



Children's Court of New South Wales

17 December 2015

The Hon James Wood AO QC
Law Reform and Sentencing Council Secretariat
NSW Sentencing Council
GPO Box 31
SYDNEY NSW 2001

Dear Mr Wood,

Re: Statutory Review of Intensive Correction Orders in accordance with s 73A of the *Crimes (Sentencing Procedure) Act 1999*

Thank you for providing the Children's Court of NSW with the opportunity to make a preliminary submission on the statutory review of Intensive Correction Orders (ICOs).

The Children's Court of NSW does not have jurisdiction to make ICOs. Offenders must be of, or above, the age of 18 in order to meet the suitability requirements in s 67 of the *Crimes (Sentencing Procedure) Act 1999* (CSPA).

The Children's Court is supportive of the use of alternative sentencing options to address an offender's criminogenic needs and promote rehabilitation. However, the Court has not assessed whether the strict supervision conditions attached to ICOs would be appropriate for young people.

Accordingly, the Children's Court submits that the statutory review of ICOs should evaluate the appropriateness of amending s 67(1)(a) of the CSPA.

Yours faithfully,

Judge Peter Johnstone
President of the Children's Court of NSW