

## LEGISLATIVE COUNCIL

### Crimes Amendment (Child Protection—Physical Mistreatment) Bill 2000

Amendments agreed to in Committee of the Whole  
Wednesday 31 May 2001

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- Govt** No. 1 Page 2, clause 1, lines 3 and 4. Omit “Excessive Punishment”. Insert instead “Physical Mistreatment”.
- BFFC** No 2 Page 3, Schedule 1 [1], line 10. Omit “discipline, management or control”. Insert instead “punishment”.
- Govt** No. 3 Page 3, Schedule 1 [1], lines 20–33. Omit all words on those lines. Insert instead:  
(2) The application of physical force, unless that force could reasonably be considered trivial or negligible in all the circumstances, is not reasonable if the force is applied:  
(a) to any part of the head or neck of the child, or  
(b) to any other part of the body of the child in such a way as to be likely to cause harm to the child that lasts for more than a short period.
- BFFC** No 4 Page 4, Schedule 1 [1], line 5. After “other than” insert “to modify”.
- BFFC** No 5 Page 4, Schedule 1 [1]. Insert after line 6:  
(5) Nothing in this section alters the common law concerning the management, control or restraint of a child by means of physical contact or force for purposes other than punishment.
- BFFC** No 6 Page 4, Schedule 1 [1], line 18. Omit “of or above the age of 18”.
- BFFC** No 7 Page 4, Schedule 1 [1], line 21. Omit “child or”. Insert instead “child,”.
- BFFC** No 8 Page 4, Schedule 1 [1], line 23. After “child” insert “or a person to whom the parent has entrusted the care and management of the child”.
- BFFC** No 9 Page 4, Schedule 1 [1], line 24. Omit “expressly”.
- BFFC** No 10 Page 4, Schedule 1 [1], lines 25 and 26. Omit “discipline, manage or control”. Insert instead “punish”.
- BFFC** No 11 Long title. Omit “discipline, manage or control”. Insert instead “punish”.
- R Jones** No 12 Page 5, Schedule 1 [1]. Insert after line 4:

- (7) The Attorney General is to review this section to determine whether its provisions continue to be appropriate for securing the policy objectives of the section. The review is to be undertaken as soon as possible after the period of 3 years from the commencement of this section. A report on the outcome of the review is to be tabled in each House of Parliament within 6 months after the end of the period of 3 years.