

CRIMINAL LAW AMENDMENT ACT 1997 OF 1997

(ENACTED TO BE ENFORCED 1997) (DATE OF COMMENCEMENT 12 NOVEMBER 1997)
(unless otherwise indicated)

(Signed and signed by the President)

is amended by

Subsidiary Matters Amendment Act 34 of 1998
 Subsidiary Matters Amendment Act 83 of 2000
 Subsidiary Matters Amendment Act 42 of 2000
 Statutory Act 61 of 2000

Provisions and Comptrol of Criminal Activities Act 12 of 2004
 Provisions of Constitutional Matters against Persons and Related Activities Act 23 of 2004

Criminal Law (General Offences and Related Matters) Amendment Act 32 of 2007
 Criminal Law (Statutory) Amendment Act 38 of 2007
 Subsidiary Matters Amendment Act 66 of 2008

and amended by

Provisions of Monetary Activities and Regulation of Certain Activities in Country of Armed Conflict Act 27 of 2008

(with effect from a date to be proclaimed) – see PROCLAM.

ACT

To make provision for the setting aside of all sentences of death in accordance with the law and their substitution by lawful punishments; to amend certain laws and the related provisions relating to capital punishment; to provide for sentence substitution for certain serious offences; and to provide for certain substituted sentences.

Enabling

WHEREAS the Constitution of the Republic of South Africa, 1996, provides that everyone has the right to life;

AND WHEREAS the Constitutional Court has ruled that the sentence of death is unconstitutional and therefore void;

AND WHEREAS it is necessary to make provision for the setting aside of all such sentences in accordance with law and their substitution by lawful punishments;

AND IT THEREFORE ENACTED by the Parliament of the Republic of South Africa, as follows:

1 Substitution of sentences of death

(1) The Minister of Justice shall, as soon as practicable after the commencement of this Act, refer the case of every person who has been sentenced to death and has or expects to have sentence substituted at the relevant legal proceedings pending for appeal or review, or his case has such proceedings on file or has disposed, to the court in which the sentence of death was imposed.

(2) The court shall consist of the judge who imposed the sentence in question or, if it cannot be so constituted, the judge President of the court in question shall designate the

Criminal Law Act 1997 Irish Statute

R Bogdan



Criminal Law Act 1997 Irish Statute :

The Irish Statute Book Brian Hunt (Barrister-at-law), Francis Alan Roscoe Bennion, 2007 **European Perspectives on Pre-Trial Detention** Christine Morgenstern, Walter Hammerschick, Mary Rogan, 2023-09-15 High levels of remand or pre trial detention PTD is a matter of growing concern in many countries and at a European level Despite being responsible for a significant part of the prison population PTD practice is rarely the focus of criminological and criminal justice research This book examines pre trial detention practices and different ways of reducing its use across Europe Offering a range of country specific studies this book also offers comparative studies of major issues across the continent In particular this book illustrates and examines how the actors judges public prosecutors defence lawyers work in pre trial proceedings and make decisions the common challenges in PTD decision making the factors which explain higher and lower rates of PTD across Europe similarities and differences in practice and the ways in which cross border cases in Europe influence policy and practice Offering suggestions and recommendations for how to bring down the use of PTD in Europe this book is essential reading for all those engaged with European penal research and practice **Potiphar's Wife** Kieran Tapsell, 2014-03-01 English summary The cover up of child sexual abuse by the Catholic Church has been occurring under the pontificate of six popes since 1922 For 1500 years the Catholic Church accepted that clergy who sexually abused children deserved to be stripped of their status as priests and then imprisoned A series of papal and Council decrees from the twelfth century required such priests to be dismissed from the priesthood and then handed over to the civil authorities for further punishment That all changed in 1922 when Pope Pius XI issued his decree Crimen Sollicitationis that created a de facto privilege of clergy by imposing the secret of the Holy Office on all information obtained through the Church's canonical investigations If the State did not know about these crimes then there would be no State trials and the matter could be treated as a purely canonical crime to be dealt with in secret in the Church courts Pope Pius XII continued the decree Pope John XXIII reissued it in 1962 Pope Paul VI in 1974 extended the reach of pontifical secrecy to the allegation itself Pope John Paul II confirmed the application of pontifical secrecy in 2001 and in 2010 Benedict XVI even extended it to allegations about priests sexually abusing intellectually disabled adults In 2010 Pope Benedict gave a dispensation to pontifical secrecy to allow reporting to the police where the local civil law required it that is just enough to keep bishops out of jail Most countries in the world do not have any such reporting laws for the vast majority of complaints about the sexual abuse of children Pontifical secrecy the cornerstone of the cover up continues The effect on the lives of children by the imposition of the Church's Top Secret classification on clergy sex abuse allegations may not have been so bad if canon law had a decent disciplinary system to dismiss these priests The 1983 Code of Canon Law imposed a five year limitation period which virtually ensured there would be no canonical trials It required bishops to try to reform these priests before putting them on trial When they were on trial the priest could plead the Vatican Catch 22 defence he should not be dismissed because he couldn't

