

HOUSE OF REPRESENTATIVES

Supplementary Order Paper**Wednesday, 30 October 1985**

HOMOSEXUAL LAW REFORM BILL

Proposed Amendments

Hon. GEORGE GAIR, in Committee, to move the following amendments:

Clause 3, proposed section 140A: To omit from line 35 on page 2 the expression "16 years", and substitute the expression "18 years".

To omit the proposed subsection (3) (all the words in lines 8 to 12 on page 3), and substitute the following proposed subsection:

"(3) It is a defence to a charge under this section if the person charged proves that the boy consented, that he was under the age of 21 years at the time of the commission of the act, and that the boy was of or over the age of 18 years or that he had reasonable cause to believe, and did believe, that the boy was of or over that age:

To omit from line 20 on page 3 the expression "16 years", and substitute the expression "18 years".

Clause 4: To omit from line 33 on page 3, and also from line 35 on that page, the expression "16 years", and substitute in each case the expression "18 years".

Clause 5: To omit from line 5 on page 4 the expression "16 years", and substitute the expression "18 years".

To omit from line 43 on that page the expression "16 years", and substitute the expression "18 years".

To omit from line 13 on page 5 the expression "16 years"; and substitute the expression "18 years".

EXPLANATORY NOTE

The amendments simply raise the so-called age of consent for homosexual activity from 16 years of age as proposed in the Bill to 18 years. Because *clause 5* of the Bill relates to heterosexual as well as homosexual anal intercourse, the effect of the amendment to that clause is to fix the age of consent for heterosexual anal intercourse at 18 years as well.