



# **Australian Crime Commission Regulations 2002**

**Statutory Rules No. 132, 1984 as amended**

made under the

*Australian Crime Commission Act 2002*

**Compilation start date:** 12 April 2013

**Includes amendments up to:** SLI No. 51, 2013

Prepared by the Office of Parliamentary Counsel, Canberra

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## About this compilation

### The compiled instrument

This is a compilation of the *Australian Crime Commission Regulations 2002* as amended and in force on 12 April 2013. It includes any amendment affecting the compiled instrument to that date.

This compilation was prepared on 12 April 2013.

The notes at the end of this compilation (the *endnotes*) include information about amending Acts and instruments and the amendment history of each amended provision.

### Uncommenced provisions and amendments

If a provision of the compiled instrument has not commenced or is affected by an uncommenced amendment, the text of the uncommenced provision or amendment is set out only in the endnotes.

### Application provisions for amendments

If the operation of an amendment is affected by an application provision, this provision is identified in the endnotes.

### Modifications

If a provision of the compiled instrument is affected by a textual modification that is in force, the text of the modifying provision is set out in the endnotes.

### Provision ceasing to have effect

If a provision of the compiled instrument has expired or otherwise ceased to have effect, or is to expire or otherwise cease to have effect, in accordance with a provision of the instrument, details of the provision are set out in the endnotes.

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## **1 Name of Regulations**

These Regulations are the *Australian Crime Commission Regulations 2002*.

## **2 Definitions**

In these Regulations:

*ACC* means the Australian Crime Commission.

*Act* means the *Australian Crime Commission Act 2002*.

## **3 Serious and organised crime offences**

For paragraph (d) of the definition of *serious and organised crime* in subsection 4(1) of the Act, each offence mentioned in Division 272 or 273 of the *Criminal Code* is prescribed.

## **4 Search warrant**

A warrant issued by an issuing officer under section 22 of the Act shall be in accordance with Form 1 in Schedule 1.

## **5 Scale prescribed for payment of expenses of witnesses**

- (1) For the purposes of section 26 of the Act, the prescribed scale is the scale in Schedule 2.
- (2) In the scale in Schedule 2, a reference to the High Court Rules shall be read as a reference to the High Court Rules as in force from time to time.

## **7 Service of summons to appear before an examiner**

- (1) For the purposes of subsection 30(1) or (2) of the Act, each of the following manners of serving a summons is prescribed:
  - (a) where the person named in the summons is a natural person:

- (i) tendering a copy of the summons to the person or, if on tender of the copy the person refuses to accept it, putting it down in the presence of the person or leaving it at or upon the place or premises where the person is;
  - (ii) if service in the manner specified in subparagraph (i) is not practicable—leaving a copy of the summons at the last known or usual place of residence or business of the person with another person who is, or is reasonably believed to be, over the age of 16 years and is, or is reasonably believed to be, residing, or employed, at that place or sending a copy of the summons by registered post or certified mail to the person at the last known or usual place of residence or business of the person or at the last known or usual postal address of the person;
  - (iii) if a Judge has, subject to subregulation (2), given a direction that the summons should be so served—leaving a copy of the summons with another person identified in the direction, being a person who, in the opinion of the Judge, is likely to bring the contents of the summons to the notice of the person, or sending it by registered post or certified mail to an address specified in the direction, being the address of a place that the Judge has reasonable grounds to believe to be a place frequented by the person;
- (b) where the person named in the summons is a body corporate:
  - (i) tendering a copy of the summons to a person who is, or is reasonably believed to be, an officer of, or in the service of, the body corporate and is, or is reasonably believed to be, above the age of 16 years at the head office, a registered office, a principal office or a principal place of business of the body corporate or, if on tender of the copy the person refuses to accept it, leaving it at or upon the premises;
  - (ii) sending a copy of the summons by registered post or certified mail to the head office, a registered office, a principal office or a principal place of business of the body corporate or at a postal address of the body corporate.



- (2) A Judge shall not give a direction referred to in subparagraph (1)(a)(iii) in relation to the service of a summons on a person unless the Judge is satisfied upon information furnished in writing by an examiner, that:
  - (a) service of the summons on the person in a manner specified in subparagraph (1)(a)(i) or (ii) has not been, or is not likely to be, successful; and
  - (b) there is a likelihood that service of the summons in a manner specified in paragraph (1)(a)(iii) would result in the summons coming to the notice of the person.
- (3) In this regulation, **Judge** means:
  - (a) a Judge of the Federal Court; or
  - (b) a Judge of a court of a State or Territory.

## **8 Warrant for arrest of witness**

A warrant issued under subsection 31(1) of the Act for the apprehension of a person shall be in accordance with Form 2 in Schedule 1.

## **8A Duties, functions and powers conferred by State laws**

- (1) For subparagraphs 55A(2)(b)(ii) and (d)(ii) of the Act, each kind of duty, function or power under a provision of a State law mentioned in an item in Schedule 4 may be conferred on the ACC.
- (2) For subparagraphs 55A(4)(b)(ii) and (5)(b)(ii) of the Act, each kind of duty, function or power under a provision of a State law mentioned in an item in Schedule 3 may be conferred on the person or body mentioned in the item.
- (3) For subparagraphs 55A(5B)(b)(ii) and (5C)(b)(ii) of the Act, each kind of duty, function or power under a provision of a State law mentioned in an item in Schedule 5 may be conferred on a Judge of the Federal Court or a Judge of the Federal Circuit Court, as mentioned in the item.

**9 Disclosure of ACC information—international bodies**

For paragraph 59AA(1)(d) of the Act, an international body mentioned in Schedule 6 is prescribed.

**10 Disclosure of ACC information—bodies corporate**

For subsection 59AB(1) of the Act, a body corporate, or a class of bodies corporate, mentioned in Schedule 7 is prescribed.

## Schedule 1—

### Form 1—Search warrant under section 22

(regulation 3)

COMMONWEALTH OF AUSTRALIA

*Australian Crime Commission Act 2002*

#### SEARCH WARRANT UNDER SECTION 22

TO (*insert full name of police officer*), \*[a member of the Australian Federal Police] \*[a member of the police force of (*insert name of State, as the case requires*)] \*[any other person] who is the executing officer for this warrant:

On the basis of:

- (a) an application made \*[under subsection 22(1)] \*[by telephone under subsection 23(1)] of the *Australian Crime Commission Act 2002* for the issue of a warrant under section 22 of the Act in relation to:
  - \*[land situated at (*insert address*);]
  - \*[premises situated at (*insert address*);]
  - \*[the vessel (*insert name*) owned by (*insert name and address of owner*);]
  - \*[the aircraft (*insert identifying marks*) owned by (*insert name and address of owner*);]
  - \*[the vehicle, the registration number of which is (*insert registration number of the vehicle*), a (*insert type of vehicle*) that is owned by (*insert name and address of owner*);] and
- (b) information given to me \*[by affidavit] \*[by affidavit and orally] that there are reasonable grounds for issuing this warrant under section 22 of the *Australian Crime Commission Act 2002* for the purposes of seizing and preventing the concealment, loss, mutilation or destruction of any of the things specified in Schedule 1, that may be in or on the \*[land] \*[premises] \*[vessel]

## Schedule 1

### Form 1 Search warrant under section 22

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\*[aircraft] \*[vehicle] on *(insert date of application or a date within 1 month after the date of application)* and that are connected with the special ACC \*[operation] \*[investigation] specified in Schedule 2;

I, *(insert full name of issuing officer)*, a \*[Judge] \*[magistrate] of *(insert name of court)*, being satisfied that there are reasonable grounds for issuing a warrant, authorise you, with such assistance as you think necessary and using no more force than is reasonably necessary for the execution of this warrant:

- (c) \*[at any time of the day or night] \*[between the hours of ... and ... ] to enter \*[on] \*[into] the \*[land] \*[premises] \*[vessel] \*[aircraft] \*[vehicle]; and
- (d) to search the \*[land] \*[premises] \*[vessel] \*[aircraft] \*[vehicle] for things of a relevant kind specified in Schedule 1 that are connected with the special ACC \*[operation] \*[investigation] specified in Schedule 2; and
- (e) to seize things of a relevant kind specified in Schedule 1 that are connected with the special ACC \*[operation] \*[investigation] specified in Schedule 2 found \*[on] \*[in] the \*[land] \*[premises] \*[vessel] \*[aircraft] \*[vehicle] and to deliver them to any person participating in the special ACC \*[operation] \*[investigation].

THIS WARRANT ceases to have effect at the end of *(insert date that is not later than 1 month after the date of issue of the warrant)*.

Issued on *(insert date of issue)*.

.....  
*(Signature and designation of issuing officer)*

*(The following statement is to be completed by the issuing officer if the warrant is issued on an application made by telephone under section 23 of the Australian Crime Commission Act 2002.)*

\*This warrant is issued for the following reasons:

*(insert the reasons)*

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**Schedule 1**

*(Insert a description of the particular thing or things, connected with the special ACC operation/investigation specified in Schedule 2, that is, or are, authorised to be seized by the executing officer under this warrant.)*

**Schedule 2**

1. The special ACC \*[operation] \*[investigation] is *(insert description of the special ACC operation/investigation)*.
2. The federally relevant criminal activity that is the subject of the ACC special \*[operation] \*[investigation] is *(insert description of the federally relevant criminal activity, specifying the relevant crime to which the activity relates)*.
3. The ACC is conducting a special \*[operation] \*[investigation], in accordance with a determination by the Board of the ACC under paragraph 7C(1)(d) of the *Australian Crime Commission Act 2002* that the \*[intelligence operation] \*[investigation into matters relating to federally relevant criminal activity] is a special \*[operation] \*[investigation]. The determination of the Board is *(insert details of the determination of the Board)*.

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*\*Omit if inapplicable*

## Form 2—Warrant under section 31

(regulation 8)

COMMONWEALTH OF AUSTRALIA

*Australian Crime Commission Act 2002*

### WARRANT UNDER SECTION 31

TO (*insert full name of police officer*), \*[a member of the Australian Federal Police] \*[a member of the Police Force of the (*insert name of State, as case requires*)] \*[any other person]:

On the basis of:

- (a) the application made by \*[(*insert full name of applicant*)], an examiner appointed under subsection 46B(1) of the *Australian Crime Commission Act 2002* (the **examiner**), in this matter; and
- (b) my satisfaction by evidence on oath that there are reasonable grounds to believe that (*insert full name and address of person to be apprehended*):
  - \*[who has been ordered, under section 24 of the *Australian Crime Commission Act 2002*, to deliver \*[his] \*[her] passport to the examiner is nevertheless likely to leave Australia for the purpose of avoiding giving evidence before the examiner;]
  - \*[in relation to whom a summons has been issued under subsection 28(1) of the *Australian Crime Commission Act 2002*:
    - (i) has absconded or is likely to abscond; or
    - (ii) is otherwise attempting, or is otherwise likely to attempt, to evade service of the summons;]
  - \*[has committed an offence under subsection 30(1) of the *Australian Crime Commission Act 2002*, or is likely to do so;]

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I, *(insert full name of Judge)*, a Judge of *(insert name of court)*, sitting in chambers and acting under section 31 of the *Australian Crime Commission Act 2002*, and being satisfied that there are reasonable grounds for issuing a warrant, authorise you, or any member of the Australian Federal Police or of the Police Force of a State or Territory, using no more force than is reasonably necessary for the execution of this warrant:

(a) if necessary, to break into and enter any premises, vessel, aircraft or vehicle to execute the warrant; and

(b) to apprehend *(insert full name of person to be apprehended)*:

to bring \*[him] \*[her], as soon as practicable, before a Judge of the Federal Court or the Supreme Court of a State or Territory to be dealt with according to law.

Dated *(insert date of issue)*.

.....  
*(Signature and designation of Judge)*

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*\*Omit if inapplicable*

## **Schedule 2—Scale for payment of expenses of witnesses**

(regulation 5)

1. Witness appearing before an examiner to give evidence because of his professional, scientific or other special skill or knowledge in respect of each day on which he so appears, an amount of not less than the lesser amount specified in the High Court Rules in relation to expenses of witnesses possessing such skill or knowledge and not more than the greater amount so specified.
2. Witness, other than a witness referred to in Item 1, appearing before an examiner:
  - (a) in the case of a witness remunerated by wages, salary or fee—such amount as is provided for in the High Court Rules in relation to expenses of witnesses so remunerated;
  - (b) in any other case—such amount as is provided for in the High Court Rules in relation to expenses of witnesses generally.
3. Witness appearing before an examiner to give expert evidence—in addition to any other amount payable to him under Item 1 or 2, a reasonable amount for qualifying to give that evidence.
4. Any witness appearing before an examiner such amount as is reasonable:
  - (a) in respect of his conveyance to and from the place at which he so attends; and
  - (b) if he is required to be absent overnight from his usual place of residence—for meals and accommodation.