control himself The Church claims that all of this has changed Very little has changed It has fiddled around the edges of pontifical secrecy and the disciplinary canons The Church has been moonwalking [Encyclopedia of Rape and Sexual Violence](#) Merrill D. Smith,2018-05-03 This two volume set provides an authoritative overview of rape and other forms of sexual violence containing the latest information about victims and perpetrators events laws and trends related to sexual violence and attitudes toward it This encyclopedia will help readers to develop a deeper understanding of rape and other forms of sexual violence in the United States and around the world Content illuminates all aspects of this serious issue including the forms of trauma experienced by survivors victims different types of rape from incest to acquaintance rape to prison rape specific cases events and controversies laws policies movements and organizations pertaining to the issue and legal political and cultural contributors to rape and other forms of sexual violence [Encyclopedia of Rape and Sexual Violence](#) follows an A Z format but instead of comprising brief overview entries it features twenty chapters each of which is a long form entry that covers key perspectives laws court cases and statistics on survivors victims and perpetrators Leading scholars and activists perspectives on the subject add depth to the information provided the set also includes a selection of essential primary documents **Current Law Statute Citator** ,1996 *The Development of Child Protection Law and Policy* Kieran Walsh,2020-04-02 This book examines how child protection law has been shaped by the transition to late modernity and how it copes with the ever changing concept of risk The book traces the evolution of the contemporary child protection system through historical changes assessing the factors that have influenced the development of legal responses to abuse over a 130 year period It does so by focussing on the Republic of Ireland where child protection has become emblematic of wider social change The work draws on a wide range of primary and secondary sources including legislation case law and official and media reports of child protection inquiries It also utilises insights developed through an extensive examination of parliamentary debates on child protection matters These materials are assessed through the lens of critical discourse analysis to explore the relationship between law social policy and social theory as they effect child protection While the book utilises primarily Irish sources this multidisciplinary approach ensures the argument has international applicability The book will be a valuable resource for all those with an interest in the development of child protection law [LGBT-Q Teachers, Civil Partnership and Same-Sex Marriage](#) Aoife Neary,2016-12-01 The introduction of legislative structures for same sex relationships provides a new lens for grappling with the politics of sexuality in schools and society The emergence of civil partnership and same sex marriage in Ireland brings to the fore international debates around public intimacy religion in the public sphere secularism and the politics of sexuality equality Building on queer feminist and affect theory in innovative ways this book offers insight into the everyday negotiations of LGBT Q teachers as they operate between and across the intersecting fields of education religion and LGBT Q politics Neary illustrates the complexity of negotiating personal and professional identities for LGBT Q teachers [The Irish Reports](#) ,2002 *Current Law Statute Citator ...*

