



CORRUPTION AND CRIME COMMISSION

SURVEILLANCE DEVICES ACT 1998

ANNUAL REPORT

2007-2008

WESTERN AUSTRALIA
Laid on the Table of the
Legislative Assembly

11 NOV 2008

This paper should not be
removed from the Chamber

INTRODUCTION

Section 43(1a) of the *Surveillance Devices Act 1998* (the SD Act) requires the Corruption and Crime Commission (the Commission) to furnish to the Attorney General, as soon as practicable after 30 June, but in any event not later than 31 August, in each year, a report in respect of the year ending 30 June, containing information relating to:

- (a) *applications for warrants and extensions of warrants, including the number of such applications and the orders made in respect of such applications;*
- (b) *applications for emergency authorisations, including the number of such applications and the authorisations issued in respect of such applications; and*
- (c) *such other matters relating to the use of surveillance devices and the administration of this Act as the Attorney General may direct.*

Regulation 8 of the *Surveillance Devices Regulations 1999* (the SD Regulations) prescribes further requirements in relation to the information to be provided in the annual report concerning the warrants and extensions reported under section 43 of the SD Act. This includes the number of such applications that were:

- (1)(a) *withdrawn;*
- (b) *made by the applicant on behalf of another law enforcement officer; and*
- (c) *made by means other than filing a written application at the court.*

Additionally, regulation 8(2) of the SD Regulations prescribes the inclusion of the number of applications for emergency authorisation that were withdrawn.

Section 43(4) of the SD Act requires that the Minister cause this report to be laid before each House of Parliament as soon as practicable.

Accordingly, the Commission provides this report to the Attorney General containing information concerning its applications and authorisations for the use of surveillance device warrants under the SD Act for the year ending 30 June 2008.

COMMISSION SURVEILLANCE DEVICES WARRANTS

The following table addresses the requirements specified in section 43(1a)(a) and (b) of the SD Act and regulation 8(1) and (2) of the SD Regulations.

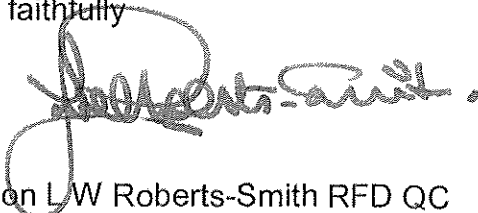
WARRANT APPLICATIONS, AUTHORISATIONS AND WITHDRAWALS

Applications for warrants	10
Warrants issued	10
Warrant applications withdrawn	0
Applications made on behalf of another law enforcement officer	0
Applications made by means other than filing out a written application at the court	0
Applications for warrant extensions	2
Warrant extension authorisations issued	2
Warrant extension applications withdrawn	0
Applications made on behalf of another law enforcement officer	0
Applications made by means other than filing out a written application at the court	0
Applications for emergency authorisations	0
Emergency authorisations issued	0
Applications for emergency authorisations withdrawn	0

All warrants issued to, and extensions authorised for, the Commission were for periods of 90 days.

The Commission has not received any directions from the Attorney General, pursuant to section 43(1a)(c) in regard to any other matters relating to the use of surveillance devices and the administration of the SD Act.

Yours faithfully



The Hon L W Roberts-Smith RFD QC
COMMISSIONER