

House of Representatives

Supplementary Order Paper

Thursday, 6 November 2003

Criminal Records (Clean Slate) Bill

UNIVERSITY OF OTAGO
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Proposed amendments

Hon Phil Goff, in Committee, to move the following amendments:

Heading to clause 8A

To omit the word “**requiring**” (line 2 on page 17).

Clause 10A

To add, as *subclause (4)* (after line 20 on page 20), the following subclause:

- (4) Every person commits an offence if the person contravenes **subsection (1)** and is liable on summary conviction,—
 - (a) in the case of an individual, to a term of imprisonment not exceeding 3 months or a fine not exceeding \$1,000, or both; or
 - (b) in the case of a body corporate, to a fine not exceeding \$5,000.

Clause 12(1)

To omit from this subclause the words “chief executive of the Department for Courts” (lines 27 and 28 on page 22), and substitute the words “Secretary for Justice”.

Clause 15(3)

To omit from *paragraph (b)* the words “a Parole Board or District Prisons Board” (line 32 on page 26), and substitute the words “the New Zealand Parole Board”.

To omit from *paragraph (d)* the word “predominately” (line 8 on page 27), and substitute the word “predominantly”.

To insert in *paragraph (d)*, after the words “care and protection of” (lines 8 and 9 on page 27), the words “, but not predominantly involving the delivery of education to,”.

Explanatory note

This Supplementary Order Paper—

- sets out, in *new clause 10A(4)*, the penalty for publishing matters relating to proceedings under the Bill that *clause 10A* specifically states are not to be published; and
- clarifies that those persons who are in roles predominantly delivering education to children or young persons are not persons who are predominantly involved in the care and protection of children for the purposes of the exception to the general effect of the clean slate scheme set out in *clause 15(3)(d)*.

This Supplementary Order Paper also amends the Criminal Records (Clean Slate) Bill (the **Bill**) by making the following minor and technical changes:

- removing an unnecessary word from the heading to *clause 8A*;
 - omitting a reference to the chief executive of the Department for Courts and substituting a reference to the Secretary for Justice in *clause 12(1)*, because of the abolition of the Department for Courts on 1 October 2003;
 - including an updated reference to the New Zealand Parole Board in *clause 15(3)(b)*;
 - correcting a spelling error in *clause 15(3)(d)*.
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