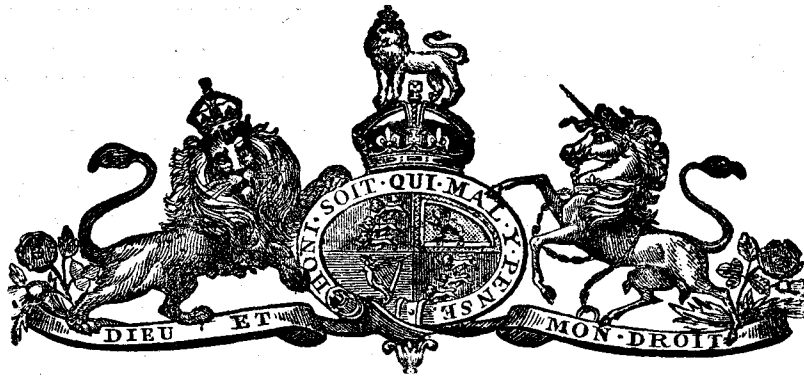


TASMANIA



1905.

ANNO QUINTO

EDWARDI VII. REGIS,

No. 39.



AN ACT to amend "The Youthful Offenders, Destitute and Neglected Children Act, 1896." [20 November, 1905.] A.D. 1905.

BE it enacted by His Excellency the Governor of *Tasmania*, by and with the advice and consent of the Legislative Council and House of Assembly, in Parliament assembled, as follows :—

1 This Act may be cited as "The Youthful Offenders, Destitute and Neglected Children Act, 1905." Short title.

2 In this Act, unless inconsistent with the context— Interpretation.
"Age" means, in the absence of positive evidence as to age, the apparent age :
"Child" means any boy under the age of Sixteen years, and any girl under the age of Eighteen years.

3 Every examination concerning a charge against any child, and the hearing or trial of every charge, complaint, and information against any child before a Police or Stipendiary Magistrate, or a Justice or Justices of the Peace— Provision for hearing charges, &c., against a child in a room or place other than Police Office, &c.
i. Shall, in a city and also wherever the Governor by Proclamation published in the *Hobart Gazette* appoints, be held

4d.]

Youthful Offenders, Destitute and Neglected Children.

A.D. 1905.

in some room or place approved of or appointed in that behalf by the Attorney-General of the State, and not in any Police Office or Court-room commonly used, any Act or law heretofore in force to the contrary notwithstanding :

ii. May, in any other place, be held in any Police Office or Court-room, but so that the examination, hearing, or trial shall be held at an hour other than that at which the ordinary business of the Court is being transacted.

But the Attorney-General may, whenever he thinks proper, by notice in writing, addressed to the Clerk of Petty Sessions of the appropriate Court, suspend the operation of this Section or of any provision thereof in any particular case.

Exclusion of persons.

4 At any such examination, hearing, or trial before a Police or Stipendiary Magistrate, or Justice or Justices of the Peace, he or they shall order that all persons not directly concerned in the case shall be excluded from the Court-room or place of hearing or trial.

Separate charge-book.

5 The record of the examination, hearing, or trial of every charge, complaint, and information against any child under this Act shall be kept in a charge-book other than that in general use in the city or place where such examination, hearing, or trial is held.

Room, &c., approved of to be deemed Public Court.

6 Every room or place approved of or appointed by the Attorney-General for the purposes of this Act pursuant to Section Three shall, during the time the same is used pursuant to this Act, be deemed a duly constituted Public Court.