

Summary of Recommendations

Recommendation 1 Error! Bookmark not defined.

The Committee recommends that the Legislative Council support the passage of the Crimes Amendment (Child Protection – Excessive Punishment) Bill, subject to the minor amendments contained in Recommendations Two, Three and Four.

Recommendation 2 Error! Bookmark not defined.

The Committee recommends the words “or threaten to cause” be deleted from s 61 AA (2)(c) of the Bill.

Recommendation 3 Error! Bookmark not defined.

The Committee recommends the words “management or control” be deleted from s61 AA (1) and s61 AA (5) (a) (ii), and that s61 AA (4) be replaced with the words “Nothing in this section alters the common law concerning the management, control or restraint of a child by means of physical contact or force for purposes other than punishment.”

The Committee also recommends the words “or other persons to whom the parent has entrusted the care and management of the child” be added after the words “parent of the child” in s61 AA (5) (a) (i).

Recommendation 4 Error! Bookmark not defined.

The Committee recommends that the words “of or above the age of 18” be removed from s61AA (5).

Recommendation 5 Error! Bookmark not defined.

The Committee recommends that the NSW Government launch a major community education campaign prior to the Bill commencing, and that this campaign continue to be an ongoing program afterwards. The campaign should inform parents of the standards of what is acceptable and what is not acceptable punishment, and suggest alternative discipline strategies. The campaign should be regularly evaluated for its success in delivering its message.