

FIRST PRINT

## CHILDREN'S COURT (AMENDMENT) BILL 1987

NEW SOUTH WALES



### EXPLANATORY NOTE

**(This Explanatory Note relates to this Bill as introduced into Parliament)**

This Bill is cognate with the Community Welfare (Amendment) Bill 1987.

The object of this Bill is to amend the Children's Court Act 1987 so as—

- (a) to provide that the persons comprising the Children's Court are to be known as "Children's Magistrates" rather than, as is presently provided by that Act, as "members of the Children's Court"; and
- (b) to provide for the appointment of a number of Registrars of the Children's Court rather than, as is presently provided by that Act, just a single Registrar.

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Clause 1 specifies the short title of the proposed Act.

Clause 2 gives effect to the Schedule of amendments to the Principal Act.

Schedule 1 (1)–(7), (9), (10) and (12)–(16) amend the Principal Act so as to give effect to the object referred to in paragraph (a) above.

Schedule 1 (8) amends the Principal Act so as to give effect to the object referred to in paragraph (b) above.

Schedule 1 (11) amends the Principal Act as a consequence of the amendment to be effected by Schedule 1 (8).

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# CHILDREN'S COURT (AMENDMENT) BILL 1987

NEW SOUTH WALES

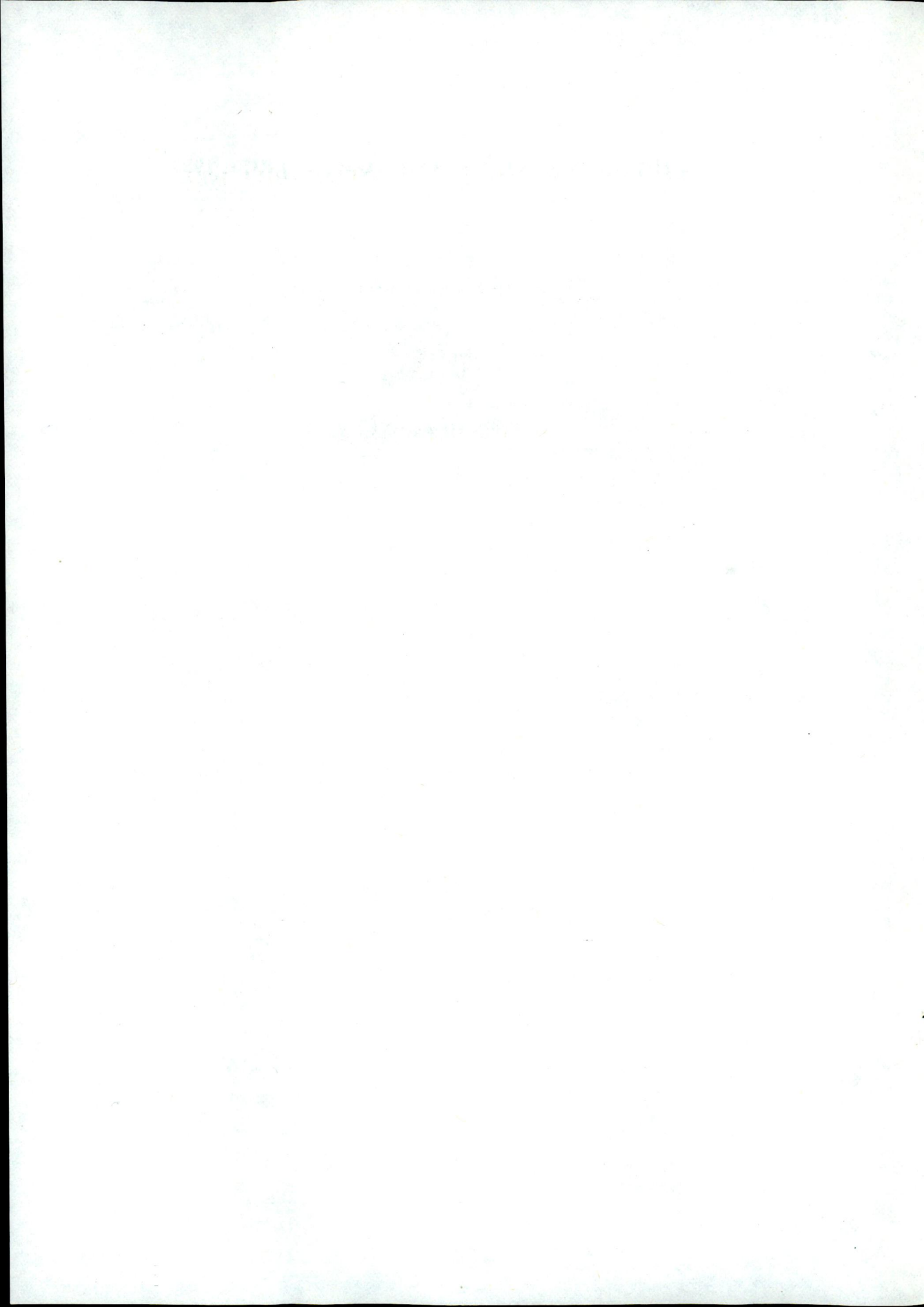


## TABLE OF PROVISIONS

1. Short title
2. Amendment of Act No. 53, 1987

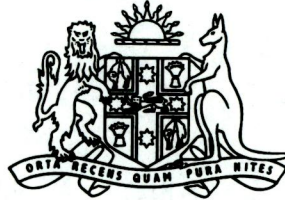
SCHEDULE 1—AMENDMENTS

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# CHILDREN'S COURT (AMENDMENT) BILL 1987

NEW SOUTH WALES



No. , 1987

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## A BILL FOR

An Act to amend the Children's Court Act 1987 so as to provide that the persons comprising the Children's Court shall be "Children's Magistrates" and so as to provide for the appointment of more than one Registrar of that Court.

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*Children's Court (Amendment) 1987***The Legislature of New South Wales enacts:****Short title**

1. This Act may be cited as the Children's Court (Amendment) Act 1987.

**5 Amendment of Act No. 53, 1987**

2. The Children's Court Act 1987 is amended as set out in Schedule 1.

**SCHEDULE 1—AMENDMENTS**

(Sec. 2)

**(1) Section 3 (Definitions)—**

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Section 3 (1)—

Insert, in alphabetical order, the following definitions:

“Children's Magistrate” means a person appointed under section 7 (1) to be a Children's Magistrate;

15

“Senior Children's Magistrate” means the person appointed under section 8 (1) to be Senior Children's Magistrate;

**(2) Section 6 (Composition of the Court)—**

Section 6—