## Schedule 3—Duties, functions and powers conferred on certain persons and bodies by State laws

(subregulation 8A(2))

### Part 1—Laws of New South Wales

Item	Law	Provision	Duty, function or power	Person or body
101	<i>Births, Deaths and Marriages Registration Regulation 2001</i>	clause 13	Power to apply for an old birth certificate	Member of the staff of the ACC
102	<i>Crimes (Detention After Arrest) Regulation 1998</i>	clause 12	Power to act as custody manager	Member of the staff of the ACC
103	<i>Law Enforcement and National Security (Assumed Identities) Act 1998</i>	section 4	Power to grant, vary or revoke an assumed identity approval	CEO
104	<i>Law Enforcement and National Security (Assumed Identities) Act 1998</i>	section 5	Power to acquire and use an assumed identity	Member of the staff of the ACC
105	<i>Law Enforcement and National Security (Assumed Identities) Act 1998</i>	section 6	Power to request a body to do certain things	CEO
106	<i>Law Enforcement and National Security (Assumed Identities) Act 1998</i>	subsection 7(1)	Power to apply for an order to make an entry in a register of births or marriages	CEO
107	<i>Law Enforcement and National Security (Assumed Identities) Act 1998</i>	subsection 7(3)	Duty to provide evidence	CEO

**Schedule 3** Duties, functions and powers conferred on certain persons and bodies by State laws

**Part 1** Laws of New South Wales

<b>Item</b>	<b>Law</b>	<b>Provision</b>	<b>Duty, function or power</b>	<b>Person or body</b>
108	<i>Law Enforcement and National Security (Assumed Identities) Act 1998</i>	subsection 7(5)	Duty to maintain records	CEO
109	<i>Law Enforcement and National Security (Assumed Identities) Act 1998</i>	section 10	Duty to ensure that a record is kept of assumed identity approvals granted, varied or revoked	CEO
110	<i>Law Enforcement and National Security (Assumed Identities) Act 1998</i>	section 11	Duty to appoint a person to audit record of assumed identity approvals	CEO
111	<i>Law Enforcement and National Security (Assumed Identities) Act 1998</i>	section 16	Power to delegate functions	CEO
112	<i>Law Enforcement (Controlled Operations) Act 1997</i>	subsection 5(1)	Power to apply for authority to conduct a controlled operation	Member of the staff of the ACC
113	<i>Law Enforcement (Controlled Operations) Act 1997</i>	subsection 5(2A)	Duty to provide certain particulars	Member of the staff of the ACC
114	<i>Law Enforcement (Controlled Operations) Act 1997</i>	subsection 5(3)	Power to require additional information	CEO
115	<i>Law Enforcement (Controlled Operations) Act 1997</i>	subsection 6(1)	Power to authorise or refuse to authorise a controlled operation	CEO
116	<i>Law Enforcement (Controlled Operations) Act 1997</i>	subsection 6(2)	Duty not to grant authority unless code of conduct is prescribed by the regulations	CEO

Item	Law	Provision	Duty, function or power	Person or body
117	<i>Law Enforcement (Controlled Operations) Act 1997</i>	subsection 6(3)	Duty to be satisfied of certain matters	CEO
118	<i>Law Enforcement (Controlled Operations) Act 1997</i>	subsection 6(4)	Duty to have regard to certain matters	CEO
120	<i>Law Enforcement (Controlled Operations) Act 1997</i>	subsection 8(2)	Duty to include certain details in an authority	CEO
121	<i>Law Enforcement (Controlled Operations) Act 1997</i>	subsection 8(5)	Duty to ensure that written notes are kept of certain matters	CEO
122	<i>Law Enforcement (Controlled Operations) Act 1997</i>	subsection 10(1)	Power to apply for a variation of an authority	Member of the staff of the ACC
123	<i>Law Enforcement (Controlled Operations) Act 1997</i>	subsection 10(2)	Power to require additional information	CEO
124	<i>Law Enforcement (Controlled Operations) Act 1997</i>	subsection 10(3)	Power to vary an authority or refuse an application for a variation	CEO
125	<i>Law Enforcement (Controlled Operations) Act 1997</i>	subsection 10(4)	Duty to be satisfied of certain matters	CEO
126	<i>Law Enforcement (Controlled Operations) Act 1997</i>	subsection 10(6)	Duty to use form of authority	CEO
127	<i>Law Enforcement (Controlled Operations) Act 1997</i>	subsection 10(8)	Duty to ensure that written notes are kept of certain matters	CEO
128	<i>Law Enforcement (Controlled Operations) Act 1997</i>	section 12	Power to cancel an authority	CEO

**Schedule 3** Duties, functions and powers conferred on certain persons and bodies by State laws

**Part 1** Laws of New South Wales

<b>Item</b>	<b>Law</b>	<b>Provision</b>	<b>Duty, function or power</b>	<b>Person or body</b>
129	<i>Law Enforcement (Controlled Operations) Act 1997</i>	section 13	Power to engage in certain controlled activities	Member of the staff of the ACC
130	<i>Law Enforcement (Controlled Operations) Act 1997</i>	subsection 14(1)	Power to apply for retrospective authority	CEO
131	<i>Law Enforcement (Controlled Operations) Act 1997</i>	subsection 14(2)	Power to permit the manner of application for retrospective authority	CEO
132	<i>Law Enforcement (Controlled Operations) Act 1997</i>	subsection 14(3)	Power to require information	CEO
133	<i>Law Enforcement (Controlled Operations) Act 1997</i>	subsection 14(4)	Power to grant or refuse application for retrospective authority	CEO
134	<i>Law Enforcement (Controlled Operations) Act 1997</i>	subsection 14(5)	Duty to be satisfied of certain matters	CEO
135	<i>Law Enforcement (Controlled Operations) Act 1997</i>	section 15	Duty to report	Member of the staff of the ACC
136	<i>Law Enforcement (Controlled Operations) Act 1997</i>	section 17	Power to issue a certificate certifying certain matters	CEO
137	<i>Law Enforcement (Controlled Operations) Act 1997</i>	section 21	Duty to give a notice to the Ombudsman	CEO
138	<i>Law Enforcement (Controlled Operations) Act 1997</i>	section 29	Power to delegate	CEO

Item	Law	Provision	Duty, function or power	Person or body
139	<i>Law Enforcement (Controlled Operations) Regulation 1998</i>	clause 5	Power to make an urgent application, and duty to ensure that written notes are kept of certain information	Member of the staff of the ACC
140	<i>Law Enforcement (Controlled Operations) Regulation 1998</i>	clause 5A	Duty to use form for grant of authority	CEO
141	<i>Law Enforcement (Controlled Operations) Regulation 1998</i>	clause 6	Power to make an urgent application, and duty to ensure that written notes are kept of certain information	Member of the staff of the ACC
142	<i>Law Enforcement (Controlled Operations) Regulation 1998</i>	clause 6A	Duty to use form for grant of variation of authority	CEO
143	<i>Law Enforcement (Controlled Operations) Regulation 1998</i>	clause 7	Power to require certain matters to be included in report	CEO
144	<i>Law Enforcement (Controlled Operations) Regulation 1998</i>	clause 7	Duty to include certain matters in report	Member of the staff of the ACC
145	<i>Law Enforcement (Controlled Operations) Regulation 1998</i>	clause 9	Duty to give notice to the Ombudsman including certain details	CEO
146	<i>Law Enforcement (Controlled Operations) Regulation 1998</i>	clause 10	Duty to give notice to the Ombudsman including certain details	CEO

**Schedule 3** Duties, functions and powers conferred on certain persons and bodies by State laws

**Part 1** Laws of New South Wales

<b>Item</b>	<b>Law</b>	<b>Provision</b>	<b>Duty, function or power</b>	<b>Person or body</b>
147	<i>Law Enforcement (Controlled Operations) Regulation 1998</i>	clause 12	Duty to give notice to the Ombudsman including certain details	CEO
148	<i>Law Enforcement (Controlled Operations) Regulation 1998</i>	Schedule 1, as applied by clause 8	Duty to act in good faith, disclose certain matters, refrain from certain conduct, and brief participants	Member of the staff of the ACC
149	<i>New South Wales Crime Commission Act 1985</i>	paragraph 24(1)(c)	Duty to serve on Management Committee	Chair of the Board
150	<i>New South Wales Crime Commission Act 1985</i>	subsection 24(3)	Power to appoint a person to attend a meeting of the Management Committee	Chair of the Board
151	<i>New South Wales Crime Commission Act 1985</i>	subsection 24(5)	Functions of a member of the Management Committee	Chair of the Board
152	<i>New South Wales Crime Commission Act 1985</i>	subsection 25(1)	Functions of the Management Committee	Chair of the Board
153	<i>New South Wales Crime Commission Act 1985</i>	subsection 25(2)	Duty to be satisfied of certain matters	Chair of the Board
154	<i>New South Wales Crime Commission Act 1985</i>	subsection 25(3)	Power to impose limitations	Chair of the Board
155	<i>New South Wales Crime Commission Act 1985</i>	subsection 25(6)	Duty to give high priority to certain matters	Chair of the Board
156	<i>New South Wales Crime Commission Act 1985</i>	section 27	Power to give directions and furnish guidelines	Chair of the Board

<b>Item</b>	<b>Law</b>	<b>Provision</b>	<b>Duty, function or power</b>	<b>Person or body</b>
157	<i>New South Wales Crime Commission Act 1985</i>	subsection 27A(1)	Power to make arrangements	Chair of the Board
158	<i>New South Wales Crime Commission Act 1985</i>	subsection 27A(3)	Power to give directions and furnish guidelines	Chair of the Board
159	<i>Witness Protection Act 1995</i>	section 15	Power to apply to have a new entry made in a register and a document issued, and duty to provide evidence	CEO

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## Part 2—Laws of Victoria

Item	Law	Provision	Duty, function or power	Person or body
2001	<b>Crimes (Assumed Identities) Act 2004</b>	subsection 4(1)	Power to apply for an authority to acquire or use an assumed identity	Member of the staff of the ACC
2002	<b>Crimes (Assumed Identities) Act 2004</b>	paragraph 4(3)(a)	Power to approve form of application for authority	CEO
2003	<b>Crimes (Assumed Identities) Act 2004</b>	subsection 4(3)	Duty to comply with requirements for making an application for an authority	Member of the staff of the ACC
2004	<b>Crimes (Assumed Identities) Act 2004</b>	subsection 4(4)	Power to require additional information	CEO
2005	<b>Crimes (Assumed Identities) Act 2004</b>	subsection 5(1)	Power to grant or refuse to grant an authority to acquire or use an assumed identity	CEO
2006	<b>Crimes (Assumed Identities) Act 2004</b>	subsection 5(2)	Duty not to grant an authority unless satisfied of certain matters	CEO
2007	<b>Crimes (Assumed Identities) Act 2004</b>	subsection 5(3)	Duty to appoint a member of the staff of the ACC to supervise the acquisition or use of an assumed identity by an authorised civilian	CEO



Item	Law	Provision	Duty, function or power	Person or body
2008	<b>Crimes (Assumed Identities) Act 2004</b>	paragraph 5(5)(a)	Power to grant an authority that authorises an application for an order for an entry in a register of births, deaths or marriages	CEO
2009	<b>Crimes (Assumed Identities) Act 2004</b>	paragraph 5(5)(b)	Power to grant an authority that authorises a request to produce and give evidence of an assumed identity	CEO
2010	<b>Crimes (Assumed Identities) Act 2004</b>	paragraph 5(5)(c)	Power to grant an authority that authorises the use of an assumed identity in a participating jurisdiction	CEO
2011	<b>Crimes (Assumed Identities) Act 2004</b>	paragraph 6(1)(a)	Power to approve the form of an authority	CEO
2012	<b>Crimes (Assumed Identities) Act 2004</b>	subsections 6(2) and (3)	Duty to include certain particulars in an authority	CEO
2013	<b>Crimes (Assumed Identities) Act 2004</b>	paragraph 8(1)(a)	Power to vary or cancel an authority	CEO
2014	<b>Crimes (Assumed Identities) Act 2004</b>	paragraph 8(1)(b)	Duty to cancel an authority	CEO
2015	<b>Crimes (Assumed Identities) Act 2004</b>	subsection 8(2)	Duty to give written notice of the variation or cancellation of an authority	CEO

**Schedule 3** Duties, functions and powers conferred on certain persons and bodies by State laws

**Part 2** Laws of Victoria

Item	Law	Provision	Duty, function or power	Person or body
2016	<b>Crimes (Assumed Identities) Act 2004</b>	subsection 8(3)	Duty to give reasons for the variation or cancellation of an authority	CEO
2017	<b>Crimes (Assumed Identities) Act 2004</b>	subsections 9(1), (2) and (3)	Duty to review each authority granted under the Act at least once every 12 months	CEO
2018	<b>Crimes (Assumed Identities) Act 2004</b>	subsection 9(4)	Duty to cancel an authority	CEO
2019	<b>Crimes (Assumed Identities) Act 2004</b>	subsection 9(5)	Duty to record opinion and reasons for it, in writing	CEO
2020	<b>Crimes (Assumed Identities) Act 2004</b>	paragraph 10(2)(a)	Power to apply for an order to make an entry in the Register under the <b>Births, Deaths and Marriages Registration Act 1996</b> (Vic)	CEO
2021	<b>Crimes (Assumed Identities) Act 2004</b>	subsection 11(2)	Duty to apply for an order to cancel an entry made in the Register under the <b>Births, Deaths and Marriages Registration Act 1996</b> (Vic)	CEO

Item	Law	Provision	Duty, function or power	Person or body
2022	<b>Crimes (Assumed Identities) Act 2004</b>	subsection 11(3)	Duty to apply for an order under the corresponding law of a participating jurisdiction to cancel an entry in a register of births, deaths or marriages in that jurisdiction	CEO
2023	<b>Crimes (Assumed Identities) Act 2004</b>	subsection 13(2)	Power to request the chief officer of an issuing agency to produce and give evidence of an assumed identity	CEO
2024	<b>Crimes (Assumed Identities) Act 2004</b>	subsection 16(1)	Power to direct the chief officer of an issuing agency to cancel evidence of an assumed identity	CEO
2025	<b>Crimes (Assumed Identities) Act 2004</b>	subsection 19(1)	Power to acquire or use an assumed identity	Member of the staff of the ACC
2026	<b>Crimes (Assumed Identities) Act 2004</b>	subsection 24(2)	Power to request the chief officer of an issuing agency of a participating jurisdiction to produce and give evidence of an assumed identity	CEO
2027	<b>Crimes (Assumed Identities) Act 2004</b>	subsection 31(1)	Duty to submit a report to the Minister	CEO

