

No. 46

AN ACT

To further amend the act, approved the second day of June, one thousand nine hundred thirty-three (Pamphlet Laws 1433), entitled "An act defining the powers of the courts of quarter sessions, the Municipal Court of Philadelphia, and the County or Juvenile Court of Allegheny County, with respect to the care, guidance, control, trial, placement and commitment of delinquent, dependent and neglected children under sixteen years of age and of persons over sixteen years of age contributing to or encouraging the delinquency, neglect and dependency of children; and amending, revising and consolidating the law relating thereto," by further regulating the confinement of juveniles under eighteen years of age.

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows: Children.

Section 1. Sections 6 and 7 of the act, approved the second day of June, one thousand nine hundred thirty-three (Pamphlet Laws 1433), entitled "An act defining the powers of the courts of quarter sessions, the Municipal Court of Philadelphia, and the County or Juvenile Court of Allegheny County, with respect to the care, guidance, control, trial, placement and commitment of delinquent, dependent and neglected children under sixteen years of age and of persons over sixteen years of age contributing to or encouraging the delinquency, neglect and dependency of children; and amending, revising and consolidating the law relating thereto," as amended by the act, approved the fifteenth day of June, one thousand nine hundred thirty-nine (Pamphlet Laws 394), are hereby further amended to read as follows:

Sections 6 and 7,
act of June 2,
1933, P. L. 1433,
as amended by
act of June 15,
1939, P. L. 394,
further amended.

Section 6. Preliminary Orders; Temporary Custody of Children.—Upon the filing of any petition as above set forth, or the commitment of a child by any magistrate, alderman or justice of the peace, the judge holding the juvenile court shall, if after preliminary inquiry he deems the same necessary, make all necessary orders for compelling the production of such child, and the attendance of parents or other person or persons having the custody or control of the child, or with whom the child may be.

Pending the final disposition of any case, the child shall be subject to the order of the court, and may be permitted by the court to remain in the control of his or her parents or the person having him or her in charge, or in charge of a probation officer, or the child may be placed by the court in the custody of any association or society having for one of its objects the care of dependent, delinquent or neglected children, or may be ordered by the court to be kept and maintained in some place provided by the county for such purposes: Provided,

That if such child is sixteen years of age or over and less than eighteen years of age, he or she may be confined in any place of detention maintained and provided for the custody of adults awaiting trial, *on order of the court if, in its opinion, the circumstances of the individual case so warrant.*

Section 7. Certain Commitments Prohibited; Special Rooms for Detention of Children.—No child under sixteen years of age, pending or after hearing before the juvenile court, shall be confined in any county jail, workhouse, police station, lockup, or other institution in which adults are confined, or be placed in any court room during the trial of adults unless his or her presence be required in the prosecution of adults upon order of the judge presiding at the trial of such adult or adults, or in any vehicle in company with adults charged with or convicted of crime.

The county commissioners in each county, *or in co-operation with another county or other counties,* shall provide, furnish, and heat a separate room or rooms, or a suitable building, to be used exclusively for the confinement of all children under [sixteen] *eighteen* years of age who may be in custody awaiting hearing in the juvenile court of the county, and shall provide for the maintenance and care of such children while in custody.

APPROVED—The 3rd day of June, A. D. 1953.

JOHN S. FINE

No. 47

AN ACT

To further amend the act, approved the seventeenth day of April, one thousand eight hundred seventy-six (Pamphlet Laws 29), entitled "An act relating to appeals in cases of summary convictions," by extending the time within which appeals may be taken.

Appeals.

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows:

Act of April 17, 1876, P. L. 29, as last amended by act of April 1, 1925, P. L. 98, further amended.

Section 1. The act, approved the seventeenth day of April, one thousand eight hundred seventy-six (Pamphlet Laws 29), entitled "An act relating to appeals in cases of summary convictions," as last amended by the act, approved the first day of April, one thousand nine hundred twenty-five (Pamphlet Laws 98), is hereby further amended to read as follows:

Right of appeal in cases of summary convictions.

Section 1. Be it enacted, &c., That in all cases of summary conviction in this Commonwealth, before a magistrate or court not of record, either party, even