



AUSTRALIAN  
**CRIMINAL  
INTELLIGENCE  
COMMISSION**

**CHIEF EXECUTIVE OFFICER**

GPO Box 1936

Canberra City ACT 2601

Phone: +61 2 6268 7715

Email: [officeofthecio@acic.gov.au](mailto:officeofthecio@acic.gov.au)

[www.acic.gov.au](http://www.acic.gov.au)

**OFFICIAL**

CM Ref#: 23/253111

2 August 2023

**RECEIVED**

11 AUG 2023

70-38027

MINISTERIAL OFFICE

The Hon Paul Papalia CSC MLA  
Minister for Police  
Government of Western Australia  
Dumas House  
2 Havelock Street  
WEST PERTH WA 6005

Dear Minister

**Annual Report—Surveillance Devices**

The Chair of the Board of the Australian Criminal Intelligence Commission (ACIC) is required to submit an annual report to you under section 43 of the *Surveillance Devices Act 1998* (WA) (the Act) in relation to warrants and authorisations applied for and issued under the Act.

On 25 August 2020 the Chair of the Board, Commissioner Reece Kershaw APM, authorised and requested the Chief Executive Officer of the ACIC to perform the reporting responsibilities on behalf of the Chair of the Board. The Instrument of Authorisation is attached for your records.

During financial year 1 July 2022 to 30 June 2023, the ACIC did not exercise powers under the Act. The enclosed report provides a nil return against the reporting provisions of the Act.

Should your office require further information, please contact Amelia Grace, Director, Internal Governance and Reporting, on 02 6268 7191 or by email at [annual.report@acic.gov.au](mailto:annual.report@acic.gov.au).

Yours sincerely

**Matt Rippon**  
A/Chief Executive Officer

**OFFICIAL**

ACIC CHIEF EXECUTIVE OFFICER

Page 1 of 2

**OFFICIAL**

**AUSTRALIAN CRIMINAL INTELLIGENCE COMMISSION**

***Surveillance Devices Act 1998 (WA)—2022–23***

For the financial year 1 July 2022 to 30 June 2023, the following information is reported by the Australian Criminal Intelligence Commission under s43 of the *Surveillance Devices Act 1998 (WA)*:

- No applications for warrants or extensions of warrants were made: s 43(3)(a).
- No applications for emergency authorisations were made: s 43(3)(b).

Signed



**Matt Rippon**  
A/Chief Executive Officer

**2** August 2023

**OFFICIAL**

**OFFICIAL**

COMMONWEALTH OF AUSTRALIA  
*Australian Crime Commission Act 2002 (Cth)*  
Subsections 46A(1) and (2)

STATE OF WESTERN AUSTRALIA  
*Surveillance Devices Act 1998 (WA)*  
Subsection 43(3)

**WA Surveillance Devices Act Reporting Responsibilities (ACIC CEO)  
Authorisation 2020**

I, REECE KERSHAW, Commissioner of the Australian Federal Police and Chair of the Board of the Australian Criminal Intelligence Commission (ACIC) [see Note 1] hereby:

1. NOTE my responsibilities under subsection 43(3) of the *Surveillance Devices Act 1998 (WA)* (the WA SD Act) to report to the Minister on certain matters relating to the ACIC's use of powers under that Act (the reporting responsibilities);
2. NOTE the powers and responsibilities of the Chief Executive Officer of the ACIC (the CEO) under subsections 46A(1) and (2) of the *Australian Crime Commission Act 2002 (Cth)* (the ACC Act) to manage and administer the ACIC and to manage, coordinate and control ACIC operations/investigations;
3. REVOKE any previous authorization of my reporting responsibilities;
4. AUTHORISE the CEO to perform the reporting responsibilities for me, and on my behalf [see Note 2].


Note 1:

The Australian Crime Commission (ACC) may also be known, on and from 1 July 2016, as the Australian Criminal Intelligence Commission (ACIC) - subsection 7(1A) of the ACC Act and regulation 3A of the *Australian Crime Commission Regulations 2002 (Cth)*. The acronym ACIC is used in this instrument to refer to the ACC, and the expression ACIC operation/investigation is used to refer to an ACC operation/investigation as defined in the ACC Act.

Note 2:

This specific authorisation is made:

- (a) without prejudice to the implied duty of members of staff of the ACIC to assist the CEO and the Chair of the Board, as appropriate, in the performance of their duties under the WA SD Act and ACC Act;
- (b) for the avoidance of doubt the Chair of the ACIC Board (the Chair) has authorised the CEO to perform the reporting responsibilities, to facilitate the administrative performance of both the duties of the Chair under the WA SD Act and the CEO's relevant responsibilities under subsection 46A(1) of the ACC Act;
- (c) noting that the exercise of this authorization in of itself is unlikely to have a serious or drastic consequence on the CEO, those assisting the CEO performing the reporting responsibilities or another particular individual.



Reece Kershaw APM  
Chair of the Board  
Australian Criminal Intelligence Commission

**OFFICIAL**