

South Australia

Criminal Law (High Risk Offenders) (Terror Suspects) Variation Regulations 2019

under the *Criminal Law (High Risk Offenders) Act 2015*

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Part 1—Preliminary

1—Short title

These regulations may be cited as the *Criminal Law (High Risk Offenders) (Terror Suspects) Variation Regulations 2019*.

2—Commencement

These regulations come into operation on the day on which they are made.

3—Variation provisions

In these regulations, a provision under a heading referring to the variation of specified regulations varies the regulations so specified.

Part 2—Variation of *Criminal Law (High Risk Offenders) Regulations 2015*

4—Variation of regulation 3A—Definition of terrorist offence

- (1) Regulation 3A—after "following kinds of offences" insert:
against the laws of South Australia

- (2) Regulation 3A—after its present contents (now to be designated as subregulation (1)) insert:
- (2) For the purposes of paragraph (e) of the definition of ***terrorist offence*** in section 4 of the Act, the following kinds of offences against the laws of other States and Territories of the Commonwealth are prescribed:
- (a) an offence against section 310J of the *Crimes Act 1900* of New South Wales;
 - (b) the following offences against Schedule 1 of the *Criminal Code Act 1983* of the Northern Territory:
 - (i) an offence against section 51 where the unlawful organisation to which the offence relates is a terrorist organisation;
 - (ii) an offence against section 53 where the unlawful organisation to which the offence relates is a terrorist organisation;
 - (iii) an offence against section 54;
 - (iv) an offence against section 55;
 - (c) an offence against section 4B of the *Terrorism (Community Protection) Act 2003* of Victoria.
- (3) In this regulation—
- terrorist organisation*** means an organisation referred to in paragraph (b) of the definition of ***terrorist organisation*** in Division 102 of the Commonwealth Criminal Code.

Note—

As required by section 10AA(2) of the *Subordinate Legislation Act 1978*, the Minister has certified that, in the Minister's opinion, it is necessary or appropriate that these regulations come into operation as set out in these regulations.

Made by the Governor's Deputy

with the advice and consent of the Executive Council
on 26 September 2019

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