



Witness Protection Amendment (Eligible National Security Clearance) Regulations 2024

I, General the Honourable David Hurley AC DSC (Retd), Governor-General of the Commonwealth of Australia, acting with the advice of the Federal Executive Council, make the following regulations.

Dated 29 February 2024

David Hurley
Governor-General

By His Excellency's Command

Mark Dreyfus KC
Attorney-General

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1 Name

This instrument is the *Witness Protection Amendment (Eligible National Security Clearance) Regulations 2024*.

2 Commencement

- (1) Each provision of this instrument 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.

Commencement information		
Column 1	Column 2	Column 3
Provisions	Commencement	Date/Details
1. The whole of this instrument	The later of: (a) the day after this instrument is registered; and (b) the day Schedule 9 to the <i>Crimes and Other Legislation Amendment (Omnibus) Act 2023</i> commences.	13 March 2024 (paragraph (b) applies)

Note: This table relates only to the provisions of this instrument as originally made. It will not be amended to deal with any later amendments of this instrument.

- (2) Any information in column 3 of the table is not part of this instrument. Information may be inserted in this column, or information in it may be edited, in any published version of this instrument.

3 Authority

This instrument is made under the *Witness Protection Act 1994*.

4 Schedules

Each instrument that is specified in a Schedule to this instrument is amended or repealed as set out in the applicable items in the Schedule concerned, and any other item in a Schedule to this instrument has effect according to its terms.

Schedule 1—Amendments

Witness Protection Regulations 2018

1 After section 5

Insert:

5A Meaning of *eligible national security clearance*

For the purposes of the definition of *eligible national security clearance* in section 3 of the Act, a security clearance at one of the following levels is prescribed:

- (a) Negative Vetting Level 1;
- (b) Negative Vetting Level 2;
- (c) Positive Vetting.