



ANALYSIS

Title 1. Short Title	2. Administration of Act 3. Classification and detention of offenders
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1983, No. 84

An Act to amend the Penal Institutions Act 1954
[12 December 1983]

BE IT ENACTED by the General Assembly of New Zealand in Parliament assembled, and by the authority of the same, as follows:

1. Short Title—This Act may be cited as the Penal Institutions Amendment Act 1983, and shall be read together with and deemed part of the Penal Institutions Act 1954 (hereinafter referred to as the principal Act).

2. Administration of Act—(1) Section 3 of the principal Act is hereby amended by repealing subsection (3), and substituting the following subsections:

“(3) Subject to the control of the Minister and to the general directions of the Secretary for Justice,—

“(a) Each Deputy Secretary for Justice and each Assistant Secretary for Justice; and

“(b) Any other officer of the Department of Justice who is for the time being authorised for the purpose by the Secretary for Justice,—

shall have and may exercise all or any of the powers, duties, and functions of the Secretary for Justice under this Act.

“(4) The fact that any Deputy Secretary for Justice, Assistant Secretary for Justice, or other officer of the Department of Justice exercises any such power, duty, or function shall be conclusive evidence of his authority to do so.”

(2) Section 2 of the Penal Institutions Amendment Act 1963 is hereby repealed.

3. Classification and detention of offenders—(1) Section 8A (1) of the principal Act (as inserted by section 4 of the Penal Institutions Amendment Act 1980) is hereby amended—

(a) By inserting in paragraph (a), after the words “youth prison”, the words “that is not also a prison”:

(b) By inserting in paragraph (b), after the words “is not”, the word “also”.

(2) Section 12 (1) of the principal Act (as substituted by section 5 (1) of the Penal Institutions Amendment Act 1980) is hereby amended—

(a) By omitting from paragraph (a) the words “that is not a youth prison”, and substituting the words “(whether or not it is also a youth prison)”:

(b) By inserting in paragraph (b), after the words “youth prison”, the words “(whether or not it is also a prison)”.

This Act is administered in the Department of Justice.
