

WESTERN AUSTRALIA

LEGISLATIVE COUNCIL

AMENDMENTS AND SCHEDULES

Supplementary Notice Paper No. 87
Issue No. 1

TUESDAY, 7 SEPTEMBER 2010

CANNABIS LAW REFORM BILL 2009 [87-1]

When in committee on the *Cannabis Law Reform Bill 2009*:

Clause 5

Minister for Energy representing the Minister for Police: To move -

1/5 Page 4, lines 7 to 13 — To delete the lines and insert —

child means a person who is under 18 years of age;

Clause 6

Minister for Energy representing the Minister for Police: To move -

2/6 Page 4, after line 21 — To insert —

adult means a person who is not a young person;

Minister for Energy representing the Minister for Police: To move -

3/6 Page 5, after line 25 — To insert —

young person means a person who —

- (a) is under 18 years of age; or
- (b) in relation to the commission, or alleged commission, of a minor cannabis related offence, was under 18 years of age when the offence was committed, or allegedly committed.

Clause 7

Minister for Energy representing the Minister for Police: To move -

4/7 Page 11, lines 17 and 18 — To delete “by the regulations”.

Minister for Energy representing the Minister for Police: To move -

5/7 Page 11, after line 19 — To insert —

but does not include anything prescribed, or belonging to a class prescribed, as excluded from this definition.

Minister for Energy representing the Minister for Police: To move -

6/7 Page 11, lines 20 to 29 — To delete the lines and insert —

- (2) A person who sells, or offers to sell, cannabis smoking paraphernalia to a child commits a simple offence.
Penalty: a fine of \$24 000 or imprisonment for 2 years or both.
- (3) A person —
 - (a) who sells, or offers to sell, cannabis smoking paraphernalia to an adult; or
 - (b) who displays cannabis smoking paraphernalia, or authorises or allows cannabis smoking paraphernalia to be displayed, for sale in a shop or other retail outlet,commits a simple offence.
Penalty: a fine of \$10 000.

New Part

Minister for Energy representing the Minister for Police: To move -

7/NP Page 16, after line 27 — To insert —

Part 6 — *Working with Children (Criminal Record Checking) Act 2004* amended

14. Act amended

This Part amends the *Working with Children (Criminal Record Checking) Act 2004*.

15. Schedule 2 amended

In Schedule 2 after the item relating to the *Children and Community Services Act 2004* section 192 insert:

Misuse of Drugs Act 1981

s. 19A(2)

Selling, or offering to sell, cannabis smoking paraphernalia to a child

Long Title

Minister for Energy representing the Minister for Police: To move -

8/LT Page 1, after bullet point 2 — To insert —

- amend the *Working With Children (Criminal Record Checking) Act 2004*; and

