



New South Wales

# Criminal Legislation Amendment (Knife Crimes) Bill 2023

## 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 create offences of—

- (a) having custody of a knife in a public place or a school, and
- (b) using or visibly carrying a knife in a public place or a school.

The offences are currently in the *Summary Offences Act 1988* and are being transferred to the *Crimes Act 1900* with increased maximum penalties.

## 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.

## Schedule 1 Amendment of Crimes Act 1900 No 40

**Schedule 1** gives effect to the object described in the above overview by including in the *Crimes Act 1900*, offences of having custody of a knife in a public place or a school and of using or visibly carrying a knife in a public place or a school. These are similar to the offences currently found in the *Summary Offences Act 1988*, sections 11C and 11E. The proposed offences have double the maximum penalty of the existing offences.

## Schedule 2 Consequential amendments to other Acts

**Schedule 2** amends the following Acts consequent on Schedule 1—

- (a) the *Criminal Procedure Act 1986*,
- (b) the *Summary Offences Act 1988*.