
c2019-178B
AJP--Animal Justice Party

LEGISLATIVE COUNCIL

Right to Farm Bill 2019

Second print

Proposed amendments

No. 1 **Nuisance defence and associated provisions**

Pages 2–4, proposed sections 3–6 and proposed Schedule 1, line 6 on page 2 to line 16 on page 4. Omit all words on those lines.

No. 2 **Amendments to Inclosed Lands Protection Act 1901**

Pages 5 and 6, proposed Schedule 2, line 1 on page 5 to line 25 on page 6. Omit all words on those lines.

Drafting note 1.1 *Items 3 and 4 should be moved only if item 2 is unsuccessful.*

No. 3 **Circumstances of aggravation for unlawful entry on inclosed lands**

Page 5, proposed Schedule 2[2], lines 19–23. Omit all words on those lines.

No. 4 **Maximum penalty for aggravated unlawful entry offence**

Page 5, proposed Schedule 2[3], lines 26–35. Omit all words on those lines. Insert instead—

Maximum penalty—

- (a) 50 penalty units, or
- (b) 120 penalty units or imprisonment for 12 months, or both if the aggravating circumstances are those set out in subsection (1)(b), (d)(ii) or (iii), (e), (f) or (g).

No. 5 **Directing, inciting, counselling, procuring or inducing offence**

Page 5, proposed Schedule 2[4], lines 36–42. Omit all words on those lines.

Drafting note 1.2 *Item 6 should be moved only if item 5 is unsuccessful.*

No. 6 **Whistleblower defence**

Page 5, proposed Schedule 2[4]. Insert after line 42—

- (2) A person (the *informant*) does not commit an offence against this section for doing either or both of the following—

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- (a) providing information (whether in the form of a document or not) to a person or body about the conduct of another person (the *alleged offender*), being conduct that the informant reasonably believes may be an offence,
 - (b) requesting the person or body to investigate the conduct of the alleged offender.
- (3) In this section—
offence includes an offence under a law of the Commonwealth that is committed in New South Wales.