



Criminal Code Amendment Act 1998

No. 12, 1998

**An Act to amend the *Criminal Code Act 1995*, and
for related purposes**

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No. 12, 1998

An Act to amend the *Criminal Code Act 1995*, and for related purposes

[Assented to 13 April 1998]

The Parliament of Australia enacts:

1 Short title

This Act may be cited as the *Criminal Code Amendment Act 1998*.

2 Commencement

This Act commences on the day on which it receives the Royal Assent.

3 Schedule(s)

Each Act that is specified in a Schedule to this Act is amended or repealed as set out in the applicable items in the Schedule concerned, and any other item in a Schedule to this Act has effect according to its terms.

Schedule 1—Amendment of the Criminal Code Act 1995

1 The Schedule (subsection 2.2(2) of the *Criminal Code*)

Omit “On”, substitute “Subject to section 2.3, on”.

2 The Schedule (at the end of Division 2 of the *Criminal Code*)

Add:

2.3 Application of provisions relating to intoxication

Subsections 4.2(6) and (7) and Division 8 apply to all offences. For the purpose of interpreting those provisions in connection with an offence, the other provisions of this Chapter may be considered, whether or not those other provisions apply to the offence concerned.

*[Minister’s second reading speech made in—
Senate on 3 December 1997
House of Representatives on 25 March 1998]*

(248/97)