

(Reprint No. 1)

SOUTH AUSTRALIA

KIDNAPPING ACT 1960

This Act is reprinted pursuant to the Acts Republication Act 1967 and incorporates all amendments in force as at 1 January 1995.

It should be noted that the Act was not revised (for obsolete references, etc.) by the Commissioner of Statute Revision prior to the publication of this reprint.

SUMMARY OF PROVISIONS

1. Short title
2. Kidnapping
3. Demanding money or making threat

**APPENDIX
LEGISLATIVE HISTORY**

KIDNAPPING ACT 1960

being

Kidnapping Act 1960 No. 51 of 1960
[Assented to 24 November 1960]

as amended by

Corporal Punishment Abolition Act 1971 No. 58 of 1971 [Assented to 14 October 1971]¹

Criminal Law Consolidation (Felonies and Misdemeanours) Amendment Act 1994 No. 59 of 1994 [Assented to 27 October 1994]²

¹ Came into operation 18 November 1971: *Gaz.* 18 November 1971, p. 2070.

² Came into operation 1 January 1995: *Gaz.* 8 December 1994, p. 1942.

NOTE:

- Asterisks indicate repeal or deletion of text.
- For the legislative history of the Act see Appendix. Entries appearing in the Appendix in bold type indicate the amendments incorporated since the last reprint.

An Act to make provision for the punishment of kidnapping and for other purposes.

The Parliament of South Australia enacts as follows:

Short title

1. This Act may be cited as the *Kidnapping Act 1960*.

Kidnapping

2. (1) Any person who, whether for ransom, reward, service or for any similar purpose, unlawfully leads, takes, decoys, inveigles or entices away, abducts, seizes, carries off or detains any person without his consent or with his consent obtained by fraud or duress to the intent that or whereby such person may be or is held, confined or imprisoned or prevented from returning to his normal place of abode or sent or taken out of the State shall be guilty of an offence and liable to be imprisoned for life.

(2) A person under the age of eighteen years shall be deemed incapable of consenting to being led, taken, decoyed, inveigled or enticed away, abducted, seized, carried off, detained, held confined or imprisoned.

Demanding money or making threat

3. (1) Any person who without reasonable and probable cause directly or indirectly and whether by letter, writing, word of mouth or any other medium whatsoever demands any property, chattel, money, valuable security or other valuable thing of any person with menaces or threats in relation to the life, health, safety, security or well-being of the person from whom the demand is made or of any other person or to the safety or security of the property real or personal of either such person shall be guilty of an offence and liable to be imprisoned for life.

(2) Any person who without reasonable and probable cause directly or indirectly and whether by letter, writing, word of mouth or any other medium whatsoever threatens the life, health, safety, security or well-being of any other person or of any relative or friend of that person or of any member of that person's family or the safety or security of the property real or personal of any such person, relative, friend or member of family shall be guilty of an offence and liable to be imprisoned for life.

Kidnapping Act 1960

APPENDIX

LEGISLATIVE HISTORY

Section 2(1):

amended by 59, 1994, Sched. 2

Section 3:

amended by 59, 1994, Sched. 2