

EXPLANATORY STATEMENT

Issued by the authority of the Minister for Justice and Customs

Crimes Act 1914

DETERMINATION OF AN INCIDENT UNDER DIVISION 11A

The purpose of this determination is to enable identification of those found dead as a result of the bombings in Bali, Indonesia, on 1 October 2005 (local time) using streamlined DNA matching procedures and the national DNA database system.

Before making this determination under section 23YUF(1)(b) of the *Crimes Act 1914*, the Minister was satisfied that one or more Australian citizens or Australian residents died in or as a result of the incident, and it is appropriate in the circumstances for the streamlined DNA matching procedures in Division 11A of the *Crimes Act 1914* to apply in relation to the bombing incident.

The streamlined procedures in Division 11A of the *Crimes Act 1914* were enacted following the Bali bombing incident in 2002 to facilitate identification of victims under a single federal streamlined procedure using Commonwealth, State and Territory forensic resources.

This determination was developed in consultation with the Australian Federal Police.

By virtue of subsection 23YUF(3) of the *Crimes Act 1914*, this determination is a disallowable instrument for the purposes of section 46A of the *Acts Interpretation Act 1901*.