

LEGISLATIVE ASSEMBLY

CRIMES AMENDMENT (SEXUAL OFFENCES AND OTHER MATTERS) BILL
2014

(Amendments to be moved by Mr Clark)

1. Clause 10, line 9, before "Any" insert "(1)".
2. Clause 10, line 28, omit '**1991**).' and insert "**1991**).".
3. Clause 10, after line 28 insert—
 - '(2) Subsection (1) does not apply to an offence if the conduct constituting it would not constitute an offence under the law of Victoria immediately before the commencement of section 11 of the **Crimes Amendment (Sexual Offences and Other Matters) Act 2014**.
 - (3) Without limiting any other defence available to a person charged, because of subsection (1), with an offence of a kind described in column 1 of the Table in this subsection, the person may rely on a defence described in column 2 of that Table in relation to that offence.

Table

<i>Column 1</i>	<i>Column 2</i>
An offence against a child under the age of 16	A defence that would be available under section 45(4) of the Crimes Act 1958 if the person were charged with an offence under section 45(1) of that Act
An offence against a 16 or 17 year old child	A defence that would be available under section 48(2) of the Crimes Act 1958 if the person were charged with an offence under section 48(1) of that Act

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