

THE NORTHERN TERRITORY OF AUSTRALIA

No. 155 of 1979

AN ACT

To amend the Prisons Act

[Assented to 12 December 1979]

BE 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. This Act may be cited as the Prisons Act 1979. Citation
2. The Prisons Act is in this Act referred to as the Principal Act. Principal Act
3. The Principal Act is amended by inserting after section 16 the following section:

"16A.(1) Where the Minister is satisfied that adequate facilities exist in an institution, within the meaning of the Child Welfare Act, for the custody and control of a prisoner who is under the age of 17 years and that the prisoner, because of his age, should serve his sentence or part of his sentence in that institution rather than in a prison, the Minister may, by notice in writing to the Director, direct the transfer of that prisoner from a prison or other place of detention to that institution there to be held on such terms and conditions as are specified in the notice, and the Director shall transfer the prisoner to that institution accordingly.

"2) In relation to a person transferred to an institution pursuant to sub-section (1) that institution shall be deemed to be a prison.

"3) Where a person attains the age of 17 years while being held in an institution pursuant to a notice under sub-section (1), the Director shall transfer that person from the institution to a prison there to serve the unexpired portion of the term of his sentence."

Child may be transferred to institution