



New South Wales

Graffiti Control Amendment (Racist Graffiti) Bill 2012

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 *Graffiti Control Act 2008* to create a specific offence (with a maximum penalty of \$2,200 or imprisonment for 12 months) of placing on premises racist graffiti that can be seen from a public place. **Racist graffiti** is defined as any drawing, writing, symbol or other visible representation that could reasonably be assumed to be intended to incite hatred towards, serious contempt for, or severe ridicule of, a person or group of persons on the ground of the race of the person or members of the group, and **placing** racist graffiti on premises means affixing a placard or paper containing the racist graffiti on the premises or marking, by means of chalk, paint or other material, the premises with racist graffiti.

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 *Graffiti Control Act 2008* in the manner described in the above Overview.