

TASMANIA

**SENTENCING AMENDMENT (ASSAULTS ON
OFF-DUTY POLICE) BILL 2018**

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**SENTENCING AMENDMENT (ASSAULTS ON
OFF-DUTY POLICE) BILL 2018**

*(Brought in by the Minister for Justice, the Honourable Elise
Nicole Archer)*

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
2018*.

2. Commencement

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

3. Principal Act

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

*No. 59 of 1997

Sentencing Amendment (Assaults on Off-duty Police) Act 2018
Act No. of 2017

s. 4

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This Act is repealed on the three hundred and sixty fifth day from the day on which it commences.