

Legislative Council—No 64

As received from the House of Assembly and read a first time, 15 November 2006

South Australia

**Criminal Law Consolidation (Drink Spiking)
Amendment Bill 2006**

A BILL FOR

An Act to amend the *Criminal Law Consolidation Act 1935*.

Contents

Part 1—Preliminary

- 1 Short title
- 2 Commencement
- 3 Amendment provisions

Part 2—Amendment of *Criminal Law Consolidation Act 1935*

- 4 Insertion of Part 3 Division 7C
 - Division 7C—Food and beverage spiking
 - 32C Spiking of food or beverages
-

The Parliament of South Australia enacts as follows:

Part 1—Preliminary

1—Short title

This Act may be cited as the *Criminal Law Consolidation (Drink Spiking) Amendment Act 2006*.

5 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.

10 Part 2—Amendment of *Criminal Law Consolidation Act 1935*

4—Insertion of Part 3 Division 7C

After section 32B insert:

Division 7C—Food and beverage spiking

32C—Spiking of food or beverages

- 15 (1) A person is guilty of an offence if the person adds a substance, or causes a substance to be added, to any food or beverage intending to cause, or being recklessly indifferent as to causing, impairment of the consciousness or bodily function of another who will or might consume the food or beverage without knowledge of the presence of
- 20 the substance (whether at all or in the quantity added).

Maximum penalty: Imprisonment for 3 years.

(2) In this section—

food or beverage includes any solid or liquid substance prepared or intended for human consumption.