Omit “members”, insert instead “Children's Magistrates”.

**(3) Sections 7, 8, 9, 13, 17, 22—**

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Omit “a member of the Court” wherever occurring, insert instead “a Children's Magistrate”.

**(4) Sections 7, 16, 23—**

Omit “members of the Court” wherever occurring, insert instead “Children's Magistrates”.

**25 (5) Section 8 (Senior Children's Magistrate)—****(a) Section 8 (1)—**

Omit “senior member”, insert instead “Senior Children's Magistrate”.

**(b) Section 8 (2)—**

30

Omit “senior member” where secondly occurring, insert instead “Senior Children's Magistrate”.

**(c) Section 8 (3)—**

Omit “senior member” where secondly occurring, insert instead “Senior Children's Magistrate”.

**35 (6) Sections 8, 9, 16, 17, 18, 22—**

*Children's Court (Amendment) 1987*SCHEDULE 1—AMENDMENTS—*continued*

Omit "senior member of the Court" wherever occurring, insert instead "Senior Children's Magistrate".

- (7) Section 9 (**Acting Senior Children's Magistrate**)—  
 (a) Section 9 (1) (a), (b)—  
 5 Omit "senior member" wherever occurring, insert instead "Senior Children's Magistrate".  
 (b) Section 9 (2)—  
 Omit "senior member" where secondly, thirdly and fourthly occurring, insert instead "Senior Children's Magistrate".
- 10 (8) Section 11 (**Registrars and other officers of the Court**)—  
 Omit "A Registrar", insert instead "Registrars".
- (9) Section 16 (**Functions of the Senior Children's Magistrate**)—  
 (a) Section 16 (1) (c)—  
 15 Omit "senior member", insert instead "Senior Children's Magistrate".  
 (b) Section 16 (2)—  
 Omit "members or members", insert instead "Children's Magistrates or Children's Magistrates".  
 (c) Section 16 (2)—  
 20 Omit "any member of the Court", insert instead "any Children's Magistrate".
- (10) Section 17 (**Delegation**)—  
 Section 17 (1)—  
 25 Omit "senior member's", insert instead "Senior Children's Magistrate's".
- (11) Section 22 (**Judicial notice of signatures**)—  
 Section 22 (d)—  
 Omit "the Registrar", insert instead "a Registrar".
- (12) Schedule 1, heading—  
 30 Omit "THE MEMBERS OF THE COURT", insert instead "CHILDREN'S MAGISTRATES".
- (13) Schedule 1—  
 Omit "member of the Court" wherever occurring, insert instead "Children's Magistrate".
- 35 (14) Schedule 1, clauses 1, 2—

*Children's Court (Amendment) 1987*

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SCHEDULE 1—AMENDMENTS—*continued*

- Omit “member’s”, insert instead “Children’s Magistrate’s”.
- (15) Schedule 1, clause 1 (2)—  
Omit “member” where secondly occurring, insert instead  
“Magistrate”.
- 5 (16) Schedule 1, clause 3 (b)—  
Omit “member”, insert instead “Children’s Magistrate”.