**Schedule 3** Duties, functions and powers conferred on certain persons and bodies by State laws

**Part 2** Laws of Victoria

Item	Law	Provision	Duty, function or power	Person or body
2028	<b>Crimes (Assumed Identities) Act 2004</b>	subsection 31(2)	Duty to advise the Minister of any information in a report that should be excluded before the report is laid before Parliament	CEO
2029	<b>Crimes (Assumed Identities) Act 2004</b>	subsection 32(1)	Duty to cause appropriate records, including certain details, about the operation of the Act to be kept	CEO
2030	<b>Crimes (Assumed Identities) Act 2004</b>	subsection 33(1)	Duty to arrange for records to be audited	CEO
2031	<b>Crimes (Assumed Identities) Act 2004</b>	subsection 33(2)	Power to appoint auditor	CEO
2032	<b>Crimes (Assumed Identities) Act 2004</b>	section 34	Power to delegate functions to senior officers	CEO
2068	<b>Evidence Act 1958</b>	subsection 42BB(1)	Power to give a witness identity protection certificate	CEO
2069	<b>Evidence Act 1958</b>	subsection 42BB(2)	Duty to make all reasonable enquiries	CEO
2070	<b>Evidence Act 1958</b>	subsection 42BB(3)	Duty not to give a witness identity protection certificate until a statutory declaration is obtained	CEO

<b>Item</b>	<b>Law</b>	<b>Provision</b>	<b>Duty, function or power</b>	<b>Person or body</b>
2071	<b>Evidence Act 1958</b>	subsection 42BC(1)	Duty to make a statutory declaration	Member of the staff of the ACC
2072	<b>Evidence Act 1958</b>	subsection 42BD(1)	Duty to state certain information in a witness identity protection certificate	CEO
2073	<b>Evidence Act 1958</b>	subsection 42BD(2)	Duty not to state certain information in a witness identity protection certificate	CEO
2074	<b>Evidence Act 1958</b>	subsection 42BF(2)	Duty to cancel a witness identity protection certificate	CEO
2075	<b>Evidence Act 1958</b>	subsection 42BF(3)	Duty to give notice that a witness identity protection certificate has been cancelled	CEO
2076	<b>Evidence Act 1958</b>	subsections 42BG(2) and (3)	Power to permit a person to give information	CEO
2077	<b>Evidence Act 1958</b>	subsections 42BI(1), (2) and (3)	Duty to submit a report to the Minister	CEO
2078	<b>Evidence Act 1958</b>	subsection 42BJ(2)	Power to delegate functions	CEO
2079	<b>Surveillance Devices Act 1999</b>	subsection 15(1)	Power to apply for a surveillance device warrant	Member of the staff of the ACC

**Schedule 3** Duties, functions and powers conferred on certain persons and bodies by State laws

**Part 2** Laws of Victoria

<b>Item</b>	<b>Law</b>	<b>Provision</b>	<b>Duty, function or power</b>	<b>Person or body</b>
2080	<b>Surveillance Devices Act 1999</b>	paragraph 15(2)(a)	Power to approve the making of an application for a surveillance device warrant	CEO, or a member of the staff of the ACC
2081	<b>Surveillance Devices Act 1999</b>	subsections 15(2), (3), (4), (5) and (6)	Duty to comply with requirements for making an application for a surveillance device warrant	Member of the staff of the ACC
2082	<b>Surveillance Devices Act 1999</b>	subsection 16(1)	Power to make a remote application for a surveillance device warrant	Member of the staff of the ACC
2083	<b>Surveillance Devices Act 1999</b>	subsection 16(2)	Duty to transmit an affidavit in certain circumstances	Member of the staff of the ACC
2084	<b>Surveillance Devices Act 1999</b>	subsections 19(1), (2), (3), (4), (6), (7) and (8)	Power to act in accordance with a surveillance device warrant	Member of the staff of the ACC
2085	<b>Surveillance Devices Act 1999</b>	subsection 19(5)	Duty to use a surveillance device under a warrant only in the performance of duty	Member of the staff of the ACC
2086	<b>Surveillance Devices Act 1999</b>	subsection 20(1)	Power to apply for extension or variation of surveillance device warrant	Member of the staff of the ACC
2087	<b>Surveillance Devices Act 1999</b>	subsection 20(2)	Duty to comply with requirements for making an application under subsection 20(1)	Member of the staff of the ACC

Item	Law	Provision	Duty, function or power	Person or body
2088	<b>Surveillance Devices Act 1999</b>	subsection 20(3)	Duty to comply with requirements in section 15 for making an application under subsection 20(1)	Member of the staff of the ACC
2089	<b>Surveillance Devices Act 1999</b>	subsection 20(3)	Power to make a remote application under subsection 20(1) in accordance with subsection 16(1)	Member of the staff of the ACC
2090	<b>Surveillance Devices Act 1999</b>	subsection 20(3)	Duty to transmit an affidavit in accordance with subsection 16(2)	Member of the staff of the ACC
2091	<b>Surveillance Devices Act 1999</b>	subsection 20A(2)	Duty to revoke a surveillance device warrant	CEO
2092	<b>Surveillance Devices Act 1999</b>	subsection 20B(2)	Duty to ensure that use of a surveillance device authorised by a warrant is discontinued and the warrant is revoked	CEO
2093	<b>Surveillance Devices Act 1999</b>	subsection 20B(3)	Duty to ensure that use of a surveillance device authorised by a warrant is discontinued	CEO
2094	<b>Surveillance Devices Act 1999</b>	subsection 20B(4)	Duty to inform chief officer if use of surveillance device under warrant is no longer necessary	Member of the staff of the ACC

**Schedule 3** Duties, functions and powers conferred on certain persons and bodies by State laws

**Part 2** Laws of Victoria

<b>Item</b>	<b>Law</b>	<b>Provision</b>	<b>Duty, function or power</b>	<b>Person or body</b>
2095	<b>Surveillance Devices Act 1999</b>	subsection 20C(1)	Power to apply for a retrieval warrant	Member of the staff of the ACC
2096	<b>Surveillance Devices Act 1999</b>	paragraph 20C(2)(a)	Power to approve the making of an application for a retrieval warrant	CEO, or a member of the staff of the ACC
2097	<b>Surveillance Devices Act 1999</b>	subsections 20C(2), (3), (4), (5) and (6)	Duty to comply with requirements for making an application for a retrieval warrant	Member of the staff of the ACC
2098	<b>Surveillance Devices Act 1999</b>	subsection 20D(1)	Power to make a remote application for a retrieval warrant	Member of the staff of the ACC
2099	<b>Surveillance Devices Act 1999</b>	subsection 20D(2)	Duty to transmit an affidavit in certain circumstances	Member of the staff of the ACC
2100	<b>Surveillance Devices Act 1999</b>	section 20G	Power to act in accordance with retrieval warrant	Member of the staff of the ACC
2101	<b>Surveillance Devices Act 1999</b>	subsection 20H(3)	Duty to revoke a retrieval warrant	CEO
2102	<b>Surveillance Devices Act 1999</b>	subsection 20H(4)	Duty to inform chief officer if the grounds for issue of a retrieval warrant no longer exist	Member of the staff of the ACC
2103	<b>Surveillance Devices Act 1999</b>	subsection 21(1)	Power to apply for an order directing a person to assist in the execution of a warrant	Member of the staff of the ACC



Item	Law	Provision	Duty, function or power	Person or body
2104	<b>Surveillance Devices Act 1999</b>	subsection 21(2)	Duty to comply with requirements for making an application	Member of the staff of the ACC
2105	<b>Surveillance Devices Act 1999</b>	subsections 26(1) and (2)	Power to apply, by any means of communication, for an emergency authorisation for the use of a surveillance device	Member of the staff of the ACC
2106	<b>Surveillance Devices Act 1999</b>	subsection 26(3)	Power to give an emergency authorisation for the use of a surveillance device	CEO, or a member of the staff of the ACC
2107	<b>Surveillance Devices Act 1999</b>	subsection 26(4)	Power to act in accordance with emergency authorisation for the use of a surveillance device	Member of the staff of the ACC
2108	<b>Surveillance Devices Act 1999</b>	subsections 27(1) and (2)	Power to apply, by any means of communication, for an emergency authorisation for the use of a surveillance device	Member of the staff of the ACC
2109	<b>Surveillance Devices Act 1999</b>	subsection 27(3)	Power to give an emergency authorisation for the use of a surveillance device	CEO, or a member of the staff of the ACC

**Schedule 3** Duties, functions and powers conferred on certain persons and bodies by State laws

**Part 2** Laws of Victoria

<b>Item</b>	<b>Law</b>	<b>Provision</b>	<b>Duty, function or power</b>	<b>Person or body</b>
2110	<b>Surveillance Devices Act 1999</b>	subsection 27(4)	Power to act in accordance with an emergency authorisation for the use of a surveillance device	Member of the staff of the ACC
2111	<b>Surveillance Devices Act 1999</b>	subsection 28(1)	Duty to apply for approval of the exercise of powers under an emergency authorisation	CEO, or a member of the staff of the ACC
2112	<b>Surveillance Devices Act 1999</b>	subsection 28(2)	Duty to comply with requirements for making an application for approval	CEO, or a member of the staff of the ACC
2113	<b>Surveillance Devices Act 1999</b>	paragraph 30H(1)(a)	Duty to ensure that records and reports are kept securely	CEO
2114	<b>Surveillance Devices Act 1999</b>	paragraph 30H(1)(b)	Duty to destroy records and reports	CEO
2115	<b>Surveillance Devices Act 1999</b>	section 30K	Duty to report to judge or magistrate including certain details	Member of the staff of the ACC
2116	<b>Surveillance Devices Act 1999</b>	subsections 30L(1), (2) and (3)	Duty to submit annual report to the Minister	CEO
2117	<b>Surveillance Devices Act 1999</b>	section 30M	Duty to keep documents connected with warrants and emergency authorisations	CEO

Item	Law	Provision	Duty, function or power	Person or body
2118	<b>Surveillance Devices Act 1999</b>	section 30N	Duty to keep other records in connection with warrants and emergency authorisations	CEO
2119	<b>Surveillance Devices Act 1999</b>	section 30O	Duty to cause register of warrants and emergency authorisations, including certain details, to be kept	CEO
2120	<b>Surveillance Devices Act 1999</b>	subsection 30P(3)	Duty to ensure that members of the staff of the ACC assist the Ombudsman	CEO
2121	<b>Surveillance Devices Act 1999</b>	subsection 36(1)	Power to issue a written evidentiary certificate	CEO or a member of the staff of the ACC
2122	<b>Witness Protection Act 1991</b>	subsection 4(1)	Power to make a new entry in the register of births or register of marriages	Member of the staff of the ACC
2123	<b>Witness Protection Act 1991</b>	subsection 6(1A)	Power to apply for an order for authorisation	CEO
2124	<b>Witness Protection Act 1991</b>	subsection 6(2)	Duty to provide evidence	CEO
2125	<b>Witness Protection Act 1991</b>	subsection 10(2)	Power to disclose former identity	CEO, or member of the staff of the ACC
2126	<b>Witness Protection Act 1991</b>	section 15	Power to give a certificate	CEO

**Schedule 3** Duties, functions and powers conferred on certain persons and bodies by  
State laws

**Part 2** Laws of Victoria

<b>Item</b>	<b>Law</b>	<b>Provision</b>	<b>Duty, function or power</b>	<b>Person or body</b>
2127	<b>Witness Protection Act 1991</b>	subsection 21(1)	Power to make arrangements with the Chief Commissioner of Police	CEO

## Part 3—Laws of Queensland

Item	Law	Provision	Duty, function or power	Person or body
301	<i>Crime and Misconduct Act 2001</i>	paragraph 278(1)(e) and subsection 278(1A)	Function of being a member of the reference committee	CEO
302	<i>Crime and Misconduct Act 2001</i>	subsection 279(4)	Power to appoint person as deputy for the CEO for a reference committee meeting	CEO

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## Part 4—Laws of Western Australia

Item	Law	Provision	Duty, function or power	Person or body
401	<i>Surveillance Devices Act 1998</i>	subsection 3(1)	Power to authorise a person	Chair of the Board of the ACC
402	<i>Surveillance Devices Act 1998</i>	subsection 13(9)	Power to take action in accordance with a warrant	Member of the staff of the ACC
403	<i>Surveillance Devices Act 1998</i>	paragraph 15(1)(c)	Power to apply for a warrant	Member of the staff of the ACC
404	<i>Surveillance Devices Act 1998</i>	subsection 15(2)	Power to apply for a warrant on behalf of another law enforcement officer	Member of the staff of the ACC
405	<i>Surveillance Devices Act 1998</i>	paragraph 15(3)(c)	Power to authorise action	Chair of the Board of the ACC
406	<i>Surveillance Devices Act 1998</i>	paragraphs 15(3)(c), (e), (f) and (g)	Duty to comply with requirements for making an application for a warrant	Member of the staff of the ACC
407	<i>Surveillance Devices Act 1998</i>	paragraph 15(3)(d)	Duty to specify name of other law enforcement officer in an application for a warrant under subsection 15(2)	Member of the staff of the ACC
408	<i>Surveillance Devices Act 1998</i>	paragraphs 15(3)(h), (i) and (j)	Power to make requests in an application for a warrant	Member of the staff of the ACC
409	<i>Surveillance Devices Act 1998</i>	subsection 16(1)	Power to apply to a court for a warrant by any means of communication	Member of the staff of the ACC
410	<i>Surveillance Devices Act 1998</i>	subsection 16(3)	Duty to comply with requirements in section 15 for making an application for a warrant under subsection 16(1)	Member of the staff of the ACC

