

**TERRORISM (COMMUNITY PROTECTION) AND CONTROL OF WEAPONS AMENDMENT
BILL 2024**

(Amendments made by the Legislative Council)

1. Clause 1, page 2, after line 14 insert—

"(ia) amend certain definitions; and".

2. Clause 2, lines 17 and 18, omit all words and expressions on these lines and insert—

"(1) This Act (other than section 54A) comes into operation on the day after the day on which it receives the Royal Assent.

(2) Subject to subsection (3), section 54A comes into operation on a day or days to be proclaimed.

(3) If section 54A does not come into operation before 31 December 2025, it comes into operation on that day."

NEW CLAUSE

3. Insert the following New Clause before clause 55—

'54A Definitions

(1) In section 3(1) of the **Control of Weapons Act 1990**, in the definition of ***controlled weapon***, the example at the foot of paragraph (a) is **repealed**.

(2) In section 3(1) of the **Control of Weapons Act 1990**, in the definition of ***prohibited weapon***, after "imitation firearm" insert ", a machete".'

4. Clause 55, lines 10 to 33, omit all words and expressions on these lines and insert—

"(i) more than one incident of violence or disorder has occurred in that area in the previous 12 months that involved the use of weapons; and

(ii) there is a likelihood that the violence or disorder will recur; or

(b) the Chief Commissioner is satisfied that—

(i) more than one incident of violence or disorder has occurred in that area in the previous 12 months that involved the use of weapons; and

(ii) it is necessary to designate the area for the purpose of enabling police officers or protective services officers to exercise search powers to prevent or deter the occurrence of any violence or disorder that the Chief Commissioner is satisfied is likely to occur; or

(c) the Chief Commissioner is satisfied that—

(i) an event is to be held in that area and incidents of violence or disorder involving the use of weapons have occurred at previous occasions of that event (wherever occurring); and

(ii) there is a likelihood that the violence or disorder will recur; or

(d) the Chief Commissioner is satisfied that—

(i) an event is to be held in that area; and

(ii) by information known to the Chief Commissioner, there is a likelihood that violence or disorder involving the use of weapons will occur in that area during the period of intended operation of the declaration."

5. Clause 55, page 33, lines 1 to 3, omit all words and expressions on these lines.

6. Clause 55, page 33, lines 6 and 7, omit all words and expressions on these lines and insert—

'(3) For section 10D(3)(b) of the **Control of Weapons Act 1990** substitute—

"(b) in the case of a declaration—

- (i) under subsection (1)(a), must not exceed 24 hours; or
- (ii) under subsection (1)(b), must not exceed 6 months.".'. .

7. Clause 55, page 34, lines 4 and 5, omit all words and expressions on these lines and insert—

'(10) For section 10D(10) of the **Control of Weapons Act 1990**
substitute—

"(10) A declaration under this section is not a legislative
instrument within the meaning of the **Subordinate
Legislation Act 1994**.".'. .

8. Clause 56, line 7, before "In" insert "(1)".

9. Clause 56, after line 8 insert—

'(2) After section 10E(7) of the **Control of Weapons Act 1990**
insert—

"(8) A declaration under this section is not a legislative
instrument within the meaning of the **Subordinate
Legislation Act 1994**.".'. .

10. Clause 58, lines 3 and 4, omit "the first anniversary of its commencement" and insert "31 December 2026".

Certified -

Clerk of the Legislative Council