

Serial 61  
Criminal Reform Amendment Bill 2006  
Dr Toyne

**A BILL  
for  
AN ACT**

to amend the Criminal Code and *Criminal Code Amendment (Criminal  
Responsibility Reform) Act 2005*



# NORTHERN TERRITORY OF AUSTRALIA

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Act No. [ ] of 2006

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## AN ACT

to amend the Criminal Code and *Criminal Code Amendment (Criminal Responsibility Reform) Act 2005*

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

The Legislative Assembly of the Northern Territory enacts as follows:

### PART 1 – PRELIMINARY MATTERS

**1. Short title**

This Act may be cited as the *Criminal Reform Amendment Act 2006*.

### PART 2 – AMENDMENT OF CRIMINAL CODE

**2. Act amended**

This Part amends the Criminal Code.

**3. Amendment of section 37 (Diminished responsibility)**

(1) Section 37

*omit*

When

*substitute*

(1) If

- (2) Section 37, at the end

*insert*

(2) For subsection (1), the person is presumed to be of normal mind and to have been of normal mind at any time that comes in question unless the contrary is proved.

**PART 2 – AMENDMENT OF *CRIMINAL CODE AMENDMENT (CRIMINAL RESPONSIBILITY REFORM) ACT 2005***

**4. Act amended**

This Part amends the *Criminal Code Amendment (Criminal Responsibility Reform) Act 2005*.

**5. Amendment of section 10 (Repeal and substitution of section 163 (Manslaughter))**

- (1) Section 10, proposed section 163

*omit*

A person

*substitute*

- (1) A person

- (2) Section 10, proposed section 163, penalty provision

*omit*

- (3) Section 10, proposed section 163, at the end

*insert*

(2) For subsection (1), a person's conduct causes the death of another person if it substantially contributes to the death.

**6. Repeal of section 11**

Section 11

*repeal*