Item	Law	Provision	Duty, function or power	Person or body
411	<i>Surveillance Devices Act 1998</i>	subsection 16(4)	Power to cause an application for a warrant to be transmitted	Member of the staff of the ACC
412	<i>Surveillance Devices Act 1998</i>	paragraph 17(2)(c)	Duty to complete a form of warrant	Member of the staff of the ACC
413	<i>Surveillance Devices Act 1998</i>	subsection 17(3)	Duty to forward the form of warrant, prepared information and sworn affidavit to the court	Member of the staff of the ACC
414	<i>Surveillance Devices Act 1998</i>	subsection 17(5)	Power to act in accordance with a form of warrant	Member of the staff of the ACC
415	<i>Surveillance Devices Act 1998</i>	subsection 19(1)	Power to apply to a court for an extension of the period that a warrant is to be in force	Member of the staff of the ACC
416	<i>Surveillance Devices Act 1998</i>	subsection 19(2)	Duty to comply with requirements for making an application for an extension	Member of the staff of the ACC
417	<i>Surveillance Devices Act 1998</i>	paragraph 20(a)	Power to install, use or maintain, or cause to be installed, used or maintained, a listening device in accordance with an emergency authorisation	Member of the staff of the ACC
418	<i>Surveillance Devices Act 1998</i>	paragraph 20(b)	Power to install, use or maintain, or cause to be installed, used or maintained, an optical surveillance device in accordance with an emergency authorisation	Member of the staff of the ACC
419	<i>Surveillance Devices Act 1998</i>	paragraph 20(c)	Power to attach, install, use or maintain, or cause to be attached, installed, used or maintained, a tracking device in accordance with an emergency authorisation	Member of the staff of the ACC
420	<i>Surveillance Devices Act 1998</i>	paragraph 20(d)	Power to retrieve, or cause to be retrieved, a surveillance device in accordance with an emergency authorisation	Member of the staff of the ACC

**Schedule 3** Duties, functions and powers conferred on certain persons and bodies by State laws

**Part 4** Laws of Western Australia

<b>Item</b>	<b>Law</b>	<b>Provision</b>	<b>Duty, function or power</b>	<b>Person or body</b>
421	<i>Surveillance Devices Act 1998</i>	paragraphs 20(e), (f) and (g)	Power to enter premises, for a purpose mentioned in paragraphs 20(a) to (d), in accordance with an emergency authorisation	Member of the staff of the ACC
422	<i>Surveillance Devices Act 1998</i>	paragraph 20(h)	Power to connect a surveillance device to an electricity supply system and use electricity from that system to operate the device in accordance with an emergency authorisation	Member of the staff of the ACC
423	<i>Surveillance Devices Act 1998</i>	paragraph 20(i)	Power to temporarily remove a vehicle from and return the vehicle to premises for the purpose of the attachment, installation, maintenance or retrieval of a tracking device in accordance with an emergency authorisation	Member of the staff of the ACC
424	<i>Surveillance Devices Act 1998</i>	subsection 21(1)	Power to apply for an emergency authorisation	Member of the staff of the ACC
425	<i>Surveillance Devices Act 1998</i>	subsection 21(2)	Power to apply for an emergency authorisation for the retrieval of a listening device, an optical surveillance device or a tracking device	Member of the staff of the ACC
426	<i>Surveillance Devices Act 1998</i>	subsection 21(3)	Power to apply to an authorised person for an emergency authorisation by any means of communication	Member of the staff of the ACC
427	<i>Surveillance Devices Act 1998</i>	subsection 21(4)	Duty to deliver a written report to a Judge in relation to use of a surveillance device	Member of the staff of the ACC
428	<i>Surveillance Devices Act 1998</i>	subsection 21(5)	Duty to deliver a written report to a Judge in relation to retrieval of a surveillance device	Member of the staff of the ACC
429	<i>Surveillance Devices Act 1998</i>	subsection 21(6)	Power to take action in accordance with an emergency authorisation	Member of the staff of the ACC



Item	Law	Provision	Duty, function or power	Person or body
430	<i>Surveillance Devices Act 1998</i>	subsection 22(2)	Power to retrieve a surveillance device in accordance with a surveillance device (retrieval) warrant	Member of the staff of the ACC
431	<i>Surveillance Devices Act 1998</i>	subsection 22(3)	Power to take action in accordance with a surveillance device (retrieval) warrant	Member of the staff of the ACC
432	<i>Surveillance Devices Act 1998</i>	subsection 22(3)	Power to apply in accordance with subsection 15(1) for a surveillance device (retrieval) warrant	Member of the staff of the ACC
433	<i>Surveillance Devices Act 1998</i>	subsection 22(3)	Duty to comply with requirement in paragraph 15(3)(c) for making an application for a surveillance device (retrieval) warrant	Member of the staff of the ACC
434	<i>Surveillance Devices Act 1998</i>	subsection 32(3)	Duty to make an application for an order under section 31 <i>ex parte</i>	Member of the staff of the ACC
435	<i>Surveillance Devices Act 1998</i>	subsection 40(3)	Power to seize an item to give effect to a court order and power to enter premises for that purpose	Member of the staff of the ACC
436	<i>Surveillance Devices Act 1998</i>	subsection 43(3)	Duty to give a report to the Minister	Chair of the Board of the ACC
437	<i>Witness Protection (Western Australia) Act 1996</i>	subsection 6(1)	Power to make arrangements with the Commissioner of Police	Chair of the Board of the ACC
438	<i>Witness Protection (Western Australia) Act 1996</i>	subsection 8(1)	Power to request that a person be included in the State Witness Protection Program	Chair of the Board of the ACC

**Schedule 3** Duties, functions and powers conferred on certain persons and bodies by State laws

**Part 4** Laws of Western Australia

<b>Item</b>	<b>Law</b>	<b>Provision</b>	<b>Duty, function or power</b>	<b>Person or body</b>
439	<i>Witness Protection (Western Australia) Act 1996</i>	paragraph 20(2)(a)	Power to apply to the Supreme Court for a new identity order	Chair of the Board of the ACC
440	<i>Witness Protection (Western Australia) Act 1996</i>	paragraph 20(2)(b)	Power to apply to the Supreme Court for an order in respect of a person who has ceased to be included in a witness protection program	Chair of the Board of the ACC
441	<i>Witness Protection (Western Australia) Act 1996</i>	paragraph 33(1)(b)	Power to give a person permission not to disclose former identity	Chair of the Board of the ACC

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## Part 5—Laws of South Australia

Item	Law	Provision	Duty, function or power	Person or body
501	<i>Listening and Surveillance Devices Act 1972</i>	subsection 6(2)	Power to apply for a warrant to use listening devices or enter or interfere with any premises, vehicle or thing	Member of the Board or a member of the staff of the ACC
502	<i>Listening and Surveillance Devices Act 1972</i>	subsections 6(3) and (4)	Duty to comply with requirements for making an application	Member of the Board or a member of the staff of the ACC
503	<i>Listening and Surveillance Devices Act 1972</i>	subsection 6(7b)	Power to act in accordance with a warrant	Member of the Board or a member of the staff of the ACC
504	<i>Listening and Surveillance Devices Act 1972</i>	subsection 6(8)	Duty to cancel a warrant by instrument in writing	Member of the Board
505	<i>Listening and Surveillance Devices Act 1972</i>	paragraph 6(9)(b)	Power to cancel a warrant by instrument in writing	Member of the Board
506	<i>Listening and Surveillance Devices Act 1972</i>	subsection 6A(1)	Power to make a remote application for a warrant	Member of the Board or a member of the staff of the ACC
507	<i>Listening and Surveillance Devices Act 1972</i>	subsection 6A(2)	Duty to comply with requirements for making a remote application	Member of the Board or a member of the staff of the ACC
508	<i>Listening and Surveillance Devices Act 1972</i>	subsections 7(1) and (2)	Power to use a listening device in defined circumstances	Member of the Board or a member of the staff of the ACC

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**Schedule 3** Duties, functions and powers conferred on certain persons and bodies by State laws

**Part 5** Laws of South Australia

<b>Item</b>	<b>Law</b>	<b>Provision</b>	<b>Duty, function or power</b>	<b>Person or body</b>
509	<i>Listening and Surveillance Devices Act 1972</i>	subsection 7(3)	Duty and power in relation to communicating or publishing information or material derived from the use of a listening device	Member of the Board or a member of the staff of the ACC
510	<i>Listening and Surveillance Devices Act 1972</i>	subsection 9(1)	Power to seize a listening device or a record of information derived from the use of a listening device	Member of the Board or a member of the staff of the ACC
511	<i>Listening and Surveillance Devices Act 1972</i>	paragraph 9(2)(a)	Power to break into, enter and search any premises in which the member suspects on reasonable grounds there is a device or record liable to be seized	Member of the Board or a member of the staff of the ACC
512	<i>Listening and Surveillance Devices Act 1972</i>	paragraph 9(2)(b)	Power to stop, detain and search any vehicle in which the member suspects on reasonable grounds contains a device or record liable to be seized	Member of the Board or a member of the staff of the ACC
513	<i>Listening and Surveillance Devices Act 1972</i>	paragraph 9(2)(c)	Power to detain and search any person who the member suspects on reasonable grounds has possession of a device or record that is liable to be seized	Member of the Board or a member of the staff of the ACC
514	<i>Listening and Surveillance Devices Act 1972</i>	subsection 9(3)	Duty to return a device or record that has been seized	Member of the Board or a member of the staff of the ACC

Item	Law	Provision	Duty, function or power	Person or body
515	<i>Listening and Surveillance Devices Regulations 2003</i>	subregulation 4(1)	Duty to ensure that records are stored securely	Chair of the Board
516	<i>Listening and Surveillance Devices Regulations 2003</i>	subregulation 4(2)	Power to authorise the removal of a record from storage	Chair of the Board
517	<i>Listening and Surveillance Devices Regulations 2003</i>	regulation 5	Duty to ensure that a records book is maintained	Chair of the Board
518	<i>Listening and Surveillance Devices Regulations 2003</i>	regulation 6	Power to authorise access to a record	Chair of the Board
519	<i>Listening and Surveillance Devices Regulations 2003</i>	regulation 7	Power to authorise the making of a copy of a record	Chair of the Board
520	<i>Listening and Surveillance Devices Regulations 2003</i>	regulation 8	Power to authorise the destruction of a record	Chair of the Board
521	<i>Witness Protection Act 1996</i>	subsection 6(1)	Power to make an arrangement in connection with the administration of a complementary witness protection law	CEO
522	<i>Witness Protection Act 1996</i>	subsection 18(1)	Power to give a participant permission not to disclose the participant's former identity	CEO
523	<i>Witness Protection Act 1996</i>	paragraph 21(3)(a)	Power to authorise a disclosure of information	CEO

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## Part 6—Laws of Tasmania

Item	Law	Provision	Duty, function or power	Person or body
601	<i>Witness Protection Act 2000</i>	subsection 7(1) and paragraph 11(a)	Power under an authorising court order to cause the Registrar to make an entry in the register of births or register of marriages	Member of the staff of the ACC
602	<i>Witness Protection Act 2000</i>	subsection 9(2)	Power to apply for court order in relation to making an entry in the register of births or register of marriages	CEO
603	<i>Witness Protection Act 2000</i>	subsection 9(3)	Duty to provide evidence to the court	CEO
604	<i>Witness Protection Act 2000</i>	paragraph 12(2)(b)	Power to apply for court order for cancellation of an entry in the register of births or register of marriages	CEO
605	<i>Witness Protection Act 2000</i>	subsection 13(2)	Power to disclose the former identity of a witness or a member of the family of a witness	CEO, or a member of the staff of the ACC
606	<i>Witness Protection Act 2000</i>	paragraph 13(4)(a)	Power to authorise a disclosure or communication of information	CEO
607	<i>Witness Protection Act 2000</i>	section 18	Power to accept evidence and to give a certificate to the Registrar	CEO
608	<i>Witness Protection Act 2000</i>	subsection 24(1)	Power to make arrangements with the Commissioner of Police	CEO

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## Part 7—Laws of the Australian Capital Territory

Item	Law	Provision	Duty, function or power	Person or body
701	<i>Spent Convictions Act 2000</i>	subsection 17(3)	Power to make information about a spent conviction available to another law enforcement agency or to a court	CEO, or member of the staff of the ACC
702	<i>Witness Protection Act 1996</i>	section 23	Duty and power in relation to disclosure of information	CEO, or member of the staff of the ACC
703	<i>Witness Protection Act 1996</i>	section 25	Power to make arrangements with the Chief Police Officer	CEO

