

Hon. Sir Thomas Sidey.

CRIMES AMENDMENT.

ANALYSIS.	
Title.	
1. Short Title.	
2. Supervision after expiration of term of sentence.	4. Person on probation or under supervision after expiration of sentence may apply to Prisons Board for discharge.
3. Probationary license may be for extended term. Repeal.	5. Regulations.

A BILL INTITULED

AN ACT to amend the Crimes Act, 1908.

Title.

BE IT ENACTED by the General Assembly of New Zealand in Parliament assembled, and by the authority of the same, as follows :—

1. This Act may be cited as the Crimes Amendment Act, 1930, and shall be read together with and deemed part of the Crimes Act, 1908 (hereinafter referred to as the principal Act).

Short Title.

*Struck out.*

10 2. (1) Every person who after the passing of this Act is sentenced in respect of an offence committed either before or after the passing of this Act to imprisonment for any term not less than *twelve* months, or to reformatory detention for any such term, or to imprisonment and reformatory detention for a total term of not less than *twelve* months, shall, on the expiration of his sentence, unless he has during the continuance thereof been released on probation, remain for a further period of *twelve* months under the supervision of a Probation Officer, or of a society or committee or person to be nominated in that behalf by the Chief Probation Officer, subject to such conditions as the Governor-General thinks fit to impose as to his subsequent good conduct or as to any other matters.

Supervision after expiration of term of sentence.

*New.*

25 2. (1A) If with respect to any person who after the passing of this Act is sentenced in respect of an offence committed either before or after the passing of this Act to imprisonment for any term not less than *twelve* months, or to reformatory detention for any such term or to imprisonment and reformatory detention for a total term of not less than *twelve* months, and who is not discharged or released on probation as at the date of the expiration of his sentence, the Prisons Board  
30 recommends to the Governor-General that he should, in his own

*New.*

interests, be placed under supervision in accordance with this section, the Governor-General may, if he thinks fit, direct that on the expiration of his sentence, such person shall for a period of *twelve* months be under the supervision of a Probation Officer, or of a society or committee or person to be nominated in that behalf by the Chief Probation Officer, subject to such conditions as the Governor-General thinks fit to impose as to his subsequent good conduct or as to any other matters. 5

(2) If any person while under supervision under this section commits any breach or non-observance of the conditions (if any) so imposed by the Governor-General, he shall be guilty of an offence punishable on summary conviction by a fine of *twenty* pounds or imprisonment for *three months*, and may be arrested without warrant by any constable. 10

*Struck out.* 15

(3) Every person convicted of any offence under the *last preceding* subsection or any other offence punishable by imprisonment committed by him while under supervision under this section shall remain under supervision in accordance with the foregoing provisions of this section for a further period of *twelve* months from such conviction, or from the expiration of any sentence of imprisonment or reformatory detention in respect of such conviction, whichever is the later. 20

*New.*

(3A) Every person who is sentenced to imprisonment or to reformatory detention in respect of any offence under the *last preceding* subsection or any other offence committed by him while under supervision in accordance with this section shall be subject to the provisions of subsection *one* hereof, notwithstanding that the term of such sentence may be less than *twelve* months. 25

(4) The Governor-General may at any time order that a person under supervision under this section shall cease to be under such supervision. 30

Probationary license may be for extended term.

3. (1) A probationary license issued under the Crimes Amendment Act, 1910, to any person under sentence of imprisonment or reformatory detention (not being an habitual criminal or habitual offender) may be for such term as the Governor-General thinks fit, *not exceeding in any case a term due to expire within twelve months after the expiration of the sentence.* 35

Repeal.

(2) This section is in substitution for section seven of the Crimes Amendment Act, 1920, and that section is hereby accordingly repealed. 40

Person on probation or under supervision after expiration of sentence may apply to Prisons Board for discharge.

4. (1) Any person who, after the expiration of any term of imprisonment or reformatory detention, is on probation under the Crimes Amendment Act, 1910, or who is under supervision under this Act, may at any time apply to the Prisons Board for the remission or alteration of any of the conditions of his probation or supervision, or for his discharge from probation or supervision, as the case may be, forthwith or as from some future date; and the Board, after considering the report of the Probation Officer, or of the society or committee or person exercising supervision, may make such order as it thinks proper. 45

(2) In the event of an order being made by the Prisons Board for the discharge of any such person, the term of probation or supervision, 50

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as the case may be, shall be deemed to have expired on the date specified in that behalf in the order.

(3) Every application under this section shall be in writing, and shall be forwarded by the Probation Officer, or the society or committee  
5 or person exercising supervision, to the Chief Probation Officer for submission to the Prisons Board.

5. The power to make regulations conferred on the Governor-<sup>Regulations.</sup> General in Council by section twenty-nine of the Crimes Amendment Act, 1910, shall include power to make all such regulations as are deemed  
10 necessary for the effective administration of this Act.