House of Assembly—No 34
As received from the Legislative Council and read a first time, 15 October 2026

South Australia

Statutes Amendment (State Sponsors of Terrorism) Bill 2026

A BILL FOR

An Act to amend various Acts as a consequence of the enactment of the *Criminal Code Amendment (State Sponsors of Terrorism) Act 2025* of the Commonwealth.

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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 (State Sponsors of Terrorism) Act 2026*.

2—Commencement

This Act comes into operation on the day on which it is assented to by, or on behalf of, the Crown.

Part 2—Amendment of *Bail Act 1985*

3—Amendment of section 3—Interpretation

Section 3(1), definition of ***terrorist offence***—delete paragraph (b) and substitute:

(b) an offence against Part 5.3 of the Commonwealth Criminal Code (Terrorism) where the maximum penalty is 7 or more years imprisonment; or

(ba) an offence against Part 5.3A of the Commonwealth Criminal Code (State sponsors of terrorism) where the maximum penalty is 7 or more years imprisonment; or

Part 3—Amendment of *Correctional Services Act 1982*

4—Amendment of section 4—Interpretation

Section 4(1), definition of ***terrorist offence***—delete paragraph (b) and substitute:

(b) an offence against Part 5.3 of the Commonwealth Criminal Code (Terrorism) where the maximum penalty is 7 or more years imprisonment; or

(ba) an offence against Part 5.3A of the Commonwealth Criminal Code (State sponsors of terrorism) where the maximum penalty is 7 or more years imprisonment; or

Part 4—Amendment of *Criminal Law Consolidation Act 1935*

5—Amendment of section 83CA—Information for terrorist acts

Section 83CA(4), definition of ***terrorist act***—delete the definition and substitute:

terrorist act means—

(a) a terrorist act within the meaning of Part 5.3 of the Commonwealth Criminal Code; or

(b) a terrorist act within the meaning of Part 5.3A of the Commonwealth Criminal Code.

Part 5—Amendment of *Criminal Law (High Risk Offenders) Act 2015*

6—Amendment of section 4—Interpretation

(1) Section 4(1), definition of ***terrorist act***—delete the definition and substitute:

terrorist act means—

(a) a terrorist act within the meaning of Part 5.3 of the Commonwealth Criminal Code; or

(b) a terrorist act within the meaning of Part 5.3A of the Commonwealth Criminal Code;

(2) Section 4(1), definition of ***terrorist offence***—delete paragraph (b) and substitute:

(b) an offence against Part 5.3 of the Commonwealth Criminal Code (Terrorism) where the maximum penalty is 7 or more years imprisonment; or

(ba) an offence against Part 5.3A of the Commonwealth Criminal Code (State sponsors of terrorism) where the maximum penalty is 7 or more years imprisonment; or

Part 6—Amendment of *Emergency Management Act 2004*

7—Amendment of section 20—Control agency

Section 20(4), definition of ***terrorist act***—delete the definition and substitute:

terrorist act means—

(a) a terrorist act within the meaning of Part 5.3 of the Criminal Code of the Commonwealth; or

(b) a terrorist act within the meaning of Part 5.3A of the Criminal Code of the Commonwealth.

Part 7—Amendment of *Motor Vehicles Act 1959*

8—Amendment of section 99—Interpretation

Section 99(1), definition of ***terrorist act***—delete the definition and substitute:

terrorist act means—

(a) a terrorist act within the meaning of Part 5.3 of the Criminal Code of the Commonwealth; or

(b) a terrorist act within the meaning of Part 5.3A of the Criminal Code of the Commonwealth.