## Part 8—Laws of the Northern Territory

Item	Law	Provision	Duty, function or power	Person or body
801	<i>Surveillance Devices Act</i>	subparagraph 6(b)(iii)	Power to attach, install, use, maintain or retrieve a listening device or an optical surveillance device in a public place	Member of the staff of the ACC
802	<i>Surveillance Devices Act</i>	subparagraph 6(c)(ii)	Power to attach, install, use, maintain or retrieve a tracking device in, on, to or from a vehicle or object that is situated in a public place	Member of the staff of the ACC
803	<i>Surveillance Devices Act</i>	subparagraph 6(c)(iii)	Power to use a tracking device that was attached or installed in, on or to a vehicle or object when the vehicle or object was situated in a public place	Member of the staff of the ACC
804	<i>Surveillance Devices Act</i>	subsection 8(1)	Duty to apply for and be issued a warrant or an urgent authorisation to attach, install, use, maintain or retrieve a data surveillance device	Member of the staff of the ACC
805	<i>Surveillance Devices Act</i>	subsection 8(2)	Duty to apply for and be issued a warrant or an urgent authorisation to attach, install, use, maintain or retrieve a listening device	Member of the staff of the ACC
806	<i>Surveillance Devices Act</i>	subsection 8(3)	Duty to apply for and be issued a warrant or an urgent authorisation to install, use, maintain or retrieve an optical surveillance device	Member of the staff of the ACC
807	<i>Surveillance Devices Act</i>	subsection 8(4)	Duty to apply for and be issued a warrant or an urgent authorisation to attach, install, use, maintain or retrieve a tracking device	Member of the staff of the ACC



Item	Law	Provision	Duty, function or power	Person or body
808	<i>Surveillance Devices Act</i>	subsection 9(1)	Power to apply for a warrant	Member of the staff of the ACC
809	<i>Surveillance Devices Act</i>	subsection 9(2)	Power to apply for a warrant in person or by any means of communication	Member of the staff of the ACC
810	<i>Surveillance Devices Act</i>	paragraph 9(3)(a)	Duty to make an application for a warrant for a tracking device to a magistrate or a Judge	Member of the staff of the ACC
811	<i>Surveillance Devices Act</i>	paragraph 9(3)(b)	Duty to make an application for a warrant for a surveillance device (other than a tracking device) to a Judge	Member of the staff of the ACC
812	<i>Surveillance Devices Act</i>	subsection 9(4)	Power to apply to a Judge for a warrant that authorises the use of more than one kind of surveillance device	Member of the staff of the ACC
813	<i>Surveillance Devices Act</i>	paragraph 9(5)(a)	Power to make an application for a warrant for or on behalf of another law enforcement officer	Member of the staff of the ACC
814	<i>Surveillance Devices Act</i>	paragraphs 9(5)(b), (c) and (d)	Duty to comply with requirements for making an application for a warrant	Member of the staff of the ACC
815	<i>Surveillance Devices Act</i>	paragraph 9(5)(e)	Power to make an application to attach, install, use maintain or retrieve a surveillance device in relation to a specified person, premises vehicle or object or a person whose identity is not known	Member of the staff of the ACC
816	<i>Surveillance Devices Act</i>	subsection 10(1)	Duty to comply with requirements in section 10 for making an application for a warrant by telephone, radio, facsimile transmission or another means of communication	Member of the staff of the ACC

**Schedule 3** Duties, functions and powers conferred on certain persons and bodies by State laws

**Part 8** Laws of the Northern Territory

<b>Item</b>	<b>Law</b>	<b>Provision</b>	<b>Duty, function or power</b>	<b>Person or body</b>
817	<i>Surveillance Devices Act</i>	subsection 10(2)	Duty to prepare an affidavit	Member of the staff of the ACC
818	<i>Surveillance Devices Act</i>	subsection 10(3)	Power to make an application for a warrant before the affidavit is sworn	Member of the staff of the ACC
819	<i>Surveillance Devices Act</i>	paragraph 16(2)(a)	Duty to complete, in duplicate, a form of warrant	Member of the staff of the ACC
820	<i>Surveillance Devices Act</i>	paragraph 16(2)(b)	Duty to write certain information on the form of warrant	Member of the staff of the ACC
821	<i>Surveillance Devices Act</i>	subsection 18(1)	Duty to send prepared affidavit and completed form of warrant to Judge or magistrate	Member of the staff of the ACC
822	<i>Surveillance Devices Act</i>	subsection 19(1)	Power to apply to a Judge or magistrate to amend the terms of a warrant	Member of the staff of the ACC
823	<i>Surveillance Devices Act</i>	subsection 19(2)	Power to make an application under subsection 19(1) in accordance with subsection 9(2)	Member of the staff of the ACC
824	<i>Surveillance Devices Act</i>	subsection 19(2)	Duty to make an application under subsection 19(1) to a Judge or magistrate in accordance with subsection 9(3)	Member of the staff of the ACC
825	<i>Surveillance Devices Act</i>	subsection 19(2)	Power to make an application under subsection 19(2) in accordance with subsection 9(4)	Member of the staff of the ACC
826	<i>Surveillance Devices Act</i>	subsection 19(2)	Power to make an application under subsection 19(1) for or on behalf of another law enforcement officer in accordance with paragraph 9(5)(a)	Member of the staff of the ACC

Item	Law	Provision	Duty, function or power	Person or body
827	<i>Surveillance Devices Act</i>	subsection 19(2)	Duty to comply with requirements in paragraphs 9(5)(b), (c) and (d) for making an application under subsection 19(1)	Member of the staff of the ACC
828	<i>Surveillance Devices Act</i>	subsection 19(2)	Duty to comply with requirements in section 10 for making an application under subsection 19(1) by telephone, radio, facsimile transmission or another means of communication	Member of the staff of the ACC
829	<i>Surveillance Devices Act</i>	subsection 19(2)	Duty to prepare an affidavit under subsection 10(2)	Member of the staff of the ACC
830	<i>Surveillance Devices Act</i>	subsection 19(2)	Power, under subsection 10(3), to make an application before the affidavit is sworn	Member of the staff of the ACC
831	<i>Surveillance Devices Act</i>	subsections 20(1) and (2)	Power to apply to a Judge or magistrate for an extension of the period for which a warrant is in force	Member of the staff of the ACC
832	<i>Surveillance Devices Act</i>	subsection 20(3)	Power to make an application under subsection 20(1) in accordance with subsection 9(2)	Member of the staff of the ACC
833	<i>Surveillance Devices Act</i>	subsection 20(3)	Duty to make an application under subsection 20(1) to a Judge or magistrate in accordance with subsection 9(3)	Member of the staff of the ACC
834	<i>Surveillance Devices Act</i>	subsection 20(3)	Power to make an application under subsection 20(1) in accordance with subsection 9(4)	Member of the staff of the ACC

**Schedule 3** Duties, functions and powers conferred on certain persons and bodies by State laws

**Part 8** Laws of the Northern Territory

<b>Item</b>	<b>Law</b>	<b>Provision</b>	<b>Duty, function or power</b>	<b>Person or body</b>
835	<i>Surveillance Devices Act</i>	subsection 20(3)	Power to make an application under subsection 20(1) for or on behalf of another law enforcement officer in accordance with paragraph 9(5)(a)	Member of the staff of the ACC
836	<i>Surveillance Devices Act</i>	subsection 20(3)	Duty to comply with requirements in paragraphs 9(5)(b), (c) and (d) for making an application under subsection 20(1)	Member of the staff of the ACC
837	<i>Surveillance Devices Act</i>	subsection 20(3)	Duty to comply with requirements in section 10 for making an application under subsection 20(1) by telephone, radio, facsimile transmission or another means of communication	Member of the staff of the ACC
838	<i>Surveillance Devices Act</i>	subsection 20(3)	Duty to prepare an affidavit under subsection 10(2)	Member of the staff of the ACC
839	<i>Surveillance Devices Act</i>	subsection 20(3)	Power, under subsection 10(3), to make an application before the affidavit is sworn	Member of the staff of the ACC
840	<i>Surveillance Devices Act</i>	section 22	Power to apply to an authorised person for an urgent authorisation to attach, install, use, maintain or retrieve a surveillance device	Member of the staff of the ACC
841	<i>Surveillance Devices Act</i>	subsection 23(1)	Power to apply for an urgent authorisation orally (in person or by any means of communication) or in writing	Member of the staff of the ACC
842	<i>Surveillance Devices Act</i>	paragraph 23(3)(a)	Power to make an application for an urgent authorisation for or on behalf of another law enforcement officer	Member of the staff of the ACC

Item	Law	Provision	Duty, function or power	Person or body
843	<i>Surveillance Devices Act</i>	paragraphs 23(3)(b) and (c)	Duty to comply with requirements for making an application for an urgent authorisation	Member of the staff of the ACC
844	<i>Surveillance Devices Act</i>	paragraph 23(3)(d)	Power to make an application for an urgent authorisation in relation to a specified person, premises, vehicle or object or a person whose identity is not known	Member of the staff of the ACC
845	<i>Surveillance Devices Act</i>	subsection 23(4)	Power to require further information in relation to an application for an urgent authorisation	CEO
846	<i>Surveillance Devices Act</i>	section 24	Duty to have regard to certain matters in considering an application for an urgent authorisation	CEO
847	<i>Surveillance Devices Act</i>	subsections 25(1) and (2)	Power to issue an urgent authorisation if satisfied of certain matters	CEO
848	<i>Surveillance Devices Act</i>	subsection 25(3)	Power to issue one urgent authorisation in relation to more than one surveillance device or a surveillance device that has more than one kind of function	CEO
849	<i>Surveillance Devices Act</i>	subsection 26(1)	Power to issue an urgent authorisation subject to conditions and restrictions	CEO
850	<i>Surveillance Devices Act</i>	section 27	Duty to keep a written record of certain matters in relation to the issue of an urgent authorisation	CEO
851	<i>Surveillance Devices Act</i>	section 28	Duty to specify certain information in an urgent authorisation	CEO

**Schedule 3** Duties, functions and powers conferred on certain persons and bodies by State laws

**Part 8** Laws of the Northern Territory

<b>Item</b>	<b>Law</b>	<b>Provision</b>	<b>Duty, function or power</b>	<b>Person or body</b>
852	<i>Surveillance Devices Act</i>	subsection 29(1)	Duty to apply for a warrant if issued an urgent authorisation	Member of the staff of the ACC
853	<i>Surveillance Devices Act</i>	subsection 29(2)	Power to make an application under subsection 29(1) in accordance with subsection 9(2)	Member of the staff of the ACC
854	<i>Surveillance Devices Act</i>	subsection 29(2)	Duty to make an application under subsection 29(1) to a Judge or magistrate in accordance with subsection 9(3)	Member of the staff of the ACC
855	<i>Surveillance Devices Act</i>	subsection 29(2)	Power to make an application under subsection 29(1) in accordance with subsection 9(4)	Member of the staff of the ACC
856	<i>Surveillance Devices Act</i>	subsection 29(2)	Power to make an application under subsection 29(1) for or on behalf of another law enforcement officer in accordance with paragraph 9(5)(a)	Member of the staff of the ACC
857	<i>Surveillance Devices Act</i>	subsection 29(2)	Duty to comply with requirements in paragraphs 9(5)(b), (c) and (d) for making an application under subsection 29(1)	Member of the staff of the ACC
858	<i>Surveillance Devices Act</i>	subsection 29(2)	Duty to comply with requirements in section 10 for making an application under subsection 29(1) by telephone, radio, facsimile transmission or another means of communication	Member of the staff of the ACC
859	<i>Surveillance Devices Act</i>	subsection 29(2)	Duty to prepare an affidavit under subsection 10(2)	Member of the staff of the ACC

Item	Law	Provision	Duty, function or power	Person or body
860	<i>Surveillance Devices Act</i>	subsection 29(2)	Power, under subsection 10(3), to make an application before the affidavit is sworn	Member of the staff of the ACC
861	<i>Surveillance Devices Act</i>	subsection 29(4)	Duty to provide Judge or magistrate with a written report in respect of an urgent authorisation	Member of the staff of the ACC
862	<i>Surveillance Devices Act</i>	paragraph 31(a)	Duty to comply with an order	Member of the staff of the ACC
863	<i>Surveillance Devices Act</i>	paragraph 33(1)(b)	Power to act in accordance with a warrant or urgent authorisation	Member of the staff of the ACC
864	<i>Surveillance Devices Act</i>	subsection 33(2)	Power to use a connection device for the purpose of attaching, installing, using, maintaining or retrieving a surveillance device	Member of the staff of the ACC
865	<i>Surveillance Devices Act</i>	subsection 34(1)	Power to apply to withdraw a warrant or urgent authorisation	Member of the staff of the ACC
866	<i>Surveillance Devices Act</i>	subsection 34(2)	Duty to withdraw a warrant or urgent authorisation	CEO
867	<i>Surveillance Devices Act</i>	paragraph 36(a)	Duty to keep records and reports in a secure place	CEO
868	<i>Surveillance Devices Act</i>	paragraph 36(b)	Power to destroy a record or report if satisfied of certain matters	CEO
869	<i>Surveillance Devices Act</i>	subsection 48(4)	Power to seize a forfeited surveillance or connection device and to enter and remain on premises to do so	Member of the staff of the ACC
870	<i>Witness Protection (Northern Territory) Act</i>	subsection 8(1)	Power to request that a witness or family member be included in the Territory Witness Protection Program	CEO

