



ANALYSIS

Title
1. Short Title and commencement

2. Powers of Visiting Justice in relation to offences by inmates
3. Powers of Superintendents in relation to certain offences by inmates

1993, No. 44

An Act to amend the Penal Institutions Act 1954

[23 June 1993]

BE IT ENACTED by the Parliament of New Zealand as follows:

1. Short Title and commencement—(1) This Act may be cited as the Penal Institutions Amendment Act (No. 2) 1993, and shall be read together with and deemed part of the Penal Institutions Act 1954 (hereinafter referred to as the principal Act).

(2) This Act shall come into force on the 1st day of September 1993.

2. Powers of Visiting Justice in relation to offences by inmates—(1) Section 33 (3) of the principal Act is hereby amended by repealing paragraph (a) (as substituted by section 17 (1) of the Penal Institutions Amendment Act 1985), and substituting the following paragraph:

“(a) Postponement for a specified period of the inmate’s final release date determined in accordance with section 90 of the Criminal Justice Act 1985 in respect of any sentence the inmate is then serving; but no period of postponement shall exceed the shorter of the following periods:

“(i) Three months; or

“(ii) A period which, by itself or when added to such other period or periods of postponement as there may be affecting the same sentence, is equal

to one-half of the term already served under the sentence:".

(2) Section 17 (1) of the Penal Institutions Amendment Act 1985 is hereby consequentially repealed.

3. Powers of Superintendents in relation to certain offences by inmates—(1) Section 34 (3) of the principal Act is hereby amended by repealing paragraph (a), and substituting the following paragraph:

“(a) Postponement for a specified period of the inmate’s final release date determined in accordance with section 90 of the Criminal Justice Act 1985 in respect of any sentence that the inmate is then serving; but no period of postponement shall exceed the shorter of the following periods:

“(i) Seven days; or

“(ii) A period which, by itself or when added to such other period or periods of postponement as there may be affecting the same sentence, is equal to one-half of the term already served under the sentence:”.

This Act is administered in the Department of Justice.
