

TASMANIA

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**SENTENCING AMENDMENT (ASSAULTS ON  
OFF-DUTY POLICE) BILL 2017**

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# SENTENCING AMENDMENT (ASSAULTS ON OFF-DUTY POLICE) BILL 2017

This Public Bill originated in the House of Assembly, and, having this day passed, is now ready for presentation to the Legislative Council for its concurrence.

SHANE DONNELLY, *Clerk of the House*  
31 October 2017

*(Brought in by the Minister for Police, Fire and Emergency  
Management, the Honourable Marinus Theodoor Hidding)*

## A BILL FOR

### An Act to amend the *Sentencing Act 1997*

Be it enacted by Her Excellency the Governor of Tasmania, by and with the advice and consent of the Legislative Council and House of Assembly, in Parliament assembled, as follows:

#### 1. Short title

This Act may be cited as the *Sentencing Amendment (Assaults on Off-duty Police) Act 2017*.

#### 2. Commencement

This Act commences on the day on which this Act receives the Royal Assent.

*Sentencing Amendment (Assaults on Off-duty Police) Act 2017*  
*Act No. of 2017*

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**3. Principal Act**

In this Act, the *Sentencing Act 1997*\* is referred to as the Principal Act.

**4. Section 16A amended (Mandatory imprisonment for offence causing serious bodily harm to police officer)**

Section 16A of the Principal Act is amended as follows:

- (a) by inserting in subsection (1)(a) “or was not on duty” after “duty”;
- (b) by inserting the following subsection after subsection (2):

(2A) For the purposes of this section, an offence is to be taken to be committed in relation to a police officer who was not on duty only if the person who committed the offence committed the offence solely or partly because the police officer was a police officer at the time of the offence.

**5. Repeal of Act**

This Act is repealed on the three hundred and sixty fifth day from the day on which it commences.

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\*No. 59 of 1997