

# Update Garrow and Turkington's Criminal Law

## Service 177 — April 2022

### Legislation

#### **Costs in Criminal Cases Act**

The Costs in Criminal Cases Act 1967 has been amended by the Secondary Legislation Act 2021, effective 28 October 2021.

#### **Crimes Act**

The Crimes Act 1961 has been amended by the:

- Secondary Legislation Act 2021, effective 28 October 2021; and
- End of Life Choice Act 2019, effective 6 November 2021.

#### **Criminal Disclosure Act**

The Criminal Disclosure Act 2008 has been amended by the Secondary Legislation Act 2021, effective 28 October 2021.

#### **Criminal Investigations (Bodily Samples) Act**

The Criminal Investigations (Bodily Samples) Act 1995 has been amended by the Secondary Legislation Act 2021, effective 28 October 2021.

#### **Criminal Procedure Act**

The Criminal Procedure Act 2011 has been amended by the:

- Secondary Legislation Act 2021, effective 28 October 2021; and
- Sexual Violence Legislation Act 2021, effective 21 December 2021.

#### **Criminal Procedure (Mentally Impaired Persons) Act 2003**

The Criminal Procedure (Mentally Impaired Persons) Act 2003 has been amended by the Secondary Legislation Act 2021, effective 28 October 2021.

#### **Criminal Proceeds (Recovery) Act**

The Criminal Proceeds (Recovery) Act 2009 has been amended by the Secondary Legislation Act 2021, effective 28 October 2021.

#### **Evidence Act**

The Evidence Act 2006 has been amended by the:

- Secondary Legislation Act 2021, effective 28 October 2021; and
- Sexual Violence Legislation Act 2021, effective 21 December 2021.

**Extradition Act 1999**

The Extradition Act 1999 has been amended by the Secondary Legislation Act 2021, effective 28 October 2021.

**Misuse of Drugs Act**

The Misuse of Drugs Act 1975 has been amended by the:

- Secondary Legislation Act 2021, effective 28 October 2021;
- Legislation Act (Amendments to Legislation) Regulations 2021, effective 28 October 2021; and
- Drug and Substance Checking Legislation Act 2020, effective 7 December 2021.

**Search and Surveillance Act**

The Search and Surveillance Act 2012 has been amended by the Secondary Legislation Act 2021, effective 28 October 2021.

**Commentary****Crimes Act**

New commentary has been added to the Crimes Act 1961 in the following areas:

- Part 7 — Crimes against morality and decency, sexual crimes, and crimes against public welfare: see [CRI125.3] and [CRI132.6].
- Part 8 — Crimes against the person: see [CRI154.1], [CRI154.2], [CRI156.7], [CRI156.10], [CRI157.2], [CRI158.5]–[CRI154.7], [CRI160.3]–[CRI160.5], [CRI160.12], [CRI163.1], [CRI164.2], [CRI164.6], [CRI167.1]–[CRI167.12], [CRI168.1]–[CRI168.5], [CRI169.1], [CRI171.2]–[CRI171.5], [CRI171.7], [CRI173.3], [CRI178.4], [CRI179.8], [CRI179.10], [CRI182.1]–[CRI182.7], [CRI183.1]–[CRI183.6], [CRI195.1]–[CRI195.14], [CRI195A.1]–[CRI195A.8], [CRI196.1]–[CRI196.4], [CRI197.1]–[CRI197.5], [CRI198.1]–[CRI198.9], [CRI198A.1]–[CRI198A.7], [CRI198B.1]–[CRI198B.7], [CRI205.1]–[CRI205.9], [CRI206.3], [CRI206.4], [CRI207.3], [CRI207A.1], [CRI208.2], [CRI209.2], [CRI209A.1], [CRI210.2] and [CRI210A.1].
- Part 10 — Crimes against rights of property: see [CRI219.3] and [CRI231.2].

**Criminal Procedure Act**

New commentary has been added to the Criminal Procedure Act 2011 in the following areas:

- Part 3 — Charging documents, summonses, and warrants: see [CPA46.1].
- Part 5 — Procedure before trial: see [CPA146.1]–[CPA146.3].
- Part 6 — Access to court documents: see [CPA232.8], [CPA232.9], [CPA232.29] and [CPA232.30].

**Misuse of Drugs Act**

New commentary has been added to the Misuse of Drugs Act 1975 in the following area:

- Section 12A — Equipment, material, and substances used in production or cultivation of controlled drugs: see [MDA12A.1].

**Search and Surveillance Act**

New commentary has been added to the Search and Surveillance Act 2012 in the following areas:

- Part 2 — Police powers: see [SSA6.4], [SSA6.9], [SSA8.3], [SSA8.4], [SSA14.3], [SSA14.4], [SSA15.3], [SSA18.7], [SSA18.8], [SSA20.3], [SSA20.4], [SSA20.6] and [SSA29.3].
- Part 3 — Enforcement officers' powers and orders: see [SSA46.8], [SSA74.4] and [SSA83.3].
- Part 4 — General provisions in relation to search, surveillance, and inspection powers: see [SSA93.3], [SSA103.12], [SSA110.6], [SSA117.6], [SSA138.5], [SSA139.7], [SSA145.4], [SSA145.5], [SSA146.6], [SSA146.7] and [SSA151.4].

## **Appendices**

New commentary has been added to the following area:

- Appendix 5 — Mens rea: see [APPV.1].

