

South Australia

**Criminal Law Consolidation (Serious Criminal
Trespass) Amendment Bill 2007**

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 (Serious Criminal Trespass) Amendment Act 2007*.

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 169—Serious criminal trespass—non-residential buildings

Section 169—after subsection (1) insert:

- (1a) A person who commits a serious criminal trespass in a non-residential building is guilty of an aggravated offence if—
 - 15 (a) any of the factors that generally give rise to aggravation of an offence are applicable;¹ or
 - (b) the non-residential building was, at the time of the offence, lawfully used to carry on a business consisting of or involving—
 - 20 (i) pharmacy (within the meaning of the *Pharmacists Act 1991*); or
 - (ii) the storage of—
 - (A) a controlled drug; or
 - (B) a drug containing a controlled precursor, within the meaning of the *Controlled Substances Act 1984*.

Note—

- 1 See section 5AA.