

## VICTORIA.



ANNO VICESIMO QUARTO

ELIZABETHÆ SECUNDÆ REGINÆ

No. 8821.

An Act to amend the *Social Welfare Act 1970* and for other purposes.

[9th December, 1975.]

BE it enacted by the Queen's Most Excellent Majesty by and with the advice and consent of the Legislative Council and the Legislative Assembly of Victoria in this present Parliament assembled and by the authority of the same as follows (that is to say):—

1. (1) This Act may be cited as the *Social Welfare (Amendment) Act 1975*. Short title.

(2) In this Act the *Social Welfare Act 1970* is called the Principal Act. Principal Act No. 8089.

Amended by Nos. 8179, 8344, 8426, 8493, 8504, 8602, 8656, 8701 and 8731.

(3) The several provisions of this Act shall come into operation on the day or the respective days to be fixed by proclamation or successive proclamations of the Governor in Council published in the *Government Gazette*. Commencement.

2. In sub-section (8) of section 122 of the Principal Act—

- (a) the words " or kept in solitary confinement " are repealed;
- (b) the words " or solitary confinement " are repealed ; and
- (c) the words " or imposed " are repealed.

Amendment of No. 8089 s. 122. Repeal of provisions as to solitary confinement.

3. Section

Repeal of provisions as to prisoner under sentence of death.

3. Section 144 of the Principal Act is hereby repealed.

A charge against a prisoner may be heard at a Magistrates' Court.

4. After sub-section (4) of section 145 of the Principal Act there shall be inserted the following sub-section :—

“(5) A charge against a prisoner that may be heard by a visiting magistrate pursuant to this Act may be heard and determined by a stipendiary magistrate at a Magistrates' Court nominated for the purpose by the Minister after consultation with the Attorney-General.”

Amendment of No. 8089 s. 188  
Reports by Adult Parole Board on certain prisoners.

5. In sub-section (3) of section 188 of the Principal Act—

(a) in paragraph (a) after the words “the said Act” there shall be inserted the words “prior to the commencement of the *Crimes (Capital Offences) Act 1975*” ;

(b) for paragraph (b) there shall be substituted the following paragraph :—

“(b) whenever so required in writing furnish to the Minister a report and recommendation with respect to any prisoner for the time being undergoing a sentence of imprisonment ;” ;  
and

(c) for the expression “(3)” (where second occurring) there shall be substituted the expression “(3A)”.