

From: Kelvin Bunyan [REDACTED]
Sent: Wednesday, 10 March 2021 9:25 AM
To: Legal Affairs and Safety Committee
Subject: Submission for Youth Justice and Other Legislation Amendment Bill 2021
Categories: Submission

Committee Secretary
Legal Affairs and Safety Committee
Parliament House
George Street
Brisbane Qld 4000

Dear Committee Members, I wish to put a submission in regarding to the Youth Justice and other legislation Amendment bill 2021.

History, I am a Queensland resident born in North Queensland in the early sixties, so I have seen quiet a bit in my time. I am Married with 3 Children and 7 Grandchildren. Through my life's journey I have seen a reduction in law and order relating to Youth justice as I recall reading about the Youth Justice act introduction in the early 1990s at the time, I recall it was introduced to protect children in the community. My first experience with it was my eldest daughter telling me her teacher told her she did not have to do chores such as cleaning her room and other normal household duties I also noticed the child across the road and other in the community dealing with the same thinking from schools. Here we are now dealing with this 30 years later. In approximately 2001 my wife was attacked in her workplace by two town recidivist offenders. We went through the motions of the court process ensuring at least some sort of justice to prevent further offending by these two what played out was a farce to put it kindly. At the time in the town of Ayr 4807- Home Hill 4806 the community was rallying to make change with the cooperation of the Burdekin Shire council and the Regional Police Inspector and other government departments. We did many positive things however I seen it as an appeasement on the Government behalf. I became the president of the Burdekin Action Group against crime during this time I received a lengthy phone call from a person SeanJ from James Cook University who said to me there is more to this crime issue than we think, what we need to find is what he was referring to as I was never able to get valued conversation with Police and other Government departments relating to his statement.

Your Committee, without offending any of your committee do they have real life experience with what is happening in our communities such as Townsville, have they walked in the shoes of the victims or visited the crime hot spots and if they have, have they gone into the community talking to victims and discussed the affect they offenders are having on the community.

Submission, after reading The Bill aims to achieve its policy objectives by amending the YJA and PPRA.

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- **#1** Providing the legislative framework required to trial the use of electronic monitoring devices as a condition of bail for some offenders aged 16 and 17 years old who have committed a prescribed indictable

offence and have been previously found guilty of one or more indictable offences (with a review after 12 months)

#1 We have offenders as young as 10 years old which are used by the older offenders to do their work, so GPS device need to be on these people as well. You are not in touch with what is happening, visit the communities.

- #2 Explicitly permitting the court or a police officer to take into consideration, when determining whether to grant bail, whether a parent, guardian or other person has indicated a willingness to do one or more of the following: support the young person to comply with their bail conditions, advise of any changes in circumstances that may impact the offender's ability to comply with the bail conditions, or advise of any breaches of bail

#2 These offenders do not care; Ref Youth Justice Act 1990 Children no longer have respect for their parents of guardians if they did, they would not be offending.

- #3 Creating a limited presumption against bail, requiring certain young offenders charged with 'prescribed indictable offences' to 'show cause' why bail should be granted
- #3 They should have no opportunity as they have committed an offence, when criminal drives a car breaking the law in any way, they should lose their right to be in the community, we have these drivers targeting other drivers using a scoring system as a badge of honour.
 - #4 Clarifying that, although a lack of accommodation and/or family support is a consideration that bail decision makers can take into account when determining whether to grant bail, it cannot be the sole reason for keeping a child in custody
- #4 These recidivist offenders should stay in custody until you the committee and Government have a logical solution as they have no place in the wider community. If we have no room for them build security compounds these can be set up quickly. To date these young juvenile offenders are making you all look very ordinary, and the wider community are expecting workable solutions no mistakes leaving loopholes for them to be accessed.
 - #5 Codify the sentencing principle, currently found in common law, that the fact that an offence was committed while a person was subject to bail is an aggravating factor when determining the appropriate sentence
- #5 If this has not already been done, I would question why it has not been done as this crime issue has not just occurred.
 - #6 Amend the Charter of Youth Justice Principles to include a reference to the community being protected from recidivist youth offenders
- #6 The youth justice act seems to favour the perpetrator when in fact the Youth Justice act has caused these issues. I have seen firsthand what the Youth Justice act has done to Queensland communities. At what point do we have suitable experienced parents work out a strategy to suggest to the committee what works and what is a failure in a family household.
 - #7 Provide for a trial of powers for police to stop a person and use a handheld scanner to scan for knives in SNPs on the Gold Coast
- #7 There should be no need for anyone to carry a knife in the General community of Queensland and Police need to have the ability to use a detection

device to ensure no one carries such weapon. People carrying weapons should immediately be detained and be inconvenienced.

- #8 Enhance the enforcement regime against dangerous hooning behaviour by strengthening existing owner onus deeming provisions for hooning offences.
- # 8 as a mechanic can think of many ways to hinder a motor vehicles excessive performance 99% of vehicles are controlled by an Electronic control module which can be programmed to stay within parameters. While I have never seen a Breath test device, I am told it can disable a vehicle if a breath sample is wrong. Also take the hooning off the streets with facilities for hoons to learn about their car's ability.
- I trust your committee will not just make a minor change to appease Queensland residents as we the community have had enough of these Lawless perpetrators.
- Regards Kelvin Bunyan [REDACTED] Contact
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