

Cross-border Justice Amendment Bill 2009

CONTENTS

1.	Short title	2
2.	Commencement	2
3.	Act amended	2
4.	Section 7 amended	2
5.	Section 8 amended	2
6.	Section 29 amended	3
7.	Section 36 amended	3
8.	Section 54 amended	3
9.	Section 55 amended	4
10.	Section 139A inserted	4
	139A. Operation of <i>Coroners Act 1996</i> not affected	4

Western Australia

LEGISLATIVE ASSEMBLY

Cross-border Justice Amendment Bill 2009

A Bill for

An Act to amend the *Cross-border Justice Act 2008*.

The Parliament of Western Australia enacts as follows:

s. 1

1 **1. Short title**

2 This is the *Cross-border Justice Amendment Act 2009*.

3 **2. Commencement**

4 This Act comes into operation as follows —

5 (a) sections 1 and 2 — on the day on which this Act
6 receives the Royal Assent (*assent day*);

7 (b) the rest of the Act —

8 (i) when the *Cross-border Justice Act 2008*
9 section 4 comes into operation; or

10 (ii) if assent day is later than the day on which the
11 *Cross-border Justice Act 2008* section 4 comes
12 into operation — on assent day.

13 **3. Act amended**

14 This Act amends the *Cross-border Justice Act 2008*.

15 **4. Section 7 amended**

16 In section 7(1) in the definition of *office holder* delete
17 “participating” (first occurrence) and insert:

18

19 a participating

20

21 **5. Section 8 amended**

22 In section 8(2)(a) delete “2008” and insert:

23

24 2009

25

1 **6. Section 29 amended**

2 In section 29 delete “(1) This Division” and insert:

3

4 This Division

5

6 **7. Section 36 amended**

7 In section 36(1) delete “released.” and insert:

8

9 released without charge.

10

11 **8. Section 54 amended**

12 (1) In section 54(1)(a) —

13 (a) after “jurisdiction” (first occurrence) insert:

14

15 (the *arresting jurisdiction*)

16

17 (b) delete “that other jurisdiction (the *arresting*
18 *jurisdiction*) —” and insert:

19

20 the arresting jurisdiction —

21

22 (2) In section 54(2)(b) delete “that other jurisdiction” and insert:

23

24 the arresting jurisdiction

25

1 **9. Section 55 amended**

2 In section 55(1):

3 (a) in paragraph (a) delete “jurisdiction —” and insert:

4

5 jurisdiction (the *investigating jurisdiction*) —

6

7 (b) in paragraph (a)(i) delete “that other jurisdiction (the

8 *investigating jurisdiction*); or” and insert:

9

10 the investigating jurisdiction; or

11

12 (c) in paragraph (a)(ii) delete “that other jurisdiction;” and

13 insert:

14

15 the investigating jurisdiction;

16

17 **10. Section 139A inserted**

18 After section 138 insert:

19

20 **139A. Operation of *Coroners Act 1996* not affected**

21 This Act does not affect the operation of the *Coroners*

22 *Act 1996* in relation to the investigation of the death of

23 a person.

24

25
