
c2026-149B
OPP--Opposition

LEGISLATIVE ASSEMBLY

Crimes Legislation Amendment (Organised and Gang-related Crime Reforms) Bill 2026

First print

Proposed amendments

No. 1 **Show cause offences**

Page 3, Schedule 1. Insert after line 1—

[1AA] Section 16B Offences to which the show cause requirement applies

Insert after section 16B(1)(c2)—

- (c3) an offence under the *Crimes Act 1900*, Part 3, Division 14,
- (c4) an offence under the *Crimes Act 1900*, Part 3A, Division 5,
- (c5) an offence under the *Crimes Act 1900*, section 195(1AAA) or 196A,
- (c6) an offence under the *Crimes Act 1900*, section 351A(2) or (2A),

No. 2 **Unacceptable risk test—offences relating to criminal groups**

Page 3, Schedule 1[3]. Insert after line 15—

- (a2) whether the offence is an offence under the *Crimes Act 1900*, Part 3A, Division 5,

No. 3 **Stay of release decisions if detention sought for certain offences**

Page 3, Schedule 1. Insert before line 16—

[3A] Section 40 Stay of release decision if detention sought

Omit “serious offence” from section 40(1).

Insert instead “show cause offence”.

No. 4 **Stay of release decisions if detention sought for certain offences**

Page 3, Schedule 1[4], lines 18–29. Omit all words on the lines.

No. 5 **Aggravated offence—causing danger with firearm or spear**

Page 8, Schedule 4[1], proposed subsection (1A), penalty, line 6. Omit “14 years”. Insert instead “16 years”.

No. 6 **Aggravated offence—firing at dwelling-houses, buildings or motor vehicles**

Page 8, Schedule 4[4], line 28. Omit “16 years”. Insert instead “18 years”.

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- No. 7 **Aggravated offence—firing at dwelling-houses, buildings or motor vehicles**
Page 8, Schedule 4[5], line 33. Omit “18 years”. Insert instead “20 years”.
- No. 8 **Aggravated offence—firing at dwelling-houses, buildings or motor vehicles**
Page 8, Schedule 4[6], line 38. Omit “18 years”. Insert instead “20 years”.
- No. 9 **Aggravated offence—destroying or damaging property**
Page 9, Schedule 4[15], proposed subsection (1AAA), penalty, line 33. Omit “12 years”. Insert instead “15 years”.
- No. 10 **Offence—destroying or damaging business premises with reckless disregard for safety of persons**
Page 11, Schedule 4[18], proposed section 196A(1), penalty, line 17. Omit “14 years”. Insert instead “16 years”.
- No. 11 **Aggravated offence—recruiting child to engage in criminal activity**
Page 11, Schedule 4[19], line 22. Omit “12 years”. Insert instead “16 years”.
- No. 12 **Specially aggravated offence—recruiting child to engage in criminal activity**
Page 11, Schedule 4[20], proposed subsection (2A), penalty, line 28. Omit “15 years”. Insert instead “20 years”.
- No. 13 **Aggravated offence—recruiting children for criminal activity**
Page 12, Schedule 4[21], proposed definition of *circumstances of aggravation*, paragraph (a), line 21. Omit “less than 16 years of age”. Insert instead “less than 17 years of age”.
- No. 14 **Amendment of the Crimes (Sentencing Procedure) Act 1999**
Page 13. Insert after line 11—

Schedule 4A Amendment of Crimes (Sentencing Procedure) Act 1999 No 92

[1] Part 4 Sentencing procedures for imprisonment

Insert in appropriate order in Division 1A, Table—

10MA	Section 93G(1A) of the <i>Crimes Act 1900</i> (fire a pistol or prohibited firearm at a dwelling-house, other building or motor vehicle with reckless disregard for the safety of any person)	9 years
15AA	Section 195(1AAA) of the <i>Crimes Act 1900</i> (destroy or damage motor vehicle used in connection with certain offences)	8 years
15AB	Section 196A of the <i>Crimes Act 1900</i> (destroy or damage business premises by fire or explosives with reckless disregard for safety of persons)	9 years
15BA	Section 351A(2) of the <i>Crimes Act 1900</i> (recruit a child to carry out or assist in carrying out criminal activity)	10 years
15BB	Section 351A(2A) of the <i>Crimes Act 1900</i> (recruit a child to carry out or assist in carrying out criminal activity in circumstances of aggravation)	15 years

[2] Part 4, Division 1A, Table, item 10N

Omit “5 years”. Insert instead “10 years”.

[3] Part 4, Division 1A, Table, item 10O

Omit “6 years”. Insert instead “12 years”.

[4] Part 4, Division 1A, Table, item 10P

Omit “6 years”. Insert instead “12 years”.