

# Telecommunications (Interception) Western Australia Amendment Bill 2010

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Western Australia

LEGISLATIVE ASSEMBLY

**Telecommunications (Interception) Western  
Australia Amendment Bill 2010**

**A Bill for**

**An Act to amend and rename the *Telecommunications (Interception)  
Western Australia Act 1996* and as a consequence to amend another  
Act.**

The Parliament of Western Australia enacts as follows:

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## **Part 1 — Preliminary**

### **1. Short title**

This is the *Telecommunications (Interception) Western Australia Amendment Act 2010*.

### **2. Commencement**

This Act comes into operation as follows —

- (a) Part 1 — on the day on which this Act receives the Royal Assent;
- (b) the rest of the Act — on a day fixed by proclamation, and different days may be fixed for different provisions.

1       **Part 2 — Telecommunications (Interception) Western**  
2                                   **Australia Act 1996 amended**

3       **3.       Act amended**

4               This Part amends the *Telecommunications (Interception)*  
5               *Western Australia Act 1996*.

6       **4.       Long title amended**

7               In the long title delete “*(Interception)*” and insert:

8  
9               *(Interception and Access)*  
10

11       **5.       Section 1 amended**

12               In section 1 delete “*(Interception)*” and insert:

13  
14               *(Interception and Access)*  
15

16       **6.       Section 3 amended**

17       (1)     In section 3(1) delete the definition of *Part VI warrant* and  
18               insert:

19  
20                       *Part 2-5 warrant* means a warrant issued or to be  
21                       issued under Part 2-5 of the Commonwealth Act;  
22

23       (2)     In section 3(1) in the definition of *certifying officer*  
24               paragraph (aa) delete “2003; or” and insert:

25  
26                               2003 or an officer of the Commission  
27                               authorised to be a certifying officer under  
28                               section 5AC(9) of the Commonwealth Act; or  
29

**s. 7**

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1       (3) In section 3(1) in the definition of *Commonwealth Act* delete  
2       “(Interception)” and insert:

3

4       *(Interception and Access)*

5

6       **7. Section 4 amended**

7       In section 4:

8       (a) delete paragraph (b) and insert:

9

10               (b) a copy of any description in writing given by  
11               the chief officer under section 59A(2) of the  
12               Commonwealth Act; and

13

14       (b) after each of paragraphs (a) and (c) insert:

15

16               and

17

18       **8. Section 5 amended**

19       (1) In section 5(1) delete “Part VI” (each occurrence) and insert:

20

21       Part 2-5

22

23       (2) In section 5(1a) delete “Part VI” and insert:

24

25       Part 2-5

26

1   **9.       Section 6 amended**

2           In section 6(1)(c)(i) delete “Part IX” and insert:

3

4           Part 2-8

5

6   **10.      Section 7 replaced**

7           Delete section 7 and insert:

8

9           **7.       Report to be given by State Minister to**  
10           **Commonwealth Minister**

11           As soon as practicable after a report of a kind referred  
12           to in section 6(1)(b) or (c) is given to the responsible  
13           Minister, the responsible Minister is to give to the  
14           Commonwealth Minister a copy of the report.

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**s. 11**

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1                      **Part 3 — *Corruption and Crime Commission***  
2    ***Act 2003* amended**

3    **11.        Act amended**

4                      This Part amends the *Corruption and Crime Commission*  
5                      *Act 2003*.

6    **12.        Section 91 amended**

7                      In section 91(2)(o) delete “(*Interception*)” and insert:

8  
9                      (*Interception and Access*)  
10

11   **13.        Section 155 amended**

12                      In section 155 delete “(*Interception*)” and insert:

13  
14                      (*Interception and Access*)  
15

16    

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