



# Foreign Passports Determination 2005

as amended

made under section 24 of the

*Foreign Passports (Law Enforcement and Security) Act 2005*

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This compilation was prepared on 4 April 2007  
taking into account amendments up to *Foreign Passports Amendment Determination  
2005 (No. 1)*

Prepared by the Office of Legislative Drafting and Publishing,  
Attorney-General's Department, Canberra

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	Page
<b>Contents</b>	
1 Name of Determination [see Note 1]	3
2 Commencement [see Note 1]	3
3 Definition	3
4 Competent authorities — Australian law enforcement matters	3
5 Competent authorities — international law enforcement cooperation	3
6 Reasons relating to potential for harmful conduct	3
7 Competent authorities — potential for harmful conduct	4
<b>Notes</b>	<b>5</b>

**1 Name of Determination** [see Note 1]

This Determination is the *Foreign Passports Determination 2005*.

**2 Commencement** [see Note 1]

This Determination commences on the day after it is registered.

**3 Definition**

In this Determination:

***Foreign Passports Act*** means the *Foreign Passports (Law Enforcement and Security) Act 2005*.

*Note* This Determination was originally made under the *Passports Act 1938*. The *Australian Passports (Transitional and Consequential) Act 2005* amended the title of that Act to the *Foreign Passports (Law Enforcement and Security) Act 2005*, with effect from the commencement of sections 3 to 58 of the *Australian Passports Act 2005*.

**4 Competent authorities — Australian law enforcement matters**

For paragraph (b) of the definition of ***competent authority*** in subsection 13 (2) of the Foreign Passports Act, the following persons are specified:

- (a) the Attorney-General;
- (b) the Secretary of the Attorney-General's Department;
- (c) SES employees in the Attorney-General's Department.

**5 Competent authorities — international law enforcement cooperation**

- (1) For paragraph (b) of the definition of ***competent authority*** in subsection 14 (2) of the Foreign Passports Act, the following persons are specified:

- (a) the Secretary of the Attorney-General's Department;
- (b) SES employees in the Attorney-General's Department.

- (2) For paragraph (c) of the definition of ***competent authority*** in subsection 14 (2) of the Foreign Passports Act, the Australian Federal Police is specified.

**6 Reasons relating to potential for harmful conduct**

For subparagraph 15 (1) (a) (v) of the Foreign Passports Act, the offences mentioned in Schedule 1 to the *Australian Passports Determination 2005*, as in force from time to time, are specified.

**7 Competent authorities — potential for harmful conduct**

- (1) For subparagraph (b) (ii) of the definition of *competent authority* in subsection 15 (2) of the Foreign Passports Act, the following persons are specified:
  - (a) the Secretary of the Attorney-General's Department;
  - (b) SES employees in the Attorney-General's Department.
  
- (2) For subparagraph (b) (iii) of the definition of *competent authority* in subsection 15 (2) of the Foreign Passports Act, the following agencies are specified:
  - (a) the Australian Customs Service;
  - (b) the Australian Federal Police;
  - (c) in relation to conduct of the kind mentioned in subparagraph 15 (1) (a) (i) of the Foreign Passports Act — the Australian Security Intelligence Organisation.

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**Table of Instruments**

## Notes to the *Foreign Passports Determination 2005*

### Note 1

The *Foreign Passports Determination 2005* (in force under section 24 of the *Foreign Passports (Law Enforcement and Security) Act 2005*) as shown in this compilation is amended as indicated in the Tables below.

### Table of Instruments

Title	Date of FRLI registration	Date of commencement	Application, saving or transitional provisions
<i>Foreign Passports Determination 2005</i>	16 June 2005 (see F2005L01510)	17 June 2005	
<i>Foreign Passports Amendment Determination 2005 (No. 1)</i>	16 June 2005 (see F2005L01512)	1 July 2005 (see r. 2 )	—

**Table of Amendments**

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**Table of Amendments**

ad. = added or inserted    am. = amended    rep. = repealed    rs. = repealed and substituted

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<b>Provision affected</b>	<b>How affected</b>
S. 3.....	rs. 2005 No. 1

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