

Serial 5
Youth Justice Legislation Amendment Bill 2016
Ms Wakefield

A Bill for an Act to amend the *Youth Justice Act* and
Youth Justice Regulations

NORTHERN TERRITORY OF AUSTRALIA

YOUTH JUSTICE LEGISLATION AMENDMENT ACT 2016

Act No. [] of 2016

Table of provisions

Part 1	Preliminary matters	
1	Short title	1
2	Commencement	1
Part 2	Amendment of Youth Justice Act	
3	Act amended	1
4	Section 151AA amended	1
5	Section 151AB replaced	2
	151AB Approved restraints	
6	Section 158A amended	2
Part 3	Amendment of Youth Justice Regulations	
7	Regulations amended.....	3
8	Regulation 30 amended	3
Part 4	Expiry of Act	
9	Expiry of Act	3



NORTHERN TERRITORY OF AUSTRALIA

Act No. [] of 2016

An Act to amend the *Youth Justice Act* and *Youth Justice Regulations*

[Assented to [] 2016]
[Second reading [] 2016]

The Legislative Assembly of the Northern Territory enacts as follows:

Part 1 Preliminary matters

1 Short title

This Act may be cited as the *Youth Justice Legislation Amendment Act 2016*.

2 Commencement

This Act commences on the day fixed by the Administrator by *Gazette* notice.

Part 2 Amendment of Youth Justice Act

3 Act amended

This Part amends the *Youth Justice Act*.

4 Section 151AA amended

(1) Section 151AA, definition ***appropriate***, paragraph (b)

omit

circumstances.

insert

circumstances; and

- (2) Section 151AA, definition ***appropriate***, after paragraph (b)

insert

- (c) in accordance with a determination made by the Commissioner under the Regulations in relation to the use of approved restraints.

5 Section 151AB replaced

Section 151AB

repeal, insert

151AB Approved restraints

Only the following are ***approved restraints***:

- (a) handcuffs;
- (b) ankle cuffs;
- (c) waist restraining belts.

6 Section 158A amended

- (1) Section 158A(1)(d) and (e)

omit, insert

- (d) the period for which the approved restraint was used, including the date and time at which the restraint was applied and the date and time at which the restraint was removed;
- (e) details of any assessment made during the period for which the restraint was in use, including:
 - (i) the time the assessment was made; and
 - (ii) the outcome of the assessment; and
 - (iii) the reasons for that outcome;

(2) After section 158A(2)

insert

(3) In this section:

assessment means an assessment as to whether:

- (a) the restraint can be removed; or
- (b) the restraint is still necessary.

Part 3 Amendment of Youth Justice Regulations

7 Regulations amended

This Part amends the *Youth Justice Regulations*.

8 Regulation 30 amended

Regulation 30(1)

omit

all words after "relation"

insert

to any of the following:

- (a) the management and operation of a detention centre;
- (b) the maintaining of order within a detention centre;
- (c) a grievance or complaint of a detainee;
- (d) the health, welfare, safe custody and protection of a detainee.

Part 4 Expiry of Act

9 Expiry of Act

This Act expires on the day after it commences.