



## **Inquiry into the prohibition on the publication of names of children involved in criminal proceedings**

### **TERMS OF REFERENCE**

That the Standing Committee on Law and Justice inquire into and report on the current prohibition on the publication and broadcasting of names under section 11 of the *Children (Criminal Proceedings) Act 1987* (the Act), in particular:

1. The extent to which the policy objectives of the prohibition remain valid, including to:
  - (a) reduce the community stigma associated with a child's involvement in a crime, thereby allowing the child to be reintegrated into the community with a view to full rehabilitation;
  - (b) protect victims from the stigma associated with crimes; and
  - (c) reduce the stigma for siblings of the offender and victim, allowing them to participate in community life.
2. The extent to which section 11 of the Act is achieving these objectives.
3. Whether the prohibition on the publication and broadcasting of names under section 11 of the Act should cover:
  - (a) Children who have been arrested, but who have not yet been charged;
  - (b) Children, other than the accused, who are reasonably likely to be involved in proceedings; and/or
  - (c) Any other circumstance.
4. Any other relevant matter involving the prohibition on the publication and broadcasting of names, including consideration of prohibitions in the *Young Offenders Act 1997* and the *Crimes Act 1900*.

## COMMITTEE MEMBERS

The Hon Christine Robertson MLC ( <i>Chair</i> )	(Australian Labor Party)
The Hon David Clarke MLC ( <i>Deputy Chair</i> )	(Liberal Party)
The Hon John Ajaka MLC	(Liberal Party)
The Hon Greg Donnelly MLC	(Australian Labor Party)
The Hon Amanda Fazio MLC	(Australian Labor Party)
Sylvia Hale MLC	(The Greens)