

2011

THE LEGISLATIVE ASSEMBLY  
FOR THE AUSTRALIAN CAPITAL TERRITORY

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(As presented)

(Attorney-General)

## Crimes (Certain Penalty Increases) Amendment Bill 2011

### Contents

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	Page
1 Name of Act	2
2 Commencement	2
3 Legislation amended	2
4 Intentionally inflicting grievous bodily harm Section 19 (1)	2
5 Section 19 (2) and note	2
6 Recklessly inflicting grievous bodily harm Section 20 (1)	3
7 Section 20 (2) and note	3
8 Causing grievous bodily harm Section 25	3
9 Culpable driving of motor vehicle Section 29 (2)	3

## Contents

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		Page
10	Section 29 (3) and note	4
11	Section 29 (4)	4
12	Section 29 (5)	4
<b>Schedule 1</b>	<b>Consequential amendments</b>	5
<b>Part 1.1</b>	<b>Evidence (Miscellaneous Provisions) Act 1991</b>	5
<b>Part 1.2</b>	<b>Road Transport (Alcohol and Drugs) Act 1977</b>	5
<b>Part 1.3</b>	<b>Road Transport (General) Act 1999</b>	6
<b>Part 1.4</b>	<b>Spent Convictions Act 2000</b>	6

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# **Crimes (Certain Penalty Increases) Amendment Bill 2011**

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## **A Bill for**

An Act to amend the *Crimes Act 1900*, and for other purposes

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The Legislative Assembly for the Australian Capital Territory enacts as follows:

1	<b>1</b>	<b>Name of Act</b>
2		This Act is the <i>Crimes (Certain Penalty Increases) Amendment</i>
3		<i>Act 2011</i> .
4	<b>2</b>	<b>Commencement</b>
5		This Act commences on the day after its notification day.
6	<i>Note</i>	The naming and commencement provisions automatically commence on
7		the notification day (see Legislation Act, s 75 (1)).
8	<b>3</b>	<b>Legislation amended</b>
9		This Act amends the <i>Crimes Act 1900</i> .
10	<i>Note</i>	This Act also amends other legislation (see sch 1).
11	<b>4</b>	<b>Intentionally inflicting grievous bodily harm</b>
12		<b>Section 19 (1)</b>
13		<i>omit</i>
14		15 years
15		<i>substitute</i>
16		20 years
17	<b>5</b>	<b>Section 19 (2) and note</b>
18		<i>substitute</i>
19	<i>Note</i>	Section 48A (Aggravated offences—offences against pregnant women)
20		makes provision in relation to aggravated offences against this section.
21		The penalty mentioned in s 19 (1) includes the penalty for the
22		aggravated offence.

1	<b>6</b>	<b>Recklessly inflicting grievous bodily harm</b>
2		<b>Section 20 (1)</b>
3		<i>omit</i>
4		10 years
5		<i>substitute</i>
6		13 years
7	<b>7</b>	<b>Section 20 (2) and note</b>
8		<i>substitute</i>
9	<i>Note</i>	Section 48A (Aggravated offences—offences against pregnant women)
10		makes provision in relation to aggravated offences against this section.
11		The penalty mentioned in s 20 (1) includes the penalty for the
12		aggravated offence.
13	<b>8</b>	<b>Causing grievous bodily harm</b>
14		<b>Section 25</b>
15		<i>omit</i>
16		2 years
17		<i>substitute</i>
18		5 years
19	<b>9</b>	<b>Culpable driving of motor vehicle</b>
20		<b>Section 29 (2)</b>
21		<i>omit</i>
22		7 years
23		<i>substitute</i>
24		14 years

- 1     **10     Section 29 (3) and note**
- 2             *substitute*
- 3             *Note*     Section 48A (Aggravated offences—offences against pregnant women)
- 4                     makes provision in relation to aggravated offences against this section.
- 5                     The penalties mentioned in s 29 (2) and (4) include the penalty for the
- 6                     aggravated offence.
- 7     **11     Section 29 (4)**
- 8             *omit*
- 9             4 years
- 10            *substitute*
- 11            10 years
- 12     **12     Section 29 (5)**
- 13            *omit*

**Schedule 1                      Consequential amendments**

(see s 3)

**Part 1.1                              Evidence (Miscellaneous  
Provisions) Act 1991**

**[1.1]                      Section 37, definition of *less serious violent offence*,  
paragraph (h)**

*substitute*

(h) section 29 (4) (Culpable driving of motor vehicle);

**[1.2]                      Section 37, definition of *serious violent offence*,  
paragraph (a) (ix)**

*substitute*

(ix) section 29 (2) (Culpable driving of motor vehicle);

**Part 1.2                              Road Transport (Alcohol and  
Drugs) Act 1977**

**[1.3]                      Dictionary, definition of *offence of culpable driving*,  
paragraph (a)**

*after*

driving

*insert*

of motor vehicle

1                      **Part 1.3                      Road Transport (General) Act**  
2    **1999**

3                      **[1.4]                      Dictionary, definition of *offence of culpable driving*,**  
4    **paragraph (a)**  
5    *after*  
6    driving  
7    *insert*  
8    of motor vehicle

9                      **Part 1.4                      Spent Convictions Act 2000**

10                      **[1.5]                      Section 14 (4) (a)**  
11    *after*  
12    driving  
13    *insert*  
14    of motor vehicle



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## Endnotes

**1      Presentation speech**

Presentation speech made in the Legislative Assembly on      2011.

**2      Notification**

Notified under the Legislation Act on      2011.

**3      Republications of amended laws**

For the latest republication of amended laws, see [www.legislation.act.gov.au](http://www.legislation.act.gov.au).

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