

South Australia

Criminal Law Consolidation (Criminal Organisations) Regulations 2015

under the *Criminal Law Consolidation Act 1935*

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Legislative history

1—Short title

These regulations may be cited as the *Criminal Law Consolidation (Criminal Organisations) Regulations 2015*.

2—Organisations declared to be criminal organisations—section 83GA

For the purposes of paragraph (c) of the definition of *criminal organisation* in section 83GA(1) of the Act, the following entities are declared to be criminal organisations:

- (a) the motorcycle club known as the Bandidos;
- (b) the motorcycle club known as the Comanchero;
- (c) the motorcycle club known as the Descendants;
- (d) the motorcycle club known as the Finks;
- (e) the motorcycle club known as the Gypsy Joker (also known as the Gypsy Jokers);
- (f) the motorcycle club known as the Hells Angels;
- (g) the motorcycle club known as the Mongols;
- (h) the motorcycle club known as the Nomads;
- (i) the motorcycle club known as the Rebels;
- (j) the motorcycle club known as the Red Devils.

3—Declaration of prescribed place—Cowirra (CT 5995/665)

For the purposes of the definition of *prescribed place* in section 83GA(1) of the Act, the whole of the land contained in Certificate of title 5995/665 is declared to be a prescribed place.

Note—

The prescribed place relates to property at the address 591 Kenny Road, Cowirra (which may relate to the whole or part of the prescribed place and is not to be taken to define the prescribed place).

4—Declaration of prescribed place—Cowirra (CT 5880/413)

For the purposes of the definition of *prescribed place* in section 83GA(1) of the Act, the whole of the land contained in Certificate of title 5880/413 is declared to be a prescribed place.

Note—

The prescribed place relates to property at the address Lot 555 Kenny Road, Cowirra (which may relate to the whole or part of the prescribed place and is not to be taken to define the prescribed place).

5—Declaration of prescribed place—Mount Gambier (CT 6142/108)

For the purposes of the definition of *prescribed place* in section 83GA(1) of the Act, the whole of the land contained in Certificate of title 6142/108 is declared to be a prescribed place.

Note—

The prescribed place relates to property at the address 305 Commercial Street West, Mount Gambier (which may relate to the whole or part of the prescribed place and is not to be taken to define the prescribed place).

6—Declaration of prescribed place—Wingfield (CT 5696/244)

For the purposes of the definition of *prescribed place* in section 83GA(1) of the Act, the whole of the land contained in Certificate of title 5696/244 is declared to be a prescribed place.

Note—

The prescribed place relates to property at the address 108-118 Francis Road, Wingfield (which may relate to the whole or part of the prescribed place and is not to be taken to define the prescribed place).

7—Declaration of prescribed place—Wingfield (CT 5249/413)

For the purposes of the definition of *prescribed place* in section 83GA(1) of the Act, the whole of the land contained in Certificate of title 5249/413 is declared to be a prescribed place.

Note—

The prescribed place relates to property at the address 108-118 Francis Road, Wingfield (which may relate to the whole or part of the prescribed place and is not to be taken to define the prescribed place).

8—Declaration of prescribed place—Wingfield (CT 5249/414)

For the purposes of the definition of *prescribed place* in section 83GA(1) of the Act, the whole of the land contained in Certificate of title 5249/414 is declared to be a prescribed place.

Note—

The prescribed place relates to property at the address 108-118 Francis Road, Wingfield (which may relate to the whole or part of the prescribed place and is not to be taken to define the prescribed place).

9—Declaration of prescribed place—Wingfield (CT 5249/415)

For the purposes of the definition of *prescribed place* in section 83GA(1) of the Act, the whole of the land contained in Certificate of title 5249/415 is declared to be a prescribed place.

Note—

The prescribed place relates to property at the address 108-118 Francis Road, Wingfield (which may relate to the whole or part of the prescribed place and is not to be taken to define the prescribed place).

Legislative history

Notes

- Please note—References in the legislation to other legislation or instruments or to titles of bodies or offices are not automatically updated as part of the program for the revision and publication of legislation and therefore may be obsolete.
- Earlier versions of these regulations (historical versions) are listed at the end of the legislative history.
- For further information relating to the Act and subordinate legislation made under the Act see the Index of South Australian Statutes or www.legislation.sa.gov.au.

Principal regulations and variations

New entries appear in bold.