# CHILDREN'S COURT (AMENDMENT) ACT 1987 No. 268

NEW SOUTH WALES



## TABLE OF PROVISIONS

1. Short title
  2. Amendment of Act No. 53, 1987
- SCHEDULE 1—AMENDMENTS
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**CHILDREN'S COURT (AMENDMENT) ACT 1987 No. 268**

NEW SOUTH WALES



**Act No. 268, 1987**

An Act to amend the Children's Court Act 1987 so as to provide that the persons comprising the Children's Court shall be "Children's Magistrates" and so as to provide for the appointment of more than one Registrar of that Court. [Assented to 16 December 1987]

*Children's Court (Amendment) 1987***The Legislature of New South Wales enacts:****Short title**

1. This Act may be cited as the Children's Court (Amendment) Act 1987.

**Amendment of Act No. 53, 1987**

2. The Children's Court Act 1987 is amended as set out in Schedule 1.

**SCHEDULE 1—AMENDMENTS**

(Sec. 2)

**(1) Section 3 (Definitions)—**

## Section 3 (1)—

Insert, in alphabetical order, the following definitions:

“Children's Magistrate” means a person appointed under section 7 (1) to be a Children's Magistrate;

“Senior Children's Magistrate” means the person appointed under section 8 (1) to be Senior Children's Magistrate;

**(2) Section 6 (Composition of the Court)—**

## Section 6—

Omit “members”, insert instead “Children's Magistrates”.

**(3) Sections 7, 8, 9, 13, 17, 22—**

Omit “a member of the Court” wherever occurring, insert instead “a Children's Magistrate”.

**(4) Sections 7, 16, 23—**

Omit “members of the Court” wherever occurring, insert instead “Children's Magistrates”.

**(5) Section 8 (Senior Children's Magistrate)—****(a) Section 8 (1)—**

Omit “senior member”, insert instead “Senior Children's Magistrate”.

**(b) Section 8 (2)—**

Omit “senior member” where secondly occurring, insert instead “Senior Children's Magistrate”.

**(c) Section 8 (3)—**

Omit “senior member” where secondly occurring, insert instead “Senior Children's Magistrate”.

**(6) Sections 8, 9, 16, 17, 18, 22—**

*Children's Court (Amendment) 1987*SCHEDULE 1—AMENDMENTS—*continued*

Omit "senior member of the Court" wherever occurring, insert instead "Senior Children's Magistrate".

- (7) Section 9 (**Acting Senior Children's Magistrate**)—
- (a) Section 9 (1) (a), (b)—  
Omit "senior member" wherever occurring, insert instead "Senior Children's Magistrate".
- (b) Section 9 (2)—  
Omit "senior member" where secondly, thirdly and fourthly occurring, insert instead "Senior Children's Magistrate".
- (8) Section 11 (**Registrars and other officers of the Court**)—  
Omit "A Registrar", insert instead "Registrars".
- (9) Section 16 (**Functions of the Senior Children's Magistrate**)—
- (a) Section 16 (1) (c)—  
Omit "senior member", insert instead "Senior Children's Magistrate".
- (b) Section 16 (2)—  
Omit "members or members", insert instead "Children's Magistrates or Children's Magistrates".
- (c) Section 16 (2)—  
Omit "any member of the Court", insert instead "any Children's Magistrate".
- (10) Section 17 (**Delegation**)—  
Section 17 (1)—  
Omit "senior member's", insert instead "Senior Children's Magistrate's".
- (11) Section 22 (**Judicial notice of signatures**)—  
Section 22 (d)—  
Omit "the Registrar", insert instead "a Registrar".
- (12) Schedule 1, heading—  
Omit "THE MEMBERS OF THE COURT", insert instead "CHILDREN'S MAGISTRATES".
- (13) Schedule 1—  
Omit "member of the Court" wherever occurring, insert instead "Children's Magistrate".
- (14) Schedule 1, clauses 1, 2—

*Children's Court (Amendment) 1987*

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SCHEDULE 1—AMENDMENTS—*continued*

Omit "member's", insert instead "Children's Magistrate's".

(15) Schedule 1, clause 1 (2)—

Omit "member" where secondly occurring, insert instead "Magistrate".

(16) Schedule 1, clause 3 (b)—

Omit "member", insert instead "Children's Magistrate".

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