



New South Wales

# Roads and Crimes Legislation Amendment Bill 2022

## Explanatory note

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

## Overview of Bill

The object of this Bill is to create offences for certain behaviour that causes damage or disruption to major roads or major facilities.

## 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** makes it an offence with a maximum penalty of \$22,000 or 2 years imprisonment, or both, if a person enters, remains on, climbs, jumps from or otherwise trespasses on a major road prescribed by the regulations if the conduct—

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

The Minister is required to conduct a review the operation of the *Roads Act 1993*, Part 9, Division 7. The review must be undertaken as soon as possible after the period of 2 years after the commencement of the proposed Act.

## **Schedule 2      Amendment of Crimes Act 1900 No 40**

**Schedule 2** creates a new offence of damaging or disrupting a major facility with a maximum penalty of \$22,000 or 2 years imprisonment, or both. A person commits the offence if the person enters, remains on or near, climbs, jumps from or otherwise trespasses on or blocks entry to any part of a major facility if that conduct—

- (a) causes damage to the major facility, or
- (b) seriously disrupts or obstructs persons attempting to use the major facility, or
- (c) causes the major facility, or part of the major facility, to be closed, or
- (d) causes persons attempting to use the major facility to be redirected.

A **major facility** means the following—

- (a) the ports of Botany Bay, Newcastle and Port Kembla,
- (b) a railway station, public transport facility, port or infrastructure facility prescribed by the regulations.

The Minister is required to conduct a review the operation of the proposed offence. The review must be undertaken as soon as possible after the period of 2 years after the commencement of the proposed Act.