



New South Wales

Crimes Amendment (Grievous Bodily Harm) Bill 2010

Explanatory note

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

Overview of Bill

The object of this Bill is to amend the *Crimes Act 1900* to ensure that offences under that Act relating to the infliction of grievous bodily harm extend to the destruction by a person (other than in the course of a medical procedure) of a child in utero. The proposed amendment extends the application to any form of human life in the embryonic stage. Such offences currently apply to human life in the foetal or later stages.

Outline of provisions

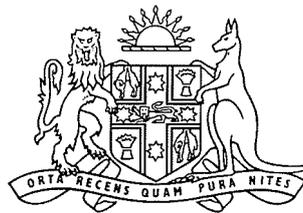
Clause 1 sets out the name (also called the short title) of the proposed Act.

Clause 2 provides for the commencement of the proposed Act on the date of assent.

Clause 3 amends the definition of ***Grievous bodily harm*** in section 4 of the *Crimes Act 1900* to give effect to the object set out in the Overview above.

Introduced by Revd the Hon F J Nile, MLC

First print

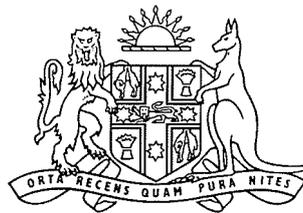


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Crimes Amendment (Grievous Bodily Harm) Bill 2010

No. , 2010

A Bill for

An Act to amend the *Crimes Act 1900* to ensure that offences under that Act relating to the infliction of grievous bodily harm extend to the destruction of a child in utero of a pregnant woman (other than in the course of a medical procedure).

The Legislature of New South Wales enacts:	1
1 Name of Act	2
This Act is the <i>Crimes Amendment (Grievous Bodily Harm) Act 2010</i> .	3
2 Commencement	4
This Act commences on the date of assent.	5
3 Amendment of Crimes Act 1900 No 40	6
(1) Section 4 Definitions	7
Omit paragraph (a) of the definition of <i>Grievous bodily harm</i> from section 4 (1).	8
Insert instead:	9
(a) the destruction (other than in the course of a medical procedure) of a child in utero of a pregnant woman, whether or not the woman suffers any other harm, and	10
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(2) Section 4 (1), definition of “Grievous bodily harm”	15
Insert at the end of the definition:	16
For the purposes of paragraph (a) of this definition, a <i>child in utero</i> is any form of human life in either the embryonic or foetal stage of development.	17
	18
	19