



Foreign Passports Determination 2005

I, BRUCE BILLSON, Parliamentary Secretary (Foreign Affairs and Trade), make this Determination under section 24 of the *Passports Act 1938*.

Dated 14 June 2005

BRUCE BILLSON

Parliamentary Secretary (Foreign Affairs and Trade)

1 Name of Determination

This Determination is the *Foreign Passports Determination 2005*.

2 Commencement

This Determination commences on the day after it is registered.

3 Definition

In this Determination:

Foreign Passports Act means the *Passports Act 1938*.

Note As a result of amendments made by the *Australian Passports (Transitional and Consequential) Act 2005*, the title of the *Passports Act 1938* will be changed 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.