

Criminal Code (Defence of Dwellings and Other Premises—Castle Law) Amendment Bill 2026

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1. The home occupiers have to be exempted from any legalities when dealing with intruders or home invaders. There must be basically full immunity.
2. The intruders or home invaders have their legal rights stripped and cannot charge or move legal proceedings against a home occupier in any circumstance.
3. Castle law must include not just the house but the property/ land parcel and your vehicle.
4. Like the United States if a burglar is actually caught in the private property of the residence and has not committed the burglary yet, he is still charged with burglary with intent. In QLD the burglar could only be charged with trespass in this case which is a slap on the wrist.
5. In the same case as point 4 if the perpetrator has a weapon in his possession he is charged with home invasion with intent. These laws are made to keep the perpetrator and the home occupier separated and not meeting hopefully reduces the risk of injury or death between both parties.
6. If the home occupier is a legal registered firearms holder, they should be able to protect themselves and their family with a firearm with full legal immunity. This should also include the home occupier's property, residential or rural.

Unfortunately we are dealing with modern American style violent crimes and combating them with Australian 1970s laws, which are so outdated to protect society. Our laws were implemented when you could leave your house open and car unlocked, sleep easy and walk or drive around knowing you were not going to be car jacked or assaulted. A strong message has to be sent to would be criminals the days of easy crime and violence towards others, with no ramifications are over and there is no doubt these suggestions would make a great deterrent. Law abiding citizens during a home invasion or burglary have to not worry about equal force laws and whether they will be charged for protecting their homes. Make it black and white not grey.