

House of Assembly—No 83

As laid on the table and read a first time, 19 November 2015

South Australia

Summary Offences (Drones) Amendment Bill 2015

A BILL FOR

An Act to amend the *Summary Offences Act 1953*.

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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 *Summary Offences (Drones) Amendment Act 2015*.

5 2—Commencement

This Act will come into operation 3 months after the day on which it is assented to by the Governor.

3—Amendment provisions

10 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 *Summary Offences Act 1953*

4—Insertion of section 52A

After section 52 insert:

52A—Operation of unmanned aircraft

15 (1) A person must not operate an unmanned aircraft within 30 metres of private premises except with the permission of the occupier of the premises.

Maximum penalty: \$2 500 or imprisonment for 6 months.

20 (2) It is a defence to a charge of an offence against subsection (1) to prove that—

- (a) the aircraft was, at the time of the offence, on or above premises of which the defendant was the occupier; and
- (b) the defendant did not, in operating the aircraft, intend to infringe a reasonable expectation of privacy.

(3) In this section—

aircraft has the same meaning as in the *Civil Aviation Act 1988* of the Commonwealth but does not include—

- (a) a balloon (other than a motorised balloon); or
- (b) a kite; or
- (c) an aircraft of a prescribed kind;

premises includes land.

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