

**Legislative Council—No 122**

As introduced and read a first time, 20 February 2013

South Australia

**Criminal Law Consolidation (Offences Against  
Unborn Child) Amendment Bill 2013**

A BILL FOR

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

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## The Parliament of South Australia enacts as follows:

### Part 1—Preliminary

#### 1—Short title

This Act may be cited as the *Criminal Law Consolidation (Offences Against Unborn Child) Amendment Act 2013*.

#### 5 2—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 *Criminal Law Consolidation Act 1935*

#### 10 3—Amendment of section 19A—Causing death or harm by use of vehicle or vessel

Section 19A—after subsection (3) insert:

- (4) For the purposes of subsections (1) and (3), a reference to causing the death of another person, or harm to another person, includes causing the death or causing harm to an unborn child.

#### 15 4—Insertion of heading to Subdivision 1

Before section 21 insert:

##### Subdivision 1—Preliminary

#### 5—Insertion of heading to Subdivision 2

Before section 23 insert:

#### 20 Subdivision 2—Causing harm

**6—Insertion of heading to Subdivision 3**

Before section 25 insert:

**Subdivision 3—Alternative verdicts**

**7—Insertion of heading to Subdivision 4**

5 Before section 29 insert:

**Subdivision 4—Acts endangering life etc**

**8—Insertion of Subdivision 5**

After section 31 insert:

**Subdivision 5—Offences against unborn child**

10 **31A—Offences against unborn child**

- (1) A person who causes serious harm to a pregnant woman which causes her unborn child to die is guilty of an offence.

Maximum penalty: Imprisonment for life.

- 15 (2) A person who causes serious harm to a pregnant woman which causes serious harm to her unborn child is guilty of an offence.

Maximum penalty: Imprisonment for 20 years.

- (3) In this section—

*pregnant woman* means a female person of any age who is pregnant.