

1971/253

THE PERIODIC DETENTION ORDER 1971

ARTHUR PORRITT, Governor-General

ORDER IN COUNCIL

At the Government Buildings at Wellington this 6th day of December 1971

Present:

THE HON. B. E. TALBOYS PRESIDING IN COUNCIL

PURSUANT to section 2 of the Criminal Justice Amendment Act 1962, His Excellency the Governor-General, acting by and with the advice and consent of the Executive Council, hereby makes the following order.

ORDER

1. Title and commencement—(1) This order may be cited as the Periodic Detention Order 1971.

(2) This order shall come into force on the 10th day of December 1971.

2. Hamilton and Upper Hutt—(1) Section 9 and sections 11 to 15 of the Criminal Justice Amendment Act 1962 shall apply with respect to male offenders—

(a) Who are convicted after the commencement of this order—

(i) In the Supreme Court at Hamilton; or

(ii) By a Magistrate's Court held at Hamilton or Upper Hutt; or

(b) Against whom a charge is proved after the commencement of this order in a Children's Court held at Hamilton or Upper Hutt.

(2) Sections 10 to 15 of the said Act shall apply with respect to male offenders in respect of whom a warrant of commitment may be issued after the commencement of this order by a Judge of the Supreme Court at Hamilton or by a Magistrate exercising jurisdiction in a Magistrate's Court held at Hamilton or Upper Hutt in respect of a fine imposed after the 15th day of July 1963.

3. Consequential amendments—(1) The Periodic Detention Order 1966* is hereby amended by omitting from clauses 2 and 3 the words "Upper Hutt" wherever they appear.

(2) The Periodic Detention Order 1968† is hereby amended by omitting from clauses 4 and 5 the words "or Hamilton" wherever they appear.

*S.R. 1966/182
†S.R. 1968/112

4. Saving—Notwithstanding the amendments made by clause 3 of this order, any person who could have been sentenced to periodic detention before the commencement of this order may be sentenced to periodic detention after the commencement of this order as if those amendments had not been made.

P. J. BROOKS,

Clerk of the Executive Council.

Issued under the authority of the Regulations Act 1936.
Date of notification in *Gazette*: 9 December 1971.
This order is administered in the Department of Justice.