

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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## Contents

### Part 1—Preliminary

- 1 Short title
- 2 Amendment provisions

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

- 3 Amendment of section 169—Serious criminal trespass—non-residential buildings
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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;<sup>1</sup> 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.