

5 ELIZ. II. No. 5, 1956. *Criminal Code and Justices Acts, Etc., Act.*

**CRIMINAL LAW.**

- (1) *Criminal Code and Justices Acts Amendment Act of 1956* .. .. . 5 *Eliz. II. No. 5*
- (2) *Criminal Code Amendment Act of 1957* .. 6 *Eliz. II. No. 1*

**An Act to Amend "The Criminal Code" and "The Justices Acts, 1886 to 1949," each in certain particulars.**

5 ELIZ. II.  
NO. 5.  
THE  
CRIMINAL  
CODE AND  
JUSTICES  
ACTS  
AMENDMENT  
ACT OF  
1956.

[ASSENTED TO 29TH OCTOBER, 1956.]

**B**E it enacted by the Queen's Most Excellent Majesty, by and with the advice and consent of the Legislative Assembly of Queensland in Parliament assembled, and by the authority of the same, as follows:—

**PART I.—PRELIMINARY.**

PART I.—  
PRELIMINARY.  
Short title.

**1.** This Act may be cited as "*The Criminal Code and Justices Acts Amendment Act of 1956.*"

**2.** This Act is divided into parts as follows:—

Parts of Act.

**PART I.—PRELIMINARY;**

**PART II.—AMENDMENTS OF \*"THE CRIMINAL CODE";**

**PART III.—AMENDMENTS OF †"THE JUSTICES ACTS, 1886 TO 1949."**

PART II.—  
AMENDMENTS  
OF "THE  
CRIMINAL  
CODE."

**PART II.—AMENDMENTS OF \*"THE CRIMINAL CODE."**

**3.** This Part of this Act shall be read as one with \*"*The Criminal Code.*"

Construction  
of  
Part II.

**4.** Section five hundred and fifty-seven of \*"*The Criminal Code*" is amended by adding thereto the following subsection:—

Amendment  
of s. 557.

"(8) A person charged with committing an offence can be tried with his consent in any jurisdiction."

**5.** Section five hundred and sixty-one of \*"*The Criminal Code*" is amended by adding to the last paragraph thereof, the words "and against any person

Amendment  
of s. 561.

\* 63 V. No. 9, Sch. I., and amending Acts.

† 50 V. No. 17 and amending Acts.

PART II.—  
AMENDMENTS  
OF "THE  
CRIMINAL  
CODE."

*Criminal Code and Justices Acts, Etc., Act. 5 ELIZ. II. No. 5, 1956.*

for an indictable offence who with his prior consent has been committed for trial or for sentence for an offence before that Court".

PART III.—  
AMENDMENTS  
OF "THE  
JUSTICES ACTS,  
1886 TO 1949."

PART III.—AMENDMENTS OF \*"THE JUSTICES ACTS, 1886 TO 1949."

Construc-  
tion of  
Part III.

6. (1.) This Part of this Act shall be read as one with \*"*The Justices Acts, 1886 to 1949*" herein in this Part referred to as the Principal Act.

Collective  
title.

(2.) The Principal Act and this Part of this Act may be collectively cited as "*The Justices Acts, 1886 to 1956.*"

Amendment  
of s. 108.

7. Section one hundred and eight of the Principal Act is amended by adding thereto the following paragraph:—

" Provided that if, having regard to the length of time which shall elapse before a Court of competent jurisdiction next sits at a place to which the defendant would in the absence of this proviso be committed to take his trial as aforesaid, the justices are of the opinion that it would be just that the trial of the defendant should be held at some other place, before a Court of competent jurisdiction, the justices may, with the prior consent in writing of the defendant (which consent shall be kept with the depositions of the witnesses), order him to take his trial for the offence at such other place before such Court."

Amendment  
of s. 113.

8. Section one hundred and thirteen of the Principal Act is amended by adding thereto the following paragraph:—

" Provided further that if, having regard to the length of time which shall elapse before a Court of competent jurisdiction next sits at a place to which the defendant would in the absence of this proviso be committed for sentence as aforesaid, the justices are of the opinion that it would be just that the defendant should be sentenced for the offence at some other place, before a Court of competent jurisdiction, the justices may, with the prior consent in writing of the defendant (which consent shall be kept with the depositions of the witnesses), order him to be committed for sentence for the offence at such other place before such Court."