



## ANALYSIS

## Title

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|------------------------------------------------------------------|------------------------------------------------------------------------|
| 1. Short Title                                                   | 6. Inquests of inmates                                                 |
| 2. Superintendent and other officers of prison                   | 7. Powers of Superintendent in relation to certain offences by inmates |
| 3. Visiting Justices                                             | 8. Offences                                                            |
| 4. Work and earnings                                             | 9. Regulations                                                         |
| 5. Powers of Visiting Justice in relation to offences by inmates |                                                                        |

1999, No. 2

An Act to amend the Prisons Act 1967

(17 February 1999)

**BE IT ENACTED** by the Parliament of the Cook Islands in Session assembled, and by the authority of the same as follows:

1. Short Title - This Act may be cited as the Prisons Amendment Act 1999 and shall be read together with and deemed part of the Prisons Act 1967 (hereinafter referred to as "the principal Act").
2. Superintendent and other officers of prison - Subsection (3) of section 5 of the principal Act is amended by inserting immediately after the word "prison" and before the word "there" the words "wherever possible".
3. Visiting Justices - Subsection (1) of section 8 of the principal Act is amended by deleting the words "Commissioner of the High Court" and substituting the words "Justice of the Peace of the Cook Islands".
4. Work and earnings - Section 17 of the principal Act is amended by -
  - (a) deleting from subsection (3), the words "with the concurrence of the Minister of Finance"; and
  - (b) repealing subsection (4).

5. Power of Visiting Justice in relation to offences by inmates - Subsection (3) of section 27 of the principal Act is amended by repealing paragraph (d).

6. Inquests of inmates - Section 34 of the principal Act is amended by inserting immediately after the word "Coroner", the words ", the Secretary of Justice and the Commissioner of Police".

7. Powers of Superintendent in relation to certain offences by inmates - Subsection (3) of section 28 of the principal Act is amended by repealing paragraph (d).

8. Offences - Section 36 of the principal Act is amended by -

- (a) deleting from subsection (1), after the words "fine not exceeding" the word "one", and substituting the word "two"; and
- (b) deleting from subsection (3), after the words "fine not exceeding" the word "one", and substituting the word "two".

9. Regulations - Section 37 of the principal Act is amended by -

- (a) deleting from paragraph (c) of subsection (2), the word "diet";
- (b) deleting from subsection (4), after the words "fine not exceeding" the word "one" and substituting the word "two"; and
- (c) repealing subsection (5).

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This Act is administered by the Ministry of Justice