

**House of Assembly—No 32**

As received from the Legislative Council and read a first time, 15 October 2026

South Australia

**Criminal Procedure (Child Protection Restraining Orders) Amendment Bill 2026**

A BILL FOR

An Act to amend the *Criminal Procedure Act 1921*.

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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 Procedure (Child Protection Restraining Orders) Amendment Act 2026*.

**2—Commencement**

This Act comes into operation on a day to be fixed by proclamation.

**Part 2—Amendment of *Criminal Procedure Act 1921***

**3—Amendment of section 99AAC—Child Protection Restraining Orders**

- (1) Section 99AAC(2)(a) and (b)—delete paragraphs (a) and (b) and substitute:
  - (a) the defendant is an adult who is, or has been, residing at premises with, or that are frequented by, a child who is under the age of 17 years; and
  - (ab) the defendant is not a guardian of the child; and
  - (b) the premises referred to in paragraph (a) are not premises in which any guardian of the child resides; and
- (2) Section 99AAC(2)(c)(i)—delete "at which the defendant and the child reside or have resided" and substitute:  
referred to in paragraph (a)
- (3) Section 99AAC(6)—after "Youth Court," insert:  
and if satisfied that it is reasonably necessary to do so in the circumstances,