



New South Wales

Crimes and Roads Legislation Amendment (Obstruction Offences Repeals) Bill 2025

Explanatory note

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

Overview of Bill

The object of this Bill is to amend crimes and roads legislation to abolish certain offences for behaviour that causes damage or disruption to major roads, major public facilities or places of worship.

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 Roads Act 1993 No 33

Schedule 1 amends the *Roads Act 1993* to abolish the offence for a person to enter, remain on, climb, jump from or otherwise trespass on a major road if the conduct—

- (a) causes damage to the road, or
- (b) seriously disrupts or obstructs vehicles or pedestrians attempting to use the road.

Schedule 1 also amends the offence of trespassing on the Sydney Harbour Bridge or another major bridge or tunnel if the conduct causes damage to the bridge or tunnel to limit the offence to conduct that causes substantial damage to the bridge or tunnel.

Schedule 2 Amendment of Roads Regulation 2018

Schedule 2 makes consequential amendments to the *Roads Regulation 2018*.

Schedule 3 Amendment of Crimes Act 1900 No 40

Schedule 3[1] and [2] provide that the maximum penalty for the offence of obstructing a railway is 200 penalty units or 2 years imprisonment.

Schedule 3[3] repeals Part 4AF, abolishing offences that made it unlawful for a person to—

- (a) enter, remain on or near, climb, jump from or otherwise trespass on or block entry to any part of a major facility if the conduct caused certain damage or serious disruptions, or
- (b) intentionally block, impede or hinder a person accessing or leaving a place of worship or to harass, intimidate or threaten a person accessing or leaving a place of worship.

Schedule 4 Amendment of Crimes Regulation 2020

Schedule 4 makes consequential amendments to the *Crimes Regulation 2020*.

Schedule 5 Amendment of Law Enforcement (Powers and Responsibilities) Act 2002 No 103

Schedule 5 amends the *Law Enforcement (Powers and Responsibilities) Act 2002* to remove a police officer's power to issue directions in relation to a demonstration, protest, procession or assembly occurring in or near a place of worship.



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This PUBLIC BILL, originated in the LEGISLATIVE ASSEMBLY and, having this day passed, is now ready for presentation to the LEGISLATIVE COUNCIL for its concurrence.

Legislative Assembly

Clerk of the Legislative Assembly



New South Wales

Crimes and Roads Legislation Amendment (Obstruction Offences Repeals) Bill 2025

No. _____, 2025

A Bill for

An Act to amend crimes and roads legislation to repeal certain offences relating to major roads, major public facilities and places of worship; and for other purposes.

The LEGISLATIVE COUNCIL has this day agreed to this Bill with/without amendment.

Legislative Council

Clerk of the Parliaments

Tabling copy

The Legislature of New South Wales enacts—

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1 Name of Act

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This Act is the *Crimes and Roads Legislation Amendment (Obstruction Offences Repeals) Act 2025*.

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2 Commencement

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This Act commences on the date of assent to this Act.

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Schedule 1	Amendment of Roads Act 1993 No 33	1
[1] Part 9, Division 7, heading		2
	Omit “, tunnels and roads”. Insert instead “ and tunnels ”.	3
[2] Section 144G, heading		4
	Omit “, tunnels and roads”. Insert instead “ and tunnels ”.	5
[3] Section 144G(1)		6
	Omit “major bridge, tunnel or road”. Insert instead “major bridge or tunnel”.	7
[4] Section 144G(1)(a)		8
	Omit “damage to the bridge, tunnel or road”.	9
	Insert instead “substantial damage to the bridge or tunnel”.	10
[5] Section 144G(1)(b)		11
	Omit “, tunnel or road”. Insert instead “or tunnel”.	12
[6] Section 144G(1), penalty		13
	Omit “, or both”.	14
[7] Section 144G(2)		15
	Omit “, tunnel or road” wherever occurring. Insert instead “or tunnel”.	16
[8] Section 144G(6), definition of “major bridge, tunnel or road”		17
	Omit the definition. Insert instead—	18
	<i>major bridge or tunnel</i> means a bridge or tunnel within the Sydney metropolitan area prescribed by the regulations for this section.	19 20
[9] Section 144H Review of Division		21
	Omit the section.	22

Schedule 2	Amendment of Roads Regulation 2018	1
Clause 48A		2
	Omit the clause. Insert instead—	3
48A	Major bridge or tunnel	4
	For the Act, section 144G, definition of <i>major bridge or tunnel</i> , a bridge or tunnel connected to a highway, main road, freeway or tollway in the Sydney metropolitan area is prescribed for the purposes of that section.	5 6 7
	Example— the Spit Bridge across Middle Harbour	8

Schedule 3 Amendment of Crimes Act 1900 No 40

[1] Section 213 Obstructing a railway

Omit “commits an offence” from section 213(1).

Insert instead “is liable to a penalty of 200 penalty units or imprisonment for 2 years”.

[2] Section 213(1)

Omit the penalty.

[3] Part 4AF

Omit the part.

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Schedule 4	Amendment of Crimes Regulation 2020	1
[1]	Section 4A Major facilities	2
	Omit the section.	3
[2]	Schedule 1 Major facilities	4
	Omit the schedule.	5

Schedule 5	Amendment of Law Enforcement (Powers and Responsibilities) Act 2002 No 103	1
		2
[1]	Section 200 Limitation on exercise of police powers under this Part	3
	Omit “, (4) or (5)” from section 200(2). Insert instead “or (4)”.	4
[2]	Section 200(5)	5
	Omit the subsection.	6