

**Legislative Council—No 8A**

As reported with amendments, report adopted, Standing Orders suspended and passed remaining stages, 8 June 2006

South Australia

**Criminal Law Consolidation (Throwing Objects at Vehicles) Amendment Bill 2006**

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 (Throwing Objects at Vehicles) 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—Amendment of section 21—Harm**

Section 21, definition of *lesser offence*, (b)—after "Division" insert:  
or section 32A

## 5—Insertion of Part 3 Division 7B

After section 32 insert:

### Division 7B—Throwing objects at vehicles

#### 32A—Throwing objects at vehicles

5 (1) A person must not throw a prescribed object at, or drop a prescribed object on, a vehicle that is being driven on a road or road-related area, or being run on a busway, railway or tramway (whether, at the time the object is thrown or dropped, the vehicle is moving or stationary).

10 Maximum penalty: Imprisonment for 5 years.

(2) In this section—  
*prescribed object* means an object of a class prescribed by the regulations for the purposes of this section;

15 *road* and *road-related area* have the same meanings as in the *Road Traffic Act 1961*;

*vehicle* means—

- 20
- (a) a vehicle that is propelled by a motor; or
  - (b) a vehicle that is run on a busway, railway or tramway; or
  - (c) a bicycle, tricycle or other similar vehicle for which the rider provides the motive force; or
  - (d) a vehicle that is drawn by an animal; or
  - (e) an animal that is being ridden by a person.

#### 32B—Alternative verdicts

25 If at the trial of a person for murder or manslaughter the jury is not satisfied that the accused is guilty of the offence charged but is satisfied that the accused is guilty of the offence constituted by section 32A, the jury may bring in a verdict that the accused is guilty of that offence.