

South Australia

Controlled Substances (Possession of Prescribed Equipment) Amendment Act 2007

An Act to amend the *Controlled Substances Act 1984*.

Contents

Part 1—Preliminary

- 1 Short title
- 2 Commencement
- 3 Amendment provisions

Part 2—Amendment of *Controlled Substances Act 1984*

- 4 Insertion of section 33LA
33LA Possession of prescribed equipment
 - 5 Amendment of section 63—Regulations
-

The Parliament of South Australia enacts as follows:

Part 1—Preliminary

1—Short title

This Act may be cited as the *Controlled Substances (Possession of Prescribed Equipment) Amendment Act 2007*.

2—Commencement

This Act will come into operation on a day to be fixed by proclamation.

3—Amendment provisions

In this Act, a provision under a heading referring to the amendment of a specified Act amends the Act so specified.

Part 2—Amendment of *Controlled Substances Act 1984*

4—Insertion of section 33LA

After section 33L insert:

33LA—Possession of prescribed equipment

- (1) A person who, without reasonable excuse (proof of which lies on the person), has possession of any prescribed equipment is guilty of an offence.

Maximum penalty: \$10 000 or imprisonment for 2 years, or both.

- (2) In this section—

prescribed equipment means—

- (a) a document containing instructions for the manufacture of a controlled drug or the cultivation of a controlled plant; or
(b) equipment of a kind prescribed by regulation.

5—Amendment of section 63—Regulations

Section 63(2)— after "this Act" insert:

(other than a regulation proposed to be made under section 33LA)