



Queensland

# **Criminal Code (Looting in Declared Areas) Amendment Bill 2014**





Queensland

# **Criminal Code (Looting in Declared Areas) Amendment Bill 2014**

## **Contents**

---

|   |                                                   | Page |
|---|---------------------------------------------------|------|
| 1 | Short title .....                                 | 4    |
| 2 | Code amended.....                                 | 4    |
| 3 | Amendment of s 398 (Punishment of stealing) ..... | 4    |



**2014**

---

**A Bill**

for

**An Act to amend the Criminal Code for a particular purpose**

---

**The Parliament of Queensland enacts—** 1

**Clause 1      Short title** 2

This Act may be cited as the *Criminal Code (Looting in Declared Areas) Amendment Act 2014*. 3  
4

**Clause 2      Code amended** 5

This Act amends the Criminal Code. 6

**Clause 3      Amendment of s 398 (Punishment of stealing)** 7

(1) Section 398, punishment in special cases, clause 13— 8  
*insert—* 9

(c) the offence is committed in an area that at 10  
the time of the commission of the offence is 11  
a declared area under the *Disaster* 12  
*Management Act 2003*; or 13

(d) the following applies— 14

(i) the thing stolen is left unattended 15  
because the person in possession of the 16  
property was required to leave it 17  
unattended to comply with a direction 18  
given by a person exercising a power 19  
under the *Disaster Management Act* 20  
*2003*; 21

(ii) it is not clear whether the thing stolen 22  
was stolen— 23

(A) during the period when the place 24  
from which it was stolen was in a 25  
declared area; or 26

(B) after that period but before the 27  
person returned to the thing; 28

(2) Section 398, punishment in special cases, clause 13— 29

*insert—*

- |                                                    |    |
|----------------------------------------------------|----|
|                                                    | 1  |
| (2) A certificate by the chief executive of the    | 2  |
| department in which the <i>Disaster Management</i> | 3  |
| <i>Act 2003</i> is administered stating any of the | 4  |
| following matters is evidence of the matter—       | 5  |
| (a) a stated area was a declared area under the    | 6  |
| <i>Disaster Management Act 2003</i> during a       | 7  |
| stated period;                                     | 8  |
| (b) on a stated day, a stated person was given a   | 9  |
| stated direction under the <i>Disaster</i>         | 10 |
| <i>Management Act 2003</i> .                       | 11 |

Authorised by the Parliamentary Counsel