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Telecommunications Amendment Regulations 2002 (No. 2)¹

Statutory Rules 2002 No. 2²

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I, PETER JOHN HOLLINGWORTH, Governor-General of the Commonwealth of Australia, acting with the advice of the Federal Executive Council, make the following Regulations under the *Telecommunications Act 1997*.

Dated - 5 SEP 2002 2002

PETER HOLLINGWORTH
Governor-General

By His Excellency's Command

RICHARD ALSTON
Minister for Communications, Information Technology
and the Arts

1 Name of Regulations

These Regulations are the *Telecommunications Amendment Regulations 2002* (No. 2).

2

2 Commencement

These Regulations commence on gazettal.

3 Amendment of *Telecommunications Regulations 2001*

Schedule 1 amends the *Telecommunications Regulations 2001*.

Schedule 1 Amendment

(regulation 3)

[1] After regulation 5.3

insert

5.4 Disclosure of information — assistance to Royal Commission into whether there has been any corrupt or criminal conduct by Western Australian police officers

- (1) For subsection 292 (1) of the Act, the following circumstances apply to a disclosure or use of information or a document:
- (a) the disclosure is made by an eligible person;
 - (b) the disclosure is made to the Royal Commission created under section 5 of the *Royal Commissions Act 1968* (WA) by instrument of Commission dated 12 December 2001;

- (c) the disclosure is made solely for the purposes of the Royal Commission.

Note The effect of this subregulation is that section 276 of the Act will not prohibit a disclosure or use of information or a document in the circumstances specified in the subregulation.

- (2) For subsection 292 (2) of the Act, the following circumstances apply to a disclosure or use of information or a document:
- (a) the disclosure is made by an eligible number-database person;
 - (b) the disclosure is made to the Royal Commission created under section 5 of the *Royal Commissions Act 1968* (WA) by instrument of Commission dated 12 December 2001;
 - (c) the disclosure is made solely for the purposes of the Royal Commission.

Note The effect of this subregulation is that section 277 of the Act will not prohibit a disclosure or use of information or a document in the circumstances specified in the subregulation.

- (3) For subsection 292 (3) of the Act, the following circumstances apply to a disclosure or use of information or a document:
- (a) the disclosure is made by an emergency call person;
 - (b) the disclosure is made to the Royal Commission created under section 5 of the *Royal Commissions Act 1968* (WA) by instrument of Commission dated 12 December 2001;
 - (c) the disclosure is made solely for the purposes of the Royal Commission.

Note The effect of this subregulation is that section 278 of the Act will not prohibit the disclosure or use of information or a document in the circumstances specified in the subregulation.

Notes

1. These Regulations amend Statutory Rules 2001 No. 65, as amended by 2001 No. 338; 2002 No. 99.
2. Notified in the *Commonwealth of Australia Gazette* on 2002. *6 September*