

CLAUSE NOTES

Police Offences Amendment (Knives and Other Weapons) Bill 2025

PART 1 - PRELIMINARY

Clause 1 Short title

Specifies the name of the proposed Act.

Clause 2 Commencement

The Act commences on the day it receives the Royal Assent.

PART 2 – POLICE OFFENCES ACT 1935 AMENDED

Clause 3 Principal Act

Provides that the Principal Act that is being amended is the *Police Offences Act 1935*.

Clause 4 Section 15C amended (Dangerous articles)

Increases the penalty for possessing, carrying or using a dangerous article, in a public place, from a fine not exceeding 50 penalty units and imprisonment for a period not exceeding 2 years, to a fine not exceeding 100 penalty units and imprisonment for a period not exceeding 3 years, or both.

Lowers the threshold for police officers to interdict for this offence from a reasonable belief to a reasonable suspicion.

Inserts a clarifying provision that where a person fails to comply with a requirement to undergo an electronic metal detection device search, that failure may constitute a reasonable suspicion the person is in possession of or is carrying a dangerous article.

Clause 5 Section 15CAA inserted (Use of electronic metal detection device)

Defines the terms electronic metal detection device and electronic metal detection device search.

Authorises a police officer in a prescribed place, to require a person to undergo an electronic metal detection device search. A police officer may stop and detain a person for as long as reasonably necessary to conduct the electronic metal detection device search.

Clarifies that nothing in the power to conduct electronic metal detection device searches affects the use of an electronic metal detection device by a police officer as part of any other search or police operation.

Clause 6 Section 75 inserted (Further amendment of Regulations not prevented)

Provides that future amendments to the Regulation may be made, either by an Act or subordinate legislation.

**PART 3 – POLICE OFFENCES REGULATIONS 2024
AMENDED**

Clause 7 Principal Regulations

For the purpose of this Part, the *Police Offences Regulations 2024* are referred to as the Principal Regulations.

Clause 8 Regulation 8A inserted (Prescribed places for the purposes of section 15CAA of the Act)

Inserts a new regulation that defines the terms educational facility, public transport area, retail precinct, retail premises and a set down area for the purpose of the new section 15CAA only.

Prescribes areas where the new section 15CAA applies as follows:

- Public transport areas.
- Retail precincts.
- Large passenger transport vehicles.
- Vessels for the purposes of a public ferry service.
- Place where sport is played or exhibited.
- Licensed premises and associated places.
- A facility where medical or health services are provided.
- Educational facilities.
- Places of worship and associated places.
- Car parks and set down areas used for access to prescribed places.

PART 4 – REPEAL OF THE ACT

Clause 9 Repeal of the Act

This clause automatically repeals the amending legislation after the first anniversary of the day on which the Act commences.