

Serial 62

Sentencing Amendment (Cultural Practice and Customary Law) Bill 2006

Ms Carney

**A BILL
for
AN ACT**

to amend the *Sentencing Act*



NORTHERN TERRITORY OF AUSTRALIA

Act No. [] of 2006

AN ACT

to amend the *Sentencing Act*

[Assented to [] 2006]
[Second reading [] 2006]

The Legislative Assembly of the Northern Territory enacts as follows:

1. Short title

This Act may be cited as the *Sentencing Amendment (Cultural Practice and Customary Law) Act 2006*.

2. Act amended

This Act amends the *Sentencing Act*.

3. Amendment of section 5 (Sentencing guidelines)

(1) Section 5(2)

omit

a court shall have regard to –

substitute

a court must, subject to subsection (5), have regard to:

(2) At the end of section 5

insert

(5) A court must not have regard to any of the following matters in sentencing an offender:

(a) a cultural practice of a community of which the offender is a member;

(b) a customary law to which the offender may be subject as a member of a community.

4. Repeal of section 104A

Section 104A

repeal

5. Repeal of Part 13

Part 13

repeal
