



New South Wales

Crimes Amendment (Terrorism) Bill 2013

Explanatory note

This explanatory note relates to this Bill as introduced into Parliament.

Overview of Bill

The object of this Bill is to amend the *Crimes Act 1900* to extend the date until which membership of a terrorist organisation is an offence under the Act from 13 September 2013 to 13 September 2016.

Outline of provisions

Clause 1 sets out the name (also called the short title) of the proposed Act.

Clause 2 provides for the commencement of the proposed Act on the date of assent to the proposed Act.

Clause 3 amends the *Crimes Act 1900* to extend the sunset date for the offence of being a member of a terrorist organisation. This offence (which is similar to the offence provided for in section 102.3 of the Criminal Code set out in the Schedule to the *Criminal Code Act 1995* of the Commonwealth) was originally inserted into the *Crimes Act 1900* by Schedule 4 to the *Terrorism Legislation Amendment (Warrants) Act 2005* in order to provide for the issue of covert search warrants under New South Wales law relating to membership of a terrorist organisation in anticipation of the Commonwealth Parliament enacting a national covert search warrant scheme. A national covert search warrant scheme has not yet been enacted. Accordingly, the additional 3 years before the repeal of the offence is proposed so as to ensure that covert search warrants can continue to be granted until a national scheme is adopted.