Part 8—Amendment of *Police Act 1998*

9—Amendment of section 74B—Terrorism intelligence and terrorism notifications

(1) Section 74B(12), definition of ***terrorist act***—delete the definition and substitute:

terrorist act means—

(a) a terrorist act within the meaning of Part 5.3 of the Commonwealth Criminal Code; or

(b) a terrorist act within the meaning of Part 5.3A of the Commonwealth Criminal Code;

(2) Section 74B(12), definition of ***terrorist offence***—delete paragraph (b) and substitute:

(b) an offence against Part 5.3 of the Commonwealth Criminal Code (Terrorism) where the maximum penalty is 7 or more years imprisonment; or

(ba) an offence against Part 5.3A of the Commonwealth Criminal Code (State sponsors of terrorism) where the maximum penalty is 7 or more years imprisonment; or

Part 9—Amendment of *Sentencing Act 2017*

10—Amendment of section 52—Interpretation

Section 52, definition of ***serious offence***, (b)(iii)—after "Part 5.3" insert:

or 5.3A

11—Amendment of section 70—Home detention not available for certain offences

Section 70(2), definition of ***terrorist act***—delete the definition and substitute:

terrorist act means—

(a) a terrorist act within the meaning of Part 5.3 of the *Criminal Code* of the Commonwealth; or

(b) a terrorist act within the meaning of Part 5.3A of the *Criminal Code* of the Commonwealth.

12—Amendment of section 80—Intensive correction not available for certain offences

Section 80(2), definition of ***terrorist act***—delete the definition and substitute:

terrorist act means—

(a) a terrorist act within the meaning of Part 5.3 of the *Criminal Code* of the Commonwealth; or

(b) a terrorist act within the meaning of Part 5.3A of the *Criminal Code* of the Commonwealth.

13—Amendment of section 95—Interpretation and application of Part

Section 95(3), definition of ***terrorist act***—delete the definition and substitute:

terrorist act means—

(a) a terrorist act within the meaning of Part 5.3 of the *Criminal Code* of the Commonwealth; or

(b) a terrorist act within the meaning of Part 5.3A of the *Criminal Code* of the Commonwealth.

Part 10—Amendment of *Summary Offences Act 1953*

14—Amendment of section 36—Interpretation

Section 36, definition of ***terrorist act***—delete the definition and substitute:

terrorist act means—

(a) a terrorist act within the meaning of Part 5.3 of the Commonwealth Criminal Code; or

(b) a terrorist act within the meaning of Part 5.3A of the Commonwealth Criminal Code;

Part 11—Amendment of *Terrorism (Police Powers) Act 2005*

15—Amendment of section 2—Interpretation

Section 2(1), definition of ***terrorist act***—delete the definition and substitute:

terrorist act means—

(a) a terrorist act within the meaning of Part 5.3 of the Commonwealth Criminal Code; or

(b) a terrorist act within the meaning of Part 5.3A of the Commonwealth Criminal Code,

but does not include a terrorist act comprised of a threat;

Part 12—Amendment of *Terrorism (Preventative Detention) Act 2005*

16—Amendment of section 3—Interpretation

Section 3(1), definition of ***terrorist act***—delete the definition and substitute:

terrorist act means—

(a) a terrorist act within the meaning of Part 5.3 of the Criminal Code of the Commonwealth; or

(b) a terrorist act within the meaning of Part 5.3A of the Criminal Code of the Commonwealth.

Part 13—Amendment of *Terrorism (Surface Transport Security) Act 2011*

17—Amendment of section 3—Interpretation

Section 3, definition of ***terrorist act***—delete the definition and substitute:

terrorist act means—

(a) a terrorist act within the meaning of Part 5.3 of the Criminal Code of the Commonwealth; or

(b) a terrorist act within the meaning of Part 5.3A of the Criminal Code of the Commonwealth.

Part 14—Amendment of *Young Offenders Act 1993*

18—Amendment of section 4—Interpretation

Section 4(1), definition of ***terrorist offence***—delete paragraph (b) and substitute:

(b) an offence against Part 5.3 of the Commonwealth Criminal Code (Terrorism) where the maximum penalty is 7 or more years imprisonment; or

(ba) an offence against Part 5.3A of the Commonwealth Criminal Code (State sponsors of terrorism) where the maximum penalty is 7 or more years imprisonment; or