

Serial 12

Justice and Other Legislation Amendment (Australian Crime Commission)

Bill 2016

Ms Fyles

A Bill for an Act to amend legislation administered by the Attorney-General
and Minister for Justice and Minister for Police, Fire and Emergency Services

NORTHERN TERRITORY OF AUSTRALIA

**JUSTICE AND OTHER LEGISLATION AMENDMENT (AUSTRALIAN
CRIME COMMISSION) ACT 2016**

Act No. [] of 2016

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NORTHERN TERRITORY OF AUSTRALIA

Act No. [] of 2016

An Act to amend legislation administered by the Attorney-General and Minister for Justice and Minister for Police, Fire and Emergency Services

[Assented to [] 2016]
[Second reading [] 2016]

The Legislative Assembly of the Northern Territory enacts as follows:

Part 1 Preliminary matters

1 Short title

This Act may be cited as the *Justice and Other Legislation Amendment (Australian Crime Commission) Act 2016*.

Part 2 Amendment of Australian Crime Commission (Northern Territory) Act

2 Act amended

This Part amends the *Australian Crime Commission (Northern Territory) Act*.

3 Section 3 amended

(1) Section 3(1)

omit

, unless the contrary intention appears

-
- (2) Section 3(1), definition **Commonwealth body or person**, paragraph (j)
omit, insert
(j) a Judge of the Federal Circuit Court.
- (3) Section 3(1), definition **Federal Magistrate**
omit
- (4) Section 3(1), definition **issuing officer**, paragraph (c)
omit, insert
(c) a Judge of the Federal Circuit Court.
- (5) Section 3(1), at the end
insert
Note for subsection (1)
The Interpretation Act contains definitions and other provisions that may be relevant to this Act.

4 Section 5 amended

Section 5(d), after "other Act"

insert

or Commonwealth Act

5 Section 11 amended

Section 11

omit

7

insert

9

6 Section 35 amended

Section 35(5), definition **federal judicial officer**

omit

a Federal Magistrate

insert

Federal Circuit Court

Part 3 Amendment of Police Administration Act

7 Act amended

This Part amends the *Police Administration Act*.

8 Part X, Division 5 inserted

After section 171

insert

Division 5 Justice and Other Legislation Amendment (Australian Crime Commission) Act 2016

172 Arrangement in relation to database information

- (1) This section applies to an arrangement entered into under section 147A by the Minister or the Commissioner with CrimTrac before 1 July 2016 that is in effect immediately before 1 July 2016.
- (2) The arrangement is taken, on and from 1 July 2016, to be an arrangement entered into under that section by the Minister or the Commissioner with the Australian Crime Commission.
- (3) In this section:

CrimTrac means the CrimTrac Agency established under section 65 of the *Public Service Act 1999* (Cth).

Part 4 Amendment of other laws

9 Other laws amended

The Schedule amends the laws mentioned in it.

Part 5 Expiry

10 Expiry of Act

This Act expires on the day after it commences.

Schedule Other laws amended

section 9

Provision	Amendment	
	<i>omit</i>	<i>insert</i>
<i>Agricultural and Veterinary Chemicals (Northern Territory) Act</i>		
section 18(1)	of Australia	
<i>Competition Policy Reform (Northern Territory) Act</i>		
section 21	of Australia	
<i>Criminal Records (Spent Convictions) Act</i>		
section 3(1), definition <i>law enforcement agency</i> , paragraph (d)	whole paragraph	
section 3(1), at the end		<i>Note for subsection (1)</i> <i>The Interpretation Act contains definitions and other provisions that may be relevant to this Act.</i>
<i>Criminal Records (Spent Convictions) Regulations</i>		
regulation 2A, heading	CrimTrac	Australian Crime Commission
regulation 2A(1)	CrimTrac	the Australian Crime Commission
regulation 2A(2)	whole subregulation	
regulation 3, heading	Private Security Licensing Authority	Director-General of Licensing
<i>Firearms Act</i>		
section 7(3)(a)	CrimTrac	the Australian Crime Commission
section 7(5)	whole subsection	

Provision	Amendment	
	<i>omit</i>	<i>insert</i>
<i>Interpretation Act</i>		
section 17		<p><i>(in alphabetical order)</i></p> <p><i>Australian Crime Commission</i> means the Australian Crime Commission established by section 7 of the <i>Australian Crime Commission Act 2002</i> (Cth).</p> <p><i>Federal Circuit Court</i> means the Federal Circuit Court of Australia continued by section 8 of the <i>Federal Circuit Court of Australia Act 1999</i> (Cth).</p> <p><i>Federal Court</i> means the Federal Court of Australia created by section 5 of the <i>Federal Court of Australia Act 1976</i> (Cth).</p>
<i>Jurisdiction of Courts (Cross-vesting) Act</i>		
section 3(1)	, unless the contrary intention appears	
section 3(1), definition <i>Federal Court</i>	whole definition	
section 3(1), at the end		<p><i>Note for subsection (1)</i></p> <p><i>The Interpretation Act contains definitions and other provisions that may be relevant to this Act.</i></p>