

4. NEW SECTION

The Principal Act is amended by inserting before section 53A in Division 4 of Part VI the following:

"53AN. SENTENCE OF IMPRISONMENT OR DETENTION MAY BE BACKDATED

"Despite any other provision of this Act, where a juvenile —

- (a) has been in custody on account of his or her arrest for an offence; and
- (b) is convicted of that offence and sentenced to imprisonment or detention,

the Court may order that the imprisonment or detention is to be taken to have commenced on the day on which the juvenile was arrested or on any other day between that day and the day on which the Court passes sentence."

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