



An Bille um Cheartas Coiriúil (Ord Poiblí) (Leasú), 2023
Criminal Justice (Public Order) (Amendment) Bill 2023

Mar a tionscnaíodh

As initiated



AN BILLE UM CHEARTAS COIRIÚIL (ORD POIBLÍ) (LEASÚ), 2023
CRIMINAL JUSTICE (PUBLIC ORDER) (AMENDMENT) BILL 2023

Mar a tionscnaíodh

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ACT REFERRED TO

Criminal Justice (Public Order) Act 1994 (No. 2)

Non-Fatal Offences against the Person Act 1997 (No. 26)



AN BILLE UM CHEARTAS COIRIÚIL (ORD POIBLÍ) (LEASÚ), 2023
CRIMINAL JUSTICE (PUBLIC ORDER) (AMENDMENT) BILL 2023

Bill

entitled

An Act to amend the Criminal Justice (Public Order) Act 1994 to make specific provision for minimum sentences for certain assault offences; and to provide for related matters. 5

Be it enacted by the Oireachtas as follows:

Interpretation

1. In this Act— 10
- “Act of 1994” means the Criminal Justice (Public Order) Act 1994;
- “Minister” means the Minister for Justice.

Amendment of section 19 of Act of 1994

2. Section 19 of the Act of 1994 is amended—
- (a) in subsection (2), by the substitution of “Subject to the provisions of this section, a person” for “A person”, 15
- (b) by the insertion of the following subsections after subsection (2):
- “(2A) Where—
- (a) a person is guilty of assault contrary to subsection (1),
- (b) that assault was committed after that person had attained the age of 18 years, and 20
- (c) that assault caused harm to the person assaulted,
- the sentence imposed on conviction for that offence shall be, or shall include, a sentence of imprisonment of not less than—
- (i) on summary conviction, six months imprisonment, or 25
- (ii) on conviction on indictment, two years imprisonment.
- (2B) The operation of the minimum period of six months or two years imprisonment (as the case may be) specified in subsection (2A) shall not be suspended in whole or in part by the sentencing court.

(2C) Subsections (2A) and (2B) apply only in respect of an offence committed after the coming into operation of the *Criminal Justice (Public Order) (Amendment) Act 2023*.”,

and

(c) in subsection (6), by the insertion of the following definition: 5

“ ‘harm’ has the same meaning as it has in section 1 of the Non-Fatal Offences against the Person Act 1997;”.

Short title and commencement

3. (1) This Act may be cited as the Criminal Justice (Public Order) (Amendment) Act 2023.

(2) This Act shall come into operation on such day or days as the Minister may by order 10
or orders appoint either generally or with reference to any particular purpose or
provision and different days may be so appointed for different purposes or provisions.

An Bille um Cheartas Coiriúil (Ord Poiblí)
(Leasú), 2023

BILLE

(mar a tionscnaíodh)

dá ngairtear

Acht do leasú an Achta um Cheartas Coiriúil (Ord Poiblí), 1994 chun socrú sonrach a dhéanamh maidir le pianbhreitheanna íosta i leith cionta ionsaithe áirithe; agus do dhéanamh socrú i dtaobh nithe gaolmhara.

An Teachta Peadar Tóibín a thug isteach,
8 Feabhra, 2023

Criminal Justice (Public Order)
(Amendment) Bill 2023

BILL

(as initiated)

entitled

An Act to amend the Criminal Justice (Public Order) Act 1994 to make specific provision for minimum sentences for certain assault offences; and to provide for related matters.

Introduced by Deputy Peadar Tóibín,
8th February, 2023

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