

**CRIMINAL CODE AMENDMENT (STALKING) ACT 1995**

No. 65 of 1995

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192—Stalking

AN ACT to amend the *Criminal Code***[Royal Assent 14 November 1995]**

BE it enacted by His Excellency the Governor of Tasmania, by and with the advice and consent of the Legislative Council and House of Assembly, in Parliament assembled, as follows:—

Short title

1—This Act may be cited as the *Criminal Code Amendment (Stalking) Act 1995*.

Commencement

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

Principal Act

3—In this Act, the *Criminal Code** is referred to as the Principal Act.

Heading to Chapter XX amended

4—The heading to Chapter XX is amended by inserting “: STALKING” after “ABDUCTION”.

Section 192 inserted

5—After section 191A of the Principal Act, the following section is inserted in Chapter XX:—

Stalking

192—A person is guilty of a crime if that person, with the intention of causing another person physical or mental harm, apprehension or fear—

- (a) follows the other person or a third person; or
- (b) loiters outside the residence of the other person, or a third person or another place frequented by the other person or third person; or
- (c) enters, or interferes with, property of the other person or a third person; or
- (d) keeps the other person or a third person under surveillance; or

* Schedule 1 to 14 Geo. V No. 69. For the *Criminal Code Act 1924* and the *Criminal Code*, as amended to 1 March 1980, see the continuing Reprint of Statutes. Subsequently amended by No. 19 of 1980, No. 52 of 1981, Nos. 33 and 99 of 1982, No. 77 of 1983, No. 3 of 1984, No. 17 of 1985, Nos. 77, 86 and 93 of 1986, Nos. 26, 71, 81 and 83 of 1987, Nos. 14 and 29 of 1988, Nos. 7, 9 and 33 of 1989, No. 13 of 1990, Nos. 3, 43 and 46 of 1991, No. 21 of 1992, Nos. 9, 72 and 89 of 1993, Nos. 4, 7, 10, 21, 61, 68 and 72 of 1994 and No. 43 of 1995.

- (e) gives offensive material to, or leaves offensive material where it is likely to be found by, given to or brought to the attention of, the other person or a third person; or
- (f) acts in any other way that could reasonably be expected to arouse the other person's apprehension or fear.

Charge: Stalking.

*[Second reading presentation speech made in:—
House of Assembly on 24 May 1995
Legislative Council on 9 October 1995]*

