

# CRIMINAL LAW JOURNAL

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## EDITORIAL

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## ARTICLES

REGULATING POLICE DISCRETION: AN ASSESSMENT OF THE IMPACT OF THE NSW YOUNG OFFENDERS ACT 1997

**Janet Chan, Jenny Barga, Garth Luke and Garner Clancey**

This article summarises results of research on the impact of the *Young Offenders Act 1997* (NSW) on the juvenile justice system. Available statistics on the Act's first three years of operation suggest that it has led to a substantial increase in warnings and cautions, and a corresponding decline in court proceedings. It has also resulted in an almost 50% drop in the odds of an Aboriginal first offender being taken to court, although this group is still over-represented. The article concludes that the Act has been generally successful in regulating police discretion, but a number of impediments remain. ....72

RECENT DEVELOPMENTS IN CANADIAN CRIMINAL LAW

**Gerry Ferguson**

This year's review covers a number of substantive, procedural and evidentiary developments. These developments include new *Criminal Code* provisions on corporate criminal liability, a challenge to the lawful authority of parents and teachers to use corporal punishment in correcting children, restrictions on the use of strip searches, regulation of cameras in the courtroom, police investigative tactics and abuse of process, misconduct of Crown counsel, breach of solicitor-client privilege and the duty of a trial judge to give reasons for judgment. ....93

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Editorial inquiries:

**Tel: (02) 8587 7000**

## HEAD OFFICE

100 Harris Street PYRMONT NSW 2009

Tel: (02) 8587 7000 Fax: (02) 8587 7100



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