**Schedule 3** Duties, functions and powers conferred on certain persons and bodies by State laws

**Part 8** Laws of the Northern Territory

<b>Item</b>	<b>Law</b>	<b>Provision</b>	<b>Duty, function or power</b>	<b>Person or body</b>
871	<i>Witness Protection (Northern Territory) Act</i>	subsection 14(2)	Power to apply to the Supreme Court for an order authorising the Registrar to make a new entry in the Register	CEO
872	<i>Witness Protection (Northern Territory) Act</i>	subsection 14(3)	Duty to comply with requirements for making an application under subsection 14(2)	CEO
873	<i>Witness Protection (Northern Territory) Act</i>	section 18	Power to give a certificate to the Registrar	CEO
874	<i>Witness Protection (Northern Territory) Act</i>	subsection 26(1)	Power to apply to the Supreme Court for an order to restore the former identity of a person	CEO
875	<i>Witness Protection (Northern Territory) Act</i>	subsection 26(2)	Duty to comply with requirements under subsection 25(2) for making an application to restore the former identity of a person	CEO
876	<i>Witness Protection (Northern Territory) Act</i>	section 30	Power to make arrangements with the Commissioner of Police	CEO
877	<i>Witness Protection (Northern Territory) Act</i>	subsection 33(2)	Power to disclose the former identity of a person	CEO, or a member of the staff of the ACC



Item	Law	Provision	Duty, function or power	Person or body
878	<i>Witness Protection (Northern Territory) Act</i>	paragraph 34(2)(a)	Power to authorise a disclosure or communication of information	CEO

## **Schedule 4—Duties, functions and powers conferred on the ACC by State laws**

(subregulation 8A(1))

### **Part 1—Laws of New South Wales**

<b>Item</b>	<b>Law</b>	<b>Provision</b>	<b>Duty, function or power</b>
101	<i>Law Enforcement and National Security (Assumed Identities) Act 1998</i>	section 12	Duty to include a statement in the annual report

## Part 2—Laws of Victoria

Item	Law	Provision	Duty, function or power
201	<b>Crimes (Assumed Identities) Act 2004</b>	subsection 18(2)	Duty to indemnify an issuing agency, or an officer of an issuing agency, in certain circumstances
202	<b>Crimes (Assumed Identities) Act 2004</b>	subsection 21(2)	Duty to indemnify an authorised person in certain circumstances
203	<b>Crimes (Assumed Identities) Act 2004</b>	subsection 27(2)	Duty to indemnify an issuing agency of a participating jurisdiction, or an officer of such an issuing agency, in certain circumstances

## **Part 3—Laws of Queensland**

<b>Item</b>	<b>Law</b>	<b>Provision</b>	<b>Duty, function or power</b>
301	<i>Police Powers and Responsibilities Act 2000</i>	subsection 684(3)	Power to require a police officer to record information in another entity's register

## Part 4—Laws of Western Australia

Item	Law	Provision	Duty, function or power
401	<i>First Home Owner Grant Regulations 2000</i>	subregulation 11(1)	Power to receive confidential information
402	<i>Surveillance Devices Act 1998</i>	paragraph 41(1)(a)	Duty to keep a record or report obtained by use of a surveillance device under a warrant or an emergency authorisation in a secure place
403	<i>Surveillance Devices Act 1998</i>	paragraph 41(1)(b)	Duty to destroy a record or report obtained by use of a surveillance device under a warrant or an emergency authorisation
404	<i>Surveillance Devices Act 1998</i>	subsection 41(2)	Duty to consult before destroying certain records or reports
405	<i>Surveillance Devices Act 1998</i>	subsection 41(3)	Duty to keep records concerning records and reports obtained by use of a surveillance device under a warrant or an emergency authorisation
406	<i>Surveillance Devices Regulations 1999</i>	paragraph 7(1)(a)	Duty to keep Part 5 records in a secure place
407	<i>Surveillance Devices Regulations 1999</i>	paragraph 7(1)(b)	Duty to destroy Part 5 records
408	<i>Surveillance Devices Regulations 1999</i>	subregulation 7(2)	Duty to keep records concerning Part 5 records

## **Part 5—Laws of South Australia**

<b>Item</b>	<b>Law</b>	<b>Provision</b>	<b>Duty, function or power</b>
501	<i>Listening and Surveillance Devices Act 1972</i>	paragraph 6C(a)	Duty to keep, as records, copies of applications for warrants and copies of warrants
502	<i>Listening and Surveillance Devices Act 1972</i>	paragraph 6C(b)	Duty to keep information and material derived from the use of a listening or surveillance device
503	<i>Listening and Surveillance Devices Act 1972</i>	paragraph 6C(c)	Duty to control, manage access to and destroy records, information and material

## Part 7—Laws of the Australian Capital Territory

Item	Law	Provision	Duty, function or power
701	<i>Gambling and Racing Control Act 1999</i>	paragraph 37(d)	Power to authorise a person to receive information
702	<i>Spent Convictions Act 2000</i>	subsection 17(3)	Power to make information about a spent conviction available to another law enforcement agency or to a court
703	<i>Taxation Administration Act 1999</i>	paragraph 97(d)	Power to authorise a person to receive information

## **Schedule 5—Duties, functions and powers conferred on Federal Court Judge or Federal Circuit Court Judge by State laws**

(subregulation 8A(3))

### **Part 2—Laws of Victoria**

<b>Item</b>	<b>Law</b>	<b>Provision</b>	<b>Duty, function or power</b>	<b>Federal Court Judge or Federal Circuit Court Judge</b>
201	<b>Australian Crime Commission (State Provisions) Regulations 2004</b>	regulation 5	Power to give directions in relation to service of summons	Judge of the Federal Court
202	<b>Australian Crime Commission (State Provisions) Regulations 2004</b>	regulation 6	Duty to use prescribed form for warrant for the apprehension of a witness	Judge of the Federal Court
203	<b>Australian Crime Commission (State Provisions) Regulations 2004</b>	regulation 7	Duty to use prescribed form for search warrant	Judge of the Federal Court, or Judge of the Federal Circuit Court



## Part 4—Laws of Western Australia

Item	Law	Provision	Duty, function or power	Federal Court Judge or Federal Circuit Court Judge
401	<i>Australian Crime Commission (Western Australia) Regulations 2005</i>	subregulation 3(4)	Power to give a direction in relation to service of a summons	Judge of the Federal Court

## **Schedule 6—Disclosure of ACC information—international bodies**

(regulation 9)

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<b>Item</b>	<b>International body</b>
101	European Monitoring Centre for Drugs and Drug Addiction (EMCDDA)
102	The International Criminal Police Organization-INTERPOL
103	European Police Office (Europol)
104	The Egmont Group of Financial Intelligence Units
105	Financial Action Task Force (FATF)

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## **Schedule 7—Disclosure of ACC information—bodies corporate**

(regulation 10)

### **Part 1—Bodies corporate**

<b>Item</b>	<b>Body corporate</b>
101	Accounting Professional & Ethical Standards Board Limited (ACN 118 227 259)
102	Advanced Share Registry Ltd (ACN 127 175 946)
103	Aircraft Owners and Pilots Association of Australia (ACN 004 274 588)
104	Air Freight Council of New South Wales Incorporated (NSW Y3046044)
105	Alliance of Australian Retailers Pty Ltd (ACN 145 378 589)
106	Apple Pty Limited (ACN 002 510 054)
107	Association of Mining and Exploration Companies Inc. (WA A0810217E)
108	Auctioneers and Valuers Association of Australia (Incorporated) (ACN 000 109 544)
109	Australasian Casino Association Inc (ACT A 02124)
110	Australasian Telecommunications Fraud & Risk Association Incorporated (NSW INC9881222)
111	Australian Airports Association Limited (ACN 008 647 336)
112	Australian Bankers' Association Incorporated (NSW INC9884254)
113	Australian Catholic University Limited (ACN 050 192 660)
114	Australian Constructors Association Limited (ACN 065 806 948)
115	Australian Custodial Services Association Limited (ACN 072 659 619)
116	Australian Cycling Federation (ACT A 01304)
117	Australian Direct Marketing Association Ltd (ACN 002 909 800)
118	Australian Financial Markets Association Limited (ACN 119 827 904)
119	Australian Football League (ACN 004 155 211)
120	Australian Information Industry Association Limited (ACN 008 568 036)
121	Australian Institute of Conveyancers Incorporated (SA A20917)
122	Australian Institute of Superannuation Trustees (ACN 123 284 275)
123	Australian Interactive Media Industry Association Incorporated (WA A 1002747C)

**Schedule 7** Disclosure of ACC information—bodies corporate

**Part 1** Bodies corporate

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<b>Item</b>	<b>Body corporate</b>
124	Australian Logistics Council Ltd (ACN 131 860 136)
125	Australian Market and Social Research Society Ltd (ACN 002 882 635)
126	Australian Medical Association Limited (ACN 008 426 793)
127	Australian Mobile Telecommunications Association Limited (ACN 065 814 315)
128	Australian Payments Clearing Association Limited (ACN 055 136 519)
129	Australian Petroleum Production & Exploration Association Limited (ACN 000 292 713)
130	Australian Racing Board Limited (ACN 104 986 334)
131	Australian Rugby League Commission Limited (ACN 003 107 293)
132	Australian Rugby Union Limited (ACN 002 898 544)
133	Australian Security Industry Association Ltd (ACN 000 813 365)
134	Australian Shipowners Association Limited (ACN 006 627 934)
135	Australian Telemarketing and Call Centre Association Incorporated (NSW Y1162006)
136	Australian Teleservices Association Limited (ACN 089 791 186)
137	Boardroom Pty Limited (ACN 003 209 836)
138	Bond University Limited (ACN 010 694 121)
139	Canberra Greyhound Racing Club Inc (ACT A 00183)
140	Canberra Harness Racing Club Inc (ACT A 00139)
141	Canberra Racing Club Inc (ACT A 00037)
142	Coalition of Major Professional and Participation Sports Association Inc. (VIC A0056112U)
143	Communications Alliance Ltd (ACN 078 026 507)
144	Computershare Limited (ACN 005 485 825)
145	CPA Australia Ltd (ACN 008 392 452)
146	Cricket Australia (ACN 006 089 130)
147	Customer Contact Management Association Inc. (VIC A0033335W)
148	Customs Brokers and Forwarders Council of Australia Inc. (ARBN 107 526 385)
149	eBay Australia and New Zealand Pty Limited (ACN 086 288 888)
150	Facebook Australia Pty Ltd (ACN 134 012 543)
151	Financial Services Council Ltd (ACN 080 744 163)
152	Football Federation Australia Limited (ACN 106 478 068)
153	Fundraising Institute Australia (ACN 088 146 801)

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<b>Item</b>	<b>Body corporate</b>
154	Google Australia Pty Ltd (ACN 102 417 032)
155	Greyhounds Australasia Limited (ACN 106 879 903)
156	Greyhound Racing SA Limited (ACN 094 569 525)
157	Harness Racing Australia Inc (ACT A 00324)
158	Harness Racing SA Limited (ACN 094 559 930)
159	Insurance Council of Australia Limited (ACN 005 617 318)
160	Internet Industry Association (ACN 071 075 575)
161	Institute of Public Accountants Limited (ACN 004 130 643)
162	Link Market Services Limited (ACN 083 214 537)
163	Medicines Australia Limited (ACN 126 990 001)
164	Microsoft Pty Ltd (ACN 002 589 460)
165	Ngaanyatjarra Pitjantjatjara Yankunytjatjara Women's Council Aboriginal Corporation (ICN 2043)
166	Nokia Australia Pty Ltd (ACN 007 366 949)
167	Plastics and Chemicals Industries Association Inc. (VIC A0028854D)
168	Post Office Agents Association Limited (ACN 006 382 314)
169	Queensland Multimodal Freight Council Ltd (ACN 086 118 514)
170	Queensland Transport and Logistics Council Ltd (ACN 135 427 851)
171	Racing Information Services Australia Pty Limited (ACN 105 994 330)
172	Racing Queensland Limited (ACN 142 786 874)
173	Racing Victoria Limited (ACN 096 917 930)
174	Regional Aviation Association of Australia Limited (ACN 008 568 054)
175	Research in Motion Australia Pty Limited (ACN 101 219 425)
176	Sea Freight Council of New South Wales Incorporated (NSW Y3045929)
177	Security Transfer Registrars Pty Ltd (ACN 008 894 488)
178	Self Storage Association of Australasia Limited (ACN 050 341 725)
179	Shipping Australia Limited (ACN 096 012 574)
180	SMSF Professionals' Association of Australia Limited (ACN 103 739 617)
181	South Australian Freight Council Incorporated (SA A37752)
182	Tasmanian Freight Logistics Council Limited (ACN 085 776 441)
183	Tasracing Pty. Ltd. (ACN 137 188 286)
184	Tennis Australia Limited (ACN 006 281 125)

**Schedule 7** Disclosure of ACC information—bodies corporate

**Part 1** Bodies corporate

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<b>Item</b>	<b>Body corporate</b>
185	The Association of Market and Social Research Organisations in Australia (AMSRO) Inc. (VIC A0026832C)
186	The Association of Superannuation Funds of Australia Limited (ACN 002 786 290)
187	The Australian Retailers Association (registered under Chapter 2 of the <i>Fair Work (Registered Organisations) Act 2009</i> )
188	The Competitive Carriers' Coalition (ACT A 04157)
189	The Darwin Turf Club Incorporated (NT 00046C)
190	The Institute of Chartered Accountants in Australia (ARBN 084 642 571)
191	The Pharmacy Guild of Australia (registered under Chapter 2 of the <i>Fair Work (Registered Organisations) Act 2009</i> )
192	The Real Estate Institute of Australia Limited (ACN 008 652 597)
193	The Retail Traders' Associations of Australia Limited (ACN 003 586 623)
194	The University of Notre Dame Australia (ARBN 116 998 746)
195	Thoroughbred Racing S.A. Limited (ACN 094 475 939)
196	Universities Australia (ACN 008 502 930)
197	Victorian Freight and Logistics Council Ltd (ACN 091 962 751)
198	Yahoo!7 Pty Ltd (ACN 089 187 100)

