

South Australia

# **Criminal Law (Sentencing) (Sentencing Powers of Magistrates Court) Amendment Act 2011**

An Act to amend the *Criminal Law (Sentencing) Act 1988*.

---

## **Contents**

### **Part 1—Preliminary**

- 1 Short title
- 2 Commencement
- 3 Amendment provisions

### **Part 2—Amendment of *Criminal Law (Sentencing) Act 1988***

- 4 Amendment of section 19—Limitations on sentencing powers of Magistrates Court
- 

**The Parliament of South Australia enacts as follows:**

## **Part 1—Preliminary**

### **1—Short title**

This Act may be cited as the *Criminal Law (Sentencing) (Sentencing Powers of Magistrates Court) Amendment Act 2011*.

### **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.

## **Part 2—Amendment of *Criminal Law (Sentencing) Act 1988***

### **4—Amendment of section 19—Limitations on sentencing powers of Magistrates Court**

- (1) Section 19(3)(b)—delete paragraph (b) and substitute:
  - (b) a fine that exceeds—

**Criminal Law (Sentencing) (Sentencing Powers of Magistrates Court) Amendment Act 2011—No 1 of 2011**

Part 2—Amendment of *Criminal Law (Sentencing) Act 1988*

---

- (i) in the case of an offence under the *Occupational Health, Safety and Welfare Act 1986* being heard by an industrial magistrate—\$300 000; or
  - (ii) in any other case—\$150 000.
- (2) Section 19—after subsection (3) insert:
  - (3a) The limits imposed by subsection (3)(b) apply regardless of whether the relevant offence was committed before or after the commencement of that paragraph.