

South Australia

# **Criminal Law Consolidation (Dishonest Communication with Children) Amendment Act 2018**

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 (Dishonest Communication with Children) Amendment Act 2018*.

### **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 Consolidation Act 1935*

### 4—Insertion of Part 5 Division 5A

Part 5—after Division 5 insert:

#### **Division 5A—Dishonest communication with children**

##### **139A—Dishonest communication with children**

- (1) A person of or over the age of 18 years who—
- (a) knowingly communicates with a child; and
  - (b) makes a false representation in such communication that—
    - (i) the person is younger than they are; or
    - (ii) the person is someone other than who they are; and
  - (c) meets or arranges to meet with the child,

is guilty of an offence.

Maximum penalty: Imprisonment for 5 years.

- (2) A person of or over the age of 18 years who—
- (a) knowingly communicates with a child; and
  - (b) makes a false representation in such communication that—
    - (i) the person is younger than they are; or
    - (ii) the person is someone other than who they are,

with intent to commit an offence against the child is guilty of an offence.

Maximum penalty: Imprisonment for 10 years.

- (3) In this section—  
***child*** means a person under the age of 17 years.