Year	No	Reference	Commencement
2015	-	<i>Statutes Amendment (Serious and Organised Crime) Act 2015</i> (Schedule 1)	6.8.2015: s 13(2)
2017	207	<i>Gazette 1.8.2017 p3047</i>	1.8.2017: r 2
2017	208	<i>Gazette 1.8.2017 p3049</i>	1.8.2017: r 2
2020	266	<i>Gazette 10.9.2020 p4566</i>	10.9.2020: r 2
2020	313	<i>Gazette 17.12.2020 p5755</i>	17.12.2020: r 2—found invalid on 2.8.2023
2020	314	<i>Gazette 17.12.2020 p5757</i>	17.12.2020: r 2—found invalid on 2.8.2023
2020	315	<i>Gazette 17.12.2020 p5759</i>	17.12.2020: r 2
2022	2	<i>Gazette 20.1.2022 p94</i>	20.1.2022: r 2
2022	3	<i>Gazette 20.1.2022 p95</i>	20.1.2022: r 2
2022	4	<i>Gazette 20.1.2022 p96</i>	20.1.2022: r 2
2022	5	<i>Gazette 20.1.2022 p97</i>	20.1.2022: r 2
2023	(25)	<i>Criminal Law Consolidation (Criminal Organisations—Prescribed Places) Amendment Act 2023</i>	Sch 1 (c11 1 & 2)—15.9.2023

Provisions varied

New entries appear in bold.

Provision	How varied	Commencement
<i>r 3 before substitution by 25/2023</i>		
<i>r 3(2)</i>	<i>varied by 207/2017 r 4</i>	<i>1.8.2017</i>
	<i>varied by 313/2020 r 4</i>	<i>17.12.2020—found invalid on 2.8.2023</i>
	<i>varied by 314/2020 r 4</i>	<i>17.12.2020—found invalid on 2.8.2023</i>
	<i>amended by 2/2022 r 3</i>	<i>20.1.2022</i>
	<i>amended by 3/2022 r 3</i>	<i>20.1.2022</i>

	<i>amended by 4/2022 r 3</i>	20.1.2022
	<i>amended by 5/2022 r 3</i>	20.1.2022
r 3	substituted by 25/2023 Sch 1 cl 2	15.9.2023
<i>r 4 before substitution by 25/2023</i>	<i>inserted by 208/2017 r 4</i>	1.8.2017
<i>r 4(1)</i>	<i>r 4 redesignated as r 4(1) by 266/2020 r 4</i>	10.9.2020
<i>r 4(2)</i>	<i>inserted by 266/2020 r 4</i>	10.9.2020
<i>r 4(3)</i>	<i>inserted by 315/2020 r 4</i>	17.12.2020
r 4	substituted by 25/2023 Sch 1 cl 2	15.9.2023
rr 5—9	inserted by 25/2023 Sch 1 cl 2	15.9.2023

Transitional etc provisions associated with regulations or variations

Other provisions associated with regulations or amendments—Criminal Law Consolidation (Criminal Organisations—Prescribed Places) Amendment Act 2023

Schedule 1—Related amendments to *Criminal Law Consolidation (Criminal Organisations) Regulations 2015*

Part 1—Preliminary

1—Effect of Part 2

- (1) Part 2 of this Schedule has effect to amend the *Criminal Law Consolidation (Criminal Organisations) Regulations 2015*.
- (2) To remove any doubt, the amendments to the *Criminal Law Consolidation (Criminal Organisations) Regulations 2015* under Part 2 of this Schedule, on the commencement of that Part, have effect to—
 - (a) repeal the declaration of certain places as prescribed places for the purposes of the definition of **prescribed place** in section 83GA(1) of the *Criminal Law Consolidation Act 1935* by deleting regulations 3 and 4; and
 - (b) declare certain places to be prescribed places for the purposes of the definition of **prescribed place** in section 83GA(1) of the *Criminal Law Consolidation Act 1935* by making new regulations 3 to 9 (inclusive).
- (3) Section 83GA(2) of the *Criminal Law Consolidation Act 1935* does not apply to a regulation made under Part 2 of this Schedule.
- (4) The *Legislative Instruments Act 1978* does not apply in relation to a regulation made under Part 2 of this Schedule.

Historical versions

1.8.2017
10.9.2020
17.12.2020
20.1.2022

