

South Australia

Statutes Amendment (Recommendations of Independent Inquiry into Child Protection) Act 2021

An Act to amend the *Bail Act 1985* and the *Children and Young People (Safety) Act 2017*.

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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 *Statutes Amendment (Recommendations of Independent Inquiry into Child Protection) Act 2021*.

2—Commencement

This Act comes 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 *Bail Act 1985*

4—Amendment of section 10A—Presumption against bail in certain cases

Section 10A(2)—after paragraph (g) insert:

or

- (h) an applicant taken into custody in relation to an offence against section 86(4) of the *Children and Young People (Safety) Act 2017*.

Part 3—Amendment of *Children and Young People (Safety) Act 2017*

5—Amendment of section 86—Direction not to communicate with, harbour or conceal child or young person

Section 86(4), penalty provision—delete the penalty provision and substitute:

Maximum penalty:

- (a) for a first offence—Imprisonment for 3 years; or
- (b) for a second or subsequent offence—Imprisonment for 4 years.