

SUPPLEMENTARY ORDER PAPER.

HOUSE OF REPRESENTATIVES.

Monday, the 1st Day of October, 1894.

INDICTABLE OFFENCES SUMMARY JURISDICTION BILL.

The Hon. Mr. Seddon to move the following amendments:—

Clause 4: Omit all the words of the first paragraph after “shall have” in line 4, substitute “summary jurisdiction and authority in respect of the indictable offences mentioned in this Act.”

Clause 6, subsection (4): Line 32, after “fine,” insert “not exceeding fifty pounds.”

Clause 14, subsection (1): Line 10, after “other place,” insert “or to or from any part of any city, town, or other place, to any other part of such city, town, or other place.” Subsection (2): line 12, omit “boatman or carter,” substitute “keelman or caster.”

Clause 15: Line 19, omit “together with costs,” substitute “exclusive of costs.”

Clause 22: Lines 21 and 28, substitute “sixteen” for “fifteen.”

Clause 27: Lines 35 and 36, same amendment as foregoing.

Clause 28: Page 9, line 1, same amendment as foregoing.

To accord with Criminal Code Amendment Bill.

Clause 29: Omit all the words at the end of the clause in lines 42 and 43.

Clause 47: Line 41, after “is liable” insert “for theft.” Subsection (d), page 16, lines 1 and 3, omit “not exceeding forty shillings in value”; line 2, omit “thirty-one,” substitute “thirty-nine.” Marginal note and analysis, omit “by clerks, servants, &c.,” insert “where value does not exceed forty shillings.”

Clause 54: Paragraph (2), lines 29 and 30, omit “an offence under this section,” substitute “any offence in relation to mischief mentioned in sections thirty-one, thirty-two, or thirty-three, or of any offence in relation to theft mentioned in sections forty-four or forty-seven, or of any offence under the last-preceding section.”

Transpose the whole paragraph after (4) as a separate clause, 54A, with a marginal note “Whipping of juvenile offenders.”

This is made a new clause, of general application, for the purpose of avoiding sending juvenile offenders to prison.

Clause 55: Line 12, omit “order payment”; substitute “by a separate order direct payment to be made.”

Clause 69: Lines 29 and 30, omit “or for the value of any property stolen or taken, or for the amount of any injury done”; and in marginal note omit “or stolen;” line 36, omit “value of the property, or to the”; line 38, omit “value or”; line 40, omit “hereinbefore,” substitute “hereinafter.”

This matter is provided for in clause 55.

Clause 70: Lines 41 and 42, omit “fine, forfeiture, or penalty under this Act,” substitute “fine or forfeiture for the amount of any injury done to property”; line 48, before “four months,” insert “not exceeding.”

Insert additional clauses:—

70A. The provisions of section eighty-six of the principal Act with respect to the ordering of costs in cases of summary conviction shall apply in all cases of convictions under this Act.

74A. Every Act in which the word “felony” or “misdemeanour” has been or shall be hereafter used shall be read as if the word “crime” or “offence” were used therein instead of the word “felony” or “misdemeanour.”

And the aforesaid word “crime” and the word “offence” shall have the same meaning as is assigned thereto respectively in “The Criminal Code Act, 1893.”

Costs may be awarded.

“Crime” and “offence” to be substituted for “felony” or “misdemeanour.”