

Children, Young Persons, and Their Families Amendment Bill (No 2)

Government Bill

As reported from the committee of the whole
House

This bill was formerly part of the Courts and Criminal Matters Bill as reported from the Law and Order Committee. The committee of the whole House has further amended the bill and divided it into the following bills:

- District Courts Amendment Bill comprising Part 1 and Schedule 1
- Land Transport Amendment Bill comprising Part 2
- Summary Proceedings Amendment Bill (No 3) comprising Part 3 and Schedules 2 to 2B
- This bill comprising subpart 1 of Part 4
- Crimes Amendment Bill (No 4) comprising subpart 1A of Part 4
- Criminal Proceeds (Recovery) Amendment Bill comprising subpart 1B of Part 4
- Customs and Excise Amendment Bill (No 2) comprising subpart 2 of Part 4
- Disputes Tribunals Amendment Bill (No 2) comprising subpart 2A of Part 4

- Family Courts Amendment Bill comprising subpart 3 of Part 4
 - Immigration Amendment Bill comprising subpart 5 of Part 4
 - Misuse of Drugs Amendment Bill (No 3) comprising subpart 5A of Part 4
 - Misuse of Drugs Amendment Act 1978 Amendment Bill comprising subpart 5B of Part 4
 - Personal Property Securities Amendment Bill (No 2) comprising subpart 6 of Part 4
 - Prisoners' and Victims' Claims Amendment Bill comprising subpart 7 of Part 4
 - Privacy Amendment Bill (No 2) comprising subpart 8 of Part 4 and Schedule 3
 - Railways Amendment Bill comprising subpart 9 of Part 4
 - Residential Tenancies Amendment Bill (No 3) comprising subpart 9A of Part 4
 - Sentencing Amendment Bill (No 5) comprising subpart 10 of Part 4
 - Social Security Amendment Bill (No 4) comprising subpart 11 of Part 4
 - Tax Administration Amendment Bill comprising subpart 12 of Part 4
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Key to symbols used in reprinted bill

**As reported from the committee of the whole
House**

text inserted

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Hon Georgina te Heuheu

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The Parliament of New Zealand enacts as follows:

1 Title

This Act is the Children, Young Persons, and Their Families Amendment Act **2010**.

2 Commencement

- (1) This Act (except **section 79A**) comes into force on the day after the date on which it receives the Royal assent.
- (2) **Section 79A** comes into force on the earlier of—

- (a) a date appointed by the Governor-General by Order in Council; and
- (b) the expiry of the period of 15 months that starts on the date on which this Act receives the Royal assent.

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78 Principal Act amended

This **subpart** amends the Children, Young Persons, and Their Families Act 1989.

79 Interpretation

Section 2(1) is amended by repealing the definition of **traffic offence** and substituting the following definition:

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“**traffic offence** means—

“(a) any offence against ~~the Transport Act 1962, the Road User Charges Act 1977, the Transport (Vehicle and Driver Registration and Licensing) Act 1986 the Road User Charges Act 1977,~~ the Land Transport Act 1998, or the Land Transport Management Act 2003 or against any regulation, rule, or bylaw made under any of those Acts:

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“(b) any offence against any regulation, rule, or bylaw made under any other Act if the offence relates to the use of motor vehicles or parking places or transport stations”.

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79A Hierarchy of court’s responses if charge against young person proved

Section 283 is amended by repealing paragraph (j) and substituting the following paragraph:

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“(j) make an order that could have been made by a court other than a Youth Court under section 128 or 129 of the Sentencing Act 2002 (which relate to confiscation of motor vehicles) if the young person were an adult and had been convicted of the offence in a court other than a Youth Court, and, if the court makes the order, the following sections of that Act apply (to the extent

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they are applicable and subject to any necessary modifications):

“(i) section 128 or 129 (as the case may be):

“(ii) **sections 129EA**, 130, 131 to 136, 137, and 138 to 142:”.

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Legislative history

5 July 2011

Divided from Courts and Criminal Matters Bill
(Bill 147–2) by committee of the whole House as
Bill 147–3D
