

STATE CHILDREN.

18° GEO. V., No. XXII.

No. 22 of 1927.

AN ACT to amend the State Children Act, 1907-1926.

[Assented to 22nd December, 1927.]

BE it enacted by the King's Most Excellent Majesty, by and with the advice and consent of the Legislative Council and Legislative Assembly of Western Australia, in this present Parliament assembled, and by the authority of the same, as follows:—

1. This Act may be cited as the *State Children Act Amendment Act, 1927*, and shall be read as one with the State Children Act, 1907-1926, hereinafter referred to as the principal Act. Short title.
2. Section one of the principal Act is hereby amended by substituting the words "Child Welfare" for the words "State Children." Amendment of sec. 1.
3. (1) Section four of the principal Act is hereby amended by omitting the interpretation of the words "State child," and by inserting a paragraph as follows:—

"Ward" means a child who, under the provisions of this Act, is received into an institution, or apprenticed, boarded out, or placed out.

 (2) The words "ward" and "wards" are hereby substituted for the words "State child" and "State children" respectively throughout the principal Act. Amendment of sec. 4. Substitution of the word "ward" for "State child."
4. The words "Child Welfare Department" are hereby substituted for the words "State Children Department," in section five, and throughout the principal Act. Amendment of sec. 5.
5. Subsection one of section fifteen of the principal Act is hereby repealed. Amendment of sec. 15.

Amendment of
sec. 15.

6. Subsection two of section fifteen of the principal Act is amended by the omission of the words "and reformatory" and of the words "established before the commencement of this Act."

Amendment of
sec. 34.

7. A proviso is hereby added to section thirty-four of the principal Act, as follows:—

Provided also that, in the case of a child committed to an industrial school, the Department, with the approval of the Minister, may be enabled, by Regulations under this Act, to release such child on probation, under the supervision of a probation officer, or other officer of the Department.

Amendment of
sec. 70.

8. Section seventy of the principal Act is amended by omitting in paragraph (b) and in the fifth line of subsection (2) the words "twelve shillings and sixpence," and by inserting in lieu thereof the words "one pound."

Amendment of
sec. 76.

9. Section seventy-six of the principal Act is hereby amended by inserting, after the words "sixty-nine" in the first line thereof, the words "one hundred and twenty-eight or one hundred and twenty-nine."

Amendment of
sec. 78.

10. A subsection is hereby added to section seventy-eight of the principal Act as follows:—

(2) The Court shall have power to forfeit the said security to the department, or to the complainant or any other person whom the Court may adjudge to be entitled to the amount or any portion thereof, if the terms and conditions imposed by the Court are not complied with: Provided that any money advanced by the department shall be first repaid to the department.

Amendment of
sec. 103.

11. Section one hundred and three of the principal Act is hereby amended by deleting the words "this Part of."

Amendment of
sec. 106.

12. Section one hundred and six of the principal Act is amended by omitting the word "horses," in the fourth line of paragraph (b), and inserting in lieu thereof the words "any animal."

13. Section one hundred and twenty-three of the principal Act is hereby amended by adding to paragraph (d) thereof the word "or," and by inserting a paragraph as follows:—

Amendment of sec. 123.

- (e) Having a ward in his or her care, neglects or refuses, on demand, to hand such child over to an authorised officer of the Department or a police officer authorised to receive the child.

14. There is hereby inserted in the principal Act, after section one hundred and forty-seven, a new section as follows:—

Person arrested at distance exceeding twenty miles from Court may be brought before nearest Court.

147a. Whenever any person is liable to arrest under Part IX. of this Act, and such person is arrested at a distance exceeding twenty miles from the Court which has caused the warrant to issue, the person arrested may, with the consent of the Secretary of the Department, be brought before the Children Court nearest to the place of arrest, and the case shall forthwith be adjudicated upon by such Court.

For the purpose of the hearing at such Court, a certified copy of the proceedings of the Court which caused the warrant to issue, together with a certified account of the arrears of maintenance and costs, shall be accepted as *prima facie* evidence of the proceedings therein set forth and of the amounts which are owing and payable. Such certified copy shall be under the hand of and signed by the Clerk of the Court which caused the warrant to issue.

The Court which adjudicates upon the matter so transferred to it may make such order as it may determine, and thereupon such order shall be deemed to have been made by the Court which caused the warrant of arrest to issue.

15. The second schedule to the principal Act is repealed, and a schedule is inserted in place thereof, as follows:—

Amendment of second schedule

SECOND SCHEDULE.

St. Joseph's Roman Catholic Orphanage for Girls, Subiaco.
 The Anglican Girls' Orphanage, Adelaide Terrace, Perth.
 The Salvation Army Girls' Home, Cottesloe Beach.
 The Salvation Army Girls' Industrial School, Gosnells.
 The Home of the Good Shepherd Industrial School for Girls, Leederville.
 The Swan Boys' Anglican Orphanage, near Midland Junction.

The Clontarf Roman Catholic Boys' Orphanage, near Victoria Park.
The Salvation Army Boys' Home, West Subiaco.
The Seaforth Salvation Army Boys' Home, Gosnells.
The Seaforth Salvation Army Backward Boys' Home, Gosnells.
The Seaforth Salvation Army Boys' Industrial School, Gosnells.
The Methodist Children's Home, Victoria Park.
The St. Vincent's Roman Catholic Foundling Home, Subiaco.
The Children's Home, Parkerville.
The Government Receiving Depot, Walcott Street, Mount Lawley.

The acts of the Parliament of Western Australia [electronic resource]

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