

**Lodged au Greffe on 20th August 2002
by the Legislation Committee**



STATES OF JERSEY

STATES GREFFE

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European Convention on Human Rights

The President of the Legislation Committee has made the following statement -

In the view of the Legislation Committee the provisions of the Draft Criminal Justice (Evidence of Children) (Amendment) (Jersey) Law 200- are compatible with the Convention Rights.

(Signed) **Senator W. Kinnard**

REPORT

The background to this draft Law is adequately explained in the Explanatory Note.

This draft Law has no implications for the financial or manpower resources of the States.

European Convention on Human Rights

Article 16 of the Human Rights (Jersey) Law 2000 will, when brought into force by Act of the States, require the Committee in charge of a Projet de Loi to make a statement about the compatibility of the provisions of the Projet with the Convention rights (as defined by Article 1 of the Law). Although the Human Rights (Jersey) Law 2000 is not yet in force, on 15th August 2002 the Legislation Committee made the following statement before Second Reading of this projet in the States Assembly -

In the view of the Legislation Committee the provisions of the Draft Criminal Justice (Evidence of Children) (Amendment) (Jersey) Law 200- are compatible with the Convention Rights.

Explanatory Note

The purpose of this draft Law is to correct an error in Article 2(1) the Criminal Justice (Evidence of Children) (Jersey) Law 2002 which could be read as enabling the accused, rather than certain specified witnesses, to give evidence through a live television link. The provision in question was a consolidation of the Criminal Justice (Evidence and Procedure) (Jersey) Law 1997 and no change of meaning was intended when the paragraph was redrafted.

CRIMINAL JUSTICE (EVIDENCE OF CHILDREN) (AMENDMENT) (JERSEY) LAW 200-

A LAW to amend the Criminal Justice (Evidence of Children) (Jersey) Law 2002; sanctioned by Order of Her Majesty in Council of the

(Registered on the day of 200-)

STATES OF JERSEY

The day of 200-

THE STATES, subject to the sanction of Her Most Excellent Majesty in Council, have adopted the following Law -

ARTICLE 1

In Article 2(1) of the Criminal Justice (Evidence of Children) (Jersey) Law 2002^[1] for the word “he” there shall be substituted the words “the accused”.

ARTICLE 2

This Law may be cited as the Criminal Justice (Evidence of Children) (Amendment) (Jersey) Law 200- and shall be deemed to come into force on the same day that the Criminal Justice (Evidence of Children) (Jersey) Law 2002^[2] comes into force.

^[1] Volume 2002, page 442.

^[2] Volume 2002, page 441.