Statutory Instrument Citator, 2003 The Laws of Scotland, 1987 **Martindale-Hubbell International Law Digest**, 2003 ECHR and Irish Law Ursula Kilkelly, 2004 ECHR and Irish Law is a major new work examining the likely impact of the European Convention on Human Rights Act 2003 on Irish law The work begins with a discussion of the way in which the ECHR has been incorporated into Irish law and compares this with other models including the UK and examines the possibilities as well as limitations of this particular form of incorporation The ways in which the Act will operate in practice and the remedies available for breach are examined in detail There follows an examination of the likely effect of the new Act upon individual areas of Irish law examining the current compatibility of existing structures and the possibilities for raising Convention issues in these areas Individual areas of law covered in this new book include refugee law child and family law detention and custody discrimination criminal law privacy and the media and property housing and environment Written by a team of leading experts in their respective fields ECHR and Irish Law provides an authoritative account of the incorporation of the ECHR and the likely impact on Irish Law with a detailed analysis of relevant ECHR case law **Annual Review of Irish Law 2003** Raymond Byrne, William Binchy, 2004-12-15 A textbook on the law of real property This edition emphasizes the importance of registered land and considers the likely impact of the Land Registration Bill 2000 and the Human Rights Act 1998 as well as updating all chapters in the light of the legislation passed as well as the case law *The Law Reports. Queen's Bench Division*, 1997 *Irish Law Times*, 2004 The Cumulative Book Index, 1999 *The Presumption of Innocence in Irish Criminal Law* Claire Hamilton (Barrister), 2007 The right to be presumed innocent until proven guilty has been described as the golden thread running through the web of English criminal law and a fundamental postulate of Irish criminal law which enjoys constitutional protection Reflecting on the bail laws in the O Callaghan case Walsh J described the presumption as a very real thing and not simply a procedural rule taking effect only at the trial The purpose of this book is to consider whether the reality matches the rhetoric surrounding this central precept of our criminal law and to consider its efficacy in the light of recent or proposed legislative innovations Considerable space is devoted to the anti crime package introduced by the government in the period of heightened concern about crime which followed the murder of journalist Veronica Guerin Described by the Bar Council as the most radical single package of alterations to Irish criminal law and procedure ever put together the effect of the package was an amendment of the bail laws and the introduction of preventative detention a curtailment of the right to silence for those charged with serious drugs offences and the introduction of a novel civil forfeiture process to facilitate the seizure of the proceeds of crime a development which arguably circumvents the presumption Given these developments the question posed in the book is whether we can lay claim to a presumption that is more than merely theoretical or illusory Halsbury's Laws of England, 1973 Current Law Index, 2007 **Ireland North and South** Richard Breen, Anthony Francis Heath, Christopher T. Whelan, 1999 This is the first systematic study of the social and political development of the two Irelands since partition Scholars from various disciplines

here consider economic development political history demography and migration religion family industrial relations education and many other factors

The book delves into Criminal Law Act 1997 Irish Statute . Criminal Law Act 1997 Irish Statute is an essential topic that needs to be grasped by everyone, from students and scholars to the general public. This book will furnish comprehensive and in-depth insights into Criminal Law Act 1997 Irish Statute , encompassing both the fundamentals and more intricate discussions.

1. The book is structured into several chapters, namely:

- Chapter 1: Introduction to Criminal Law Act 1997 Irish Statute
- Chapter 2: Essential Elements of Criminal Law Act 1997 Irish Statute
- Chapter 3: Criminal Law Act 1997 Irish Statute in Everyday Life
- Chapter 4: Criminal Law Act 1997 Irish Statute in Specific Contexts
- Chapter 5: Conclusion

2. In chapter 1, this book will provide an overview of Criminal Law Act 1997 Irish Statute . The first chapter will explore what Criminal Law Act 1997 Irish Statute is, why Criminal Law Act 1997 Irish Statute is vital, and how to effectively learn about Criminal Law Act 1997 Irish Statute .

3. In chapter 2, the author will delve into the foundational concepts of Criminal Law Act 1997 Irish Statute . The second chapter will elucidate the essential principles that need to be understood to grasp Criminal Law Act 1997 Irish Statute in its entirety.

4. In chapter 3, the author will examine the practical applications of Criminal Law Act 1997 Irish Statute in daily life. The third chapter will showcase real-world examples of how Criminal Law Act 1997 Irish Statute can be effectively utilized in everyday scenarios.

5. In chapter 4, this book will scrutinize the relevance of Criminal Law Act 1997 Irish Statute in specific contexts. This chapter will explore how Criminal Law Act 1997 Irish Statute is applied in specialized fields, such as education, business, and technology.

6. In chapter 5, this book will draw a conclusion about Criminal Law Act 1997 Irish Statute . The final chapter will summarize the key points that have been discussed throughout the book.

The book is crafted in an easy-to-understand language and is complemented by engaging illustrations. It is highly recommended for anyone seeking to gain a comprehensive understanding of Criminal Law Act 1997 Irish Statute .

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Criminal Law Act 1997 Irish Statute Introduction

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