

JUVENILE OFFENDERS' PUNISHMENT ACT

CHAPTER 12:72

Act

L.I. 1 of 1881

Amended by

L.I. 10 of 1932

9 of 1934

12 of 1990

Current Authorised Pages

<i>Pages (inclusive)</i>	<i>Authorised by L.R.O.</i>
<i>1-3</i>	<i>1/1991</i>

**Note
on
Subsidiary Legislation**

This Chapter contains no Subsidiary Legislation.

CHAPTER 12:72

JUVENILE OFFENDERS' PUNISHMENT ACT

AN ACT to make provision for the whipping of juvenile offenders.

1961 Ed.
Cap. 40.
L.I. 1 of 1881.

[21st November 1881]

Commencement.

1. This Act may be cited as the –

Short title.

JUVENILE OFFENDERS' PUNISHMENT ACT.

2. In passing sentence upon any person being a male under the age of fourteen years, convicted of any offence, notwithstanding any Act to the contrary by which any other punishment may be prescribed, any Judge of the High Court, if he thinks it expedient to do so, may, either in substitution for or in addition to any other punishment prescribed by any Act, adjudge such person to be as soon as practicable privately whipped.

Powers of Judge as to punishment of whipping. [12 of 1990].

3. (1) Whenever under the provisions of this Act the punishment of whipping is imposed in lieu of, or in addition to the punishment prescribed by any other Act, the sentence shall in every case specify the number of strokes to be inflicted, which shall not exceed twelve strokes; and in all cases the instrument shall be a tamarind rod; and the punishment shall be inflicted by a constable in the presence of an officer or non-commissioned officer of the police service, and also in the presence, if he desires to be present, of the parent or guardian of the person on whom the punishment is inflicted.

Provisions as to whipping

(2) Before the whipping is inflicted, the person to be punished shall be examined by a duly qualified medical officer or practitioner and a medical certificate obtained that the person to be punished is physically fit to receive the whipping.

(3) Notwithstanding subsection (2), where no duly qualified medical officer or practitioner will be available within twenty-four hours to so certify as to the medical fitness of the person to be punished, the Judge, if in his opinion the person to be punished is physically fit to receive a whipping, may include in his sentence an order that the medical certificate may be dispensed with and the grounds therefor.