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## Part 2—Classes of bodies corporate

Item	Class of bodies corporate
201	Bodies corporate that are <i>ADIs</i> , within the meaning of subsection 5(1) of the <i>Banking Act 1959</i>
202	Bodies corporate that are either of the following, within the meaning of section 9 of the <i>Aviation Transport Security Act 2004</i> : (a) <i>accredited air cargo agents</i> ; (b) <i>aviation industry participants</i>
203	Bodies corporate that are <i>maritime industry participants</i> within the meaning of section 10 of the <i>Maritime Transport and Offshore Facilities Security Act 2003</i>
204	Bodies corporate that hold any of the following licences: (a) a depot licence under Part IVA of the <i>Customs Act 1901</i> ; (b) a warehouse licence under Part V of the <i>Customs Act 1901</i> ; (c) a broker's licence under Part XI of the <i>Customs Act 1901</i>
205	Bodies corporate that hold a <i>casino licence</i> within the meaning of any of the following: (a) subsection 3(1) of the <i>Casino Control Act 1992</i> of New South Wales; (b) subsection 3(1) of the <i>Casino Control Act 1991</i> of Victoria; (c) subsection 3(1) of the <i>Casino Act 1997</i> of South Australia; (d) subsection 3(1) of the <i>Gaming Control Act 1993</i> of Tasmania; (e) the Dictionary to the <i>Casino Control Act 2006</i> of the Australian Capital Territory; (f) section 3 of the Gaming Control Act of the Northern Territory
206	Bodies corporate that are <i>casino licensees</i> within the meaning of subsection 3(1) of the <i>Casino Control Act 1984</i> of Western Australia
207	Bodies corporate that are <i>casino operators</i> within the meaning of the <i>Casino Control Act 1982</i> of Queensland
208	Bodies corporate that are administrators appointed under: (a) paragraph 31(12)(d) of the <i>Casino Control Act 1982</i> of Queensland; or (b) section 21E of the <i>Casino Control Act 1984</i> of Western Australia; or (c) section 39 of the <i>Casino Control Act 2006</i> of the Australian Capital Territory
209	Bodies corporate that are managers appointed under: (a) section 28 of the <i>Casino Control Act 1992</i> of New South Wales; or (b) section 22 of the <i>Casino Control Act 1991</i> of Victoria; or

**Schedule 7** Disclosure of ACC information—bodies corporate  
**Part 2** Classes of bodies corporate

<b>Item</b>	<b>Class of bodies corporate</b>
	(c) section 63 of the <i>Casino Act 1997</i> of South Australia
210	Bodies corporate that hold a carrier licence under the <i>Telecommunications Act 1997</i>
211	Bodies corporate that are <b>service providers</b> within the meaning of the <i>Telecommunications Act 1997</i>
212	Bodies corporate that are any of the following, within the meaning of Chapter 7 of the <i>Corporations Act 2001</i> : (a) <b>CS facility licensees</b> ; (b) <b>financial services licensees</b> ; (c) <b>market licensees</b>
213	Bodies corporate that are registered under Part 2 of the <i>Financial Sector (Collection of Data) Act 2001</i>
214	Bodies corporate that meet the following requirements: (a) provide a designated service that is listed in table 1, 2 or 3 in section 6 of the <i>Anti-Money Laundering and Counter-Terrorism Financing Act 2006</i> ; (b) are entered on the Reporting Entities Roll under Part 3A of that Act
215	Bodies corporate that are <b>RSE licensees</b> within the meaning of subsection 10(1) of the <i>Superannuation Industry (Supervision) Act 1993</i>
216	Bodies corporate that are <b>general insurers</b> within the meaning of section 11 of the <i>Insurance Act 1973</i>
217	Bodies corporate that hold a licence under the <i>Therapeutic Goods Act 1989</i>
218	Bodies corporate that are <b>wholesalers</b> within the meaning of the <i>Australian Code of Good Wholesaling Practice for Medicines in Schedules 2, 3, 4 and 8</i> , as in force at 1 April 2011
219	Bodies corporate that conduct a pharmacy business in accordance with the <i>Health Practitioner Regulation National Law 2009</i> of New South Wales
220	Bodies corporate that own a pharmacy business in accordance with the <i>Pharmacy Business Ownership Act 2001</i> of Queensland
221	Bodies corporate that are <b>pharmacy services providers</b> within the meaning of subsection 26(1) of the <i>Health Practitioner Regulation National Law (South Australia) Act 2010</i> of South Australia
222	Bodies corporate that hold an interest in a pharmacy business in accordance with the <i>Pharmacy Control Act 2001</i> of Tasmania
223	Bodies corporate that are <b>licensees</b> within the meaning of subsection 3(1) of the <i>Pharmacy Regulation Act 2010</i> of Victoria



<b>Item</b>	<b>Class of bodies corporate</b>
224	Bodies corporate that own, or hold a proprietary interest in, a pharmacy business that is carried on in accordance with the <i>Pharmacy Act 2010</i> of Western Australia
225	Bodies corporate that are <b><i>complying pharmacy corporations</i></b> within the meaning of section 128A of the <i>Health Act 1993</i> of the Australian Capital Territory
226	Bodies corporate that: <ul style="list-style-type: none"> <li>(a) are <b><i>authorised pharmacy business owners</i></b>; and</li> <li>(b) conduct <b><i>pharmacy businesses</i></b>; </li></ul> within the meaning of Schedule 7 to the <i>Health Practitioners Act</i> of the Northern Territory
227	Bodies corporate that hold a permit, lease, licence or authority, however described, under: <ul style="list-style-type: none"> <li>(a) the <i>Offshore Petroleum and Greenhouse Gas Storage Act 2006</i>; or</li> <li>(b) any of the following State laws: <ul style="list-style-type: none"> <li>(i) the <i>Petroleum (Offshore) Act 1982</i> of New South Wales;</li> <li>(ii) the <i>Offshore Petroleum and Greenhouse Gas Storage Act 2010</i> of Victoria;</li> <li>(iii) the <i>Petroleum (Submerged Lands) Act 1982</i> of Queensland;</li> <li>(iv) the <i>Petroleum (Submerged Lands) Act 1982</i> of Western Australia;</li> <li>(v) the <i>Petroleum (Submerged Lands) Act 1982</i> of South Australia;</li> <li>(vi) the <i>Petroleum (Submerged Lands) Act 1982</i> of Tasmania; or</li> </ul> </li> <li>(c) any other State law or law of the Northern Territory enacted in accordance with the Offshore Constitutional Settlement mentioned in section 5 of the <i>Offshore Petroleum and Greenhouse Gas Storage Act 2006</i></li> </ul>

**Schedule 7** Disclosure of ACC information—bodies corporate  
**Part 2** Classes of bodies corporate

<b>Item</b>	<b>Class of bodies corporate</b>
228	Bodies corporate that meet the following requirements: (a) the body corporate holds a licence, lease, permit or authority, however described, in relation to specified land for any of the following purposes: (i) prospecting; (ii) exploration; (iii) retention of a right; (iv) occupation or use of the land in order to mine or extract minerals, or for a purpose ancillary to mining or extraction of minerals; (b) the body corporate holds the licence, lease, permit or authority mentioned in paragraph (a) under any of the following State and Territory laws: (i) the <i>Mining Act 1992</i> of New South Wales; (ii) the <i>Mineral Resources (Sustainable Development) Act 1990</i> of Victoria; (iii) the <i>Mineral Resources Act 1989</i> of Queensland; (iv) the <i>Mining Act 1978</i> of Western Australia; (v) the <i>Mining Act 1971</i> of South Australia; (vi) the <i>Planning and Development Act 2007</i> of the Australian Capital Territory; (vii) the <i>Mineral Titles Act 2010</i> of the Northern Territory
229	Bodies corporate that hold a master licence under: (a) the <i>Security Industry Act 2003</i> of the Australian Capital Territory; or (b) the <i>Security Industry Act 1997</i> of New South Wales
230	Bodies corporate that hold a security firm licence under: (a) the <i>Private Security Act</i> of the Northern Territory; or (b) the <i>Security Providers Act 1993</i> of Queensland
231	Bodies corporate that hold a licence under Part 2 of the <i>Security and Investigation Agents Act 1995</i> of South Australia
232	Bodies corporate that hold a private security business licence under the <i>Private Security Act 2004</i> of Victoria
233	Bodies corporate that hold an agents licence under the <i>Security and Investigations Agents Act 2002</i> of Tasmania
234	Bodies corporate that are licensed as security agents under the <i>Security and Related Activities (Control) Act 1996</i> of Western Australia
235	Bodies corporate that, in accordance with a contract between the body corporate and Australia Post: (a) are community postal agents; or (b) operate a licensed post office or a franchised post office

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<b>Item</b>	<b>Class of bodies corporate</b>
236	Bodies corporate that are <i><b>liable entities</b></i> within the meaning of the <i>Clean Energy Act 2011</i>
237	Bodies corporate that hold a <i><b>Registry account</b></i> within the meaning of section 4 of the <i>Australian National Registry of Emissions Units Act 2011</i>
238	Bodies corporate that are <i><b>registered training organisations</b></i> within the meaning of section 3 of the <i>National Vocational Education and Training Regulator Act 2011</i>

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## Endnotes

### Endnote 1—Legislation history

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## Endnotes

### Endnote 1—Legislation history

This endnote sets out details of the legislation history of the *Australian Crime Commission Regulations 2002*.

Number and year	Gazettal or FRLI registration date	Commencement date	Application, saving and transitional provisions
1984 No. 132	4 July 1984	1 July 1984 ( <i>see Gazette</i> 1984, No. S245)	—
1985 No. 3	1 Feb 1985	1 Feb 1985	—
1986 No. 29	7 Mar 1986	7 Mar 1986	—
1989 No. 138	30 June 1989	1 July 1989	—
1990 No. 38	27 Feb 1990	27 Feb 1990	—
1990 No. 270	21 Aug 1990	14 Aug 1990	—
1992 No. 9	31 Jan 1992	1 Feb 1992	—
1992 No. 280	8 Sept 1992	8 Sept 1992	—
1996 No. 286	18 Dec 1996	18 Dec 1996	—
2001 No. 294	9 Oct 2001	12 Oct 2001 ( <i>see Gazette</i> 2001, No. S428 and r. 2)	—
2002 No. 325	20 Dec 2002	1 Jan 2003 ( <i>see</i> r. 2)	—
2003 No. 164	2 July 2003	2 July 2003	—
2003 No. 236	18 Sept 2003	18 Sept 2003	—
2003 No. 252	10 Oct 2003	10 Oct 2003	—
2004 No. 31	11 Mar 2004	rr. 1–3 and Schedule 1: 11 Mar 2004 Remainder: 12 Mar 2004	—
2005 No. 296	15 Dec 2005 ( <i>see</i> F2005L04034)	16 Dec 2005	—

## Endnote 1—Legislation history

Number and year	Gazettal or FRLI registration date	Commencement date	Application, saving and transitional provisions
2006 No. 43	6 Mar 2006 ( <i>see</i> F2006L00592)	rr. 1–3 and Schedule 1: 7 Mar 2006 Schedules 2, 4 and 5: 1 July 2006 ( <i>see</i> r. 2 and F2006L01970) Schedule 3: ( <i>see</i> r. 2 and Note 2)	—
2006 No. 114	2 June 2006 ( <i>see</i> F2006L01692)	3 June 2006	—
2006 No. 219	25 Aug 2006 ( <i>see</i> F2006L02563)	26 Aug 2006	—
2006 No. 307	1 Dec 2006 ( <i>see</i> F2006L03859)	2 Dec 2006	—
2007 No. 289	28 Sept 2007 ( <i>see</i> F2007L03788)	29 Sept 2007	—
2010 No. 194	12 July 2010 ( <i>see</i> F2010L01916)	13 July 2010	—
2011 No. 120	30 June 2011 ( <i>see</i> F2011L01364)	1 July 2011	—
2012 No. 155	2 July 2012 ( <i>see</i> F2012L01485)	3 July 2012	—
2012 No. 269	23 Nov 2012 ( <i>see</i> F2012L02243)	24 Nov 2012	—
51, 2013	11 Apr 2013 ( <i>see</i> F2013L00649)	Schedule 1 (items 2–6): (a)	—

(a) Section 2 (item 2) of the *Federal Circuit Court of Australia Legislation (Consequential Amendments) Regulation 2013 (No. 1)* provides as follows:

- 2 Each provision of this regulation specified in column 1 of the table commences, or is taken to have commenced, in accordance with column 2 of the table. Any other statement in column 2 has effect according to its terms.

## Endnotes

### Endnote 1—Legislation history

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Commencement information		
Column 1	Column 2	Column 3
Provision(s)	Commencement	Date/Details
2. Schedule 1	Immediately after the commencement of Schedules 1 and 2 to the <i>Federal Circuit Court of Australia Legislation Amendment Act 2012</i> .	12 April 2013

## Endnote 2—Amendment history

**Endnote 2—Amendment history**

This endnote sets out the amendment history of the *Australian Crime Commission Regulations 2002*.

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ad. = added or inserted   am. = amended   rep. = repealed   rs. = repealed and substituted  
exp. = expired or ceased to have effect

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Provision affected	How affected
r. 1 .....	rs. 2001 No. 294; 2002 No. 325
r. 2 .....	rs. 1985 No. 3; 2002 No. 325
r. 3 .....	ad. 2006 No. 307
	rs. 2010 No. 194
r. 3 .....	rs. 1985 No. 3
	am. 2001 No. 294
Renumbered r. 4 .....	2006 No. 307
r. 4 .....	ad. 1985 No. 3
	rep. 1986 No. 29
r. 5 .....	ad. 1985 No. 3
r. 6 .....	ad. 1985 No. 3
	rep. 1992 No. 280
Heading to r. 7 .....	rs. 2002 No. 325
r. 7 .....	ad. 1985 No. 3
	am. 1986 No. 29; 2002 No. 325
r. 8 .....	ad. 1985 No. 3
	am. 2002 No. 325
r. 8A .....	ad. 2003 No. 236
	am. 2003 No. 252; 2004 No. 31; No. 51, 2013
Heading to r. 9 .....	rs. 2001 No. 294
r. 9 .....	ad. 1985 No. 3
	rs. 1989 No. 138
	am. 1990 No. 270; 2001 No. 294
	rep. 2002 No. 325
	ad. 2003 No. 164
	rs. 2005 No. 296; 2012 Nos. 155 and 269

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## Endnotes

### Endnote 2—Amendment history

ad. = added or inserted   am. = amended   rep. = repealed   rs. = repealed and substituted  
exp. = expired or ceased to have effect

Provision affected	How affected
Heading to r. 10 .....	rs. 2001 No. 294 rep. 2002 No. 325
r. 10 .....	ad. 1989 No. 138 rs. 1990 No. 270 am. 1992 No. 9; 2001 No. 294 rep. 2002 No. 325 ad. 2012 No. 269
Heading to r. 11 .....	rs. 2001 No. 294 rs. 2002 No. 325
r. 11 .....	ad. 1989 No. 138 am. 1990 No. 38 rs. 1990 No. 270; 1992 No. 9 am. 2001 No. 294 rs. 2002 No. 325 rep. 2003 No. 164
<b>Schedule 1</b>	
Schedule 1 .....	ad. 1985 No. 3
Form 1 .....	ad. 1985 No. 3 rs. 1996 No. 286 am. 2001 No. 294 rs. 2002 No. 325 am. 2007 No. 289
Form 2 .....	ad. 1985 No. 3 rep. 1986 No. 29
Form 3 .....	ad. 1985 No. 3 am. 1989 No. 138 rep. 1992 No. 280
Form 4 .....	ad. 1985 No. 3 rs. 1996 No. 286 am. 2001 No. 294



## Endnote 2—Amendment history

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exp. = expired or ceased to have effect

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Provision affected	How affected
	rs. 2002 No. 325
<b>Schedule 2</b>	
Schedule 2 .....	ad. 1985 No. 3
	am. 2002 No. 325
<b>Schedule 3</b>	
Heading to Schedule 3 .....	rs. 2003 No. 252
Note to heading to .....	rep. 2003 No. 252
Schedule 3	
Schedule 3 .....	ad. 2003 No. 236
	am. 2006 No. 43
<b>Part 1</b>	
Part 1 .....	ad. 2003 No. 252
	am. 2007 No. 289
<b>Part 2</b>	
Part 2 .....	am. 2004 No. 31; 2006 Nos. 43 and 219
<b>Part 3</b>	
Part 3 .....	ad. 2007 No. 289
<b>Part 4</b>	
Part 4 .....	ad. 2006 No. 219
<b>Part 5</b>	
Part 5 .....	ad. 2007 No. 289
<b>Part 6</b>	
Part 6 .....	ad. 2006 No. 114
	am. 2007 No. 289
<b>Part 7</b>	
Part 7 .....	ad. 2006 No. 219
<b>Part 8</b>	
Part 8 .....	ad. 2006 No. 219
<b>Schedule 4</b>	
Heading to Schedule 4 .....	rs. 2004 No. 31

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## Endnotes

### Endnote 2—Amendment history

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exp. = expired or ceased to have effect

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Provision affected	How affected
Schedule 4 .....	ad. 2003 No. 252 am. 2006 No. 43
<b>Part 1</b>	
Heading to Part 1 .....	ad. 2004 No. 31
<b>Part 2</b>	
Part 2 .....	ad. 2006 No. 43 am. 2006 No. 43
<b>Part 3</b>	
Part 3 .....	ad. 2007 No. 289
<b>Part 4</b>	
Part 4 .....	ad. 2006 No. 219
<b>Part 5</b>	
Part 5 .....	ad. 2007 No. 289
<b>Part 7</b>	
Part 7 .....	ad. 2006 No. 219
<b>Schedule 5</b>	
Heading to Schedule 5 .....	am. No. 51, 2013
Schedule 5 .....	ad. 2004 No. 31
<b>Part 2</b>	
Part 2 .....	ad. 2004 No. 31 am. No. 51, 2013
<b>Part 4</b>	
Part 4 .....	ad. 2006 No. 219 am. No. 51, 2013
<b>Schedule 6</b>	
Schedule 6 .....	ad. 2005 No. 296 am. 2006 No. 307; 2007 No. 289; 2010 No. 194; 2011 No. 120 rs. 2012 No. 155 rep. 2012 No. 269 ad. 2012 No. 269

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## Endnote 2—Amendment history

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exp. = expired or ceased to have effect

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Provision affected	How affected
Part 1 .....	ad. 2005 No. 296 am. 2006 No. 307; 2007 No. 289; 2010 No. 194; 2011 No. 120 rs. 2012 No. 155 rep. 2012 No. 269
Part 2 .....	ad. 2005 No. 296 am. 2007 No. 289 rs. 2010 No. 194; 2012 No. 155 rep. 2012 No. 269
Part 3 .....	ad. 2005 No. 296 rs. 2010 No. 194 rep. 2012 No. 155
Part 4 .....	ad. 2005 No. 296 rs. 2010 No. 194 rep. 2012 No. 155
Part 5 .....	ad. 2005 No. 296 rs. 2010 No. 194 rep. 2012 No. 155
Part 6 .....	ad. 2005 No. 296 rs. 2010 No. 194 rep. 2012 No. 155
Part 7 .....	ad. 2005 No. 296 rs. 2010 No. 194 rep. 2012 No. 155
Part 8 .....	ad. 2005 No. 296 rs. 2010 No. 194 rep. 2012 No. 155
Part 9 .....	ad. 2005 No. 296 rs. 2010 No. 194 rep. 2012 No. 155

**Schedule 7**

## Endnotes

### Endnote 2—Amendment history

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exp. = expired or ceased to have effect

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Provision affected	How affected
Schedule 7 .....	ad. 2012 No. 269
<b>Part 1</b>	
Part 1 .....	ad. 2012 No. 269
<b>Part 2</b>	
Part 2 .....	ad. 2012 No. 269

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## Endnote 3—Uncommenced amendments

**Endnote 3—Uncommenced amendments**

This endnote sets out amendments of the *Australian Crime Commission Regulations 2002* that have not yet commenced.

**Australian Crime Commission Amendment Regulations 2006 (No. 1) (2006 No. 43)**

**1 Schedule 3, Part 2**

*insert in correct numerical position*

2033	<b>Crimes (Controlled Operations) Act 2004</b>	subsections 12(1) and (2)	Power to apply, by means of a formal application or an urgent application, for authority to conduct a controlled operation	Member of the staff of the ACC
2034	<b>Crimes (Controlled Operations) Act 2004</b>	subsection 12(4)	Duty to comply with requirements for making an application for an authority	Member of the staff of the ACC
2035	<b>Crimes (Controlled Operations) Act 2004</b>	subsection 12(5)	Power to require additional information	CEO
2036	<b>Crimes (Controlled Operations) Act 2004</b>	subsection 12(6)	Duty to make a written record of an urgent application and give a copy of the record to the chief officer	Member of the staff of the ACC
2037	<b>Crimes (Controlled Operations) Act 2004</b>	section 13	Power to authorise a controlled operation by granting an authority or refuse an application for an authority	CEO

## Endnotes

### Endnote 3—Uncommenced amendments

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2038	<b>Crimes (Controlled Operations) Act 2004</b>	section 14	Duty not to grant an authority to conduct a controlled operation unless satisfied of certain matters	CEO
2039	<b>Crimes (Controlled Operations) Act 2004</b>	section 15	Duty not to grant an authority to conduct a cross-border controlled operation unless satisfied of certain matters	CEO
2040	<b>Crimes (Controlled Operations) Act 2004</b>	section 16	Duty not to grant an authority to conduct a local major controlled operation unless satisfied of certain matters	CEO
2041	<b>Crimes (Controlled Operations) Act 2004</b>	section 17	Duty not to grant an authority to conduct a local minor controlled operation unless satisfied of certain matters	CEO
2042	<b>Crimes (Controlled Operations) Act 2004</b>	subsection 18(1)	Power to grant an authority by means of a formal authority or an urgent authority	CEO
2043	<b>Crimes (Controlled Operations) Act 2004</b>	subsection 18(3)	Duty to include certain particulars in an authority	CEO
2044	<b>Crimes (Controlled Operations) Act 2004</b>	subsection 18(5)	Duty to ensure written notes are kept of particulars for an urgent authority	CEO

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## Endnote 3—Uncommenced amendments

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2045	<b>Crimes (Controlled Operations) Act 2004</b>	subsection 20(1)	Power to vary an authority	CEO
2046	<b>Crimes (Controlled Operations) Act 2004</b>	subsections 21(1) and (3)	Power to apply, by means of a formal variation application or an urgent variation application, for a variation of an authority	Member of the staff of the ACC
2047	<b>Crimes (Controlled Operations) Act 2004</b>	subsection 21(4)	Power to require additional information	CEO
2048	<b>Crimes (Controlled Operations) Act 2004</b>	subsection 22(1)	Power to vary an authority or refuse an application for variation	CEO
2049	<b>Crimes (Controlled Operations) Act 2004</b>	subsection 22(2)	Duty not to vary an authority unless satisfied of the matters in sections 14, 15, 16 and 17 (as applicable)	CEO
2050	<b>Crimes (Controlled Operations) Act 2004</b>	subsection 23(1)	Power to vary an authority by means of a formal variation of authority or an urgent variation of authority	CEO
2051	<b>Crimes (Controlled Operations) Act 2004</b>	paragraph 23(2)(a)	Duty to ensure that written notes are kept of certain matters	CEO
2052	<b>Crimes (Controlled Operations) Act 2004</b>	paragraph 23(2)(b)	Duty to give the applicant a written document	CEO

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## Endnotes

### Endnote 3—Uncommenced amendments

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2053	<b>Crimes (Controlled Operations) Act 2004</b>	section 24	Duty to include certain particulars in a variation of authority	CEO
2054	<b>Crimes (Controlled Operations) Act 2004</b>	subsection 25(1)	Power to cancel an authority	CEO
2055	<b>Crimes (Controlled Operations) Act 2004</b>	subsection 25(2)	Power to request cancellation of an authority	Member of the staff of the ACC
2056	<b>Crimes (Controlled Operations) Act 2004</b>	section 26	Power to engage in the controlled conduct specified in an authority	Member of the staff of the ACC
2057	<b>Crimes (Controlled Operations) Act 2004</b>	subsection 34(1)	Duty to report any loss of or serious damage to property that occurs in the course of or as a direct result of an authorised operation to chief officer	Member of the staff of the ACC
2058	<b>Crimes (Controlled Operations) Act 2004</b>	subsection 34(2)	Duty to take all reasonable steps to notify the owner of the property of the loss or damage	CEO
2059	<b>Crimes (Controlled Operations) Act 2004</b>	subsection 34(4)	Duty to report any personal injury that occurs in the course of or as a direct result of an authorised operation to chief officer	Member of the staff of the ACC



## Endnote 3—Uncommenced amendments

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2060	<b>Crimes (Controlled Operations) Act 2004</b>	section 37	Duty to make a report, including certain details, to chief officer after completion of an authorised operation	Member of the staff of the ACC
2061	<b>Crimes (Controlled Operations) Act 2004</b>	subsections 38(1), (2), (3) and (5)	Duty to report to Ombudsman in relation to authorised operations	CEO
2062	<b>Crimes (Controlled Operations) Act 2004</b>	subsection 38(4)	Duty to provide additional information in relation to an authorised operation	CEO
2063	<b>Crimes (Controlled Operations) Act 2004</b>	subsection 39(3)	Duty to advise the Ombudsman of information that should be excluded from the report before the report is laid before Parliament	CEO
2064	<b>Crimes (Controlled Operations) Act 2004</b>	section 40	Duty to cause certain records connected with authorised operations to be kept	CEO
2065	<b>Crimes (Controlled Operations) Act 2004</b>	subsection 41(1)	Duty to cause a general register to be kept, specifying certain details	CEO
2066	<b>Crimes (Controlled Operations) Act 2004</b>	subsection 42(3)	Duty to ensure that members of staff of ACC assist Ombudsman	CEO

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## Endnotes

### Endnote 3—Uncommenced amendments

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2067	<b>Crimes (Controlled Operations) Act 2004</b>	subsection 45(1)	Power to delegate functions	CEO
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## 2 Schedule 4, Part 2

*insert in correct numerical position*

204	<b>Crimes (Controlled Operations) Act 2004</b>	subsection 29(2)	Duty to indemnify a participant in an authorised operation against civil liability incurred by the participant in certain circumstances
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Endnote 4—Misdescribed amendments [none]

**Endnote 4—Misdescribed amendments [none]**

There are no misdescribed amendments.