

Police and Other Legislation Amendment Bill 2004

Amendments agreed to during Consideration

1 Clause 24—

At page 17, lines 5 to 8—

omit, insert—

- ‘(1) Section 5A.2, definition *authorised person*, paragraph (b), from ‘test—’—

omit, insert—

‘test—

- (i) if the person to be tested is a police recruit or a staff member—a commissioned officer; or
- (ii) otherwise—the assistant commissioner or a commissioned officer who holds rank above the rank of the person to be tested; or’.

- ‘(2) Section 5A.2, definition *authorised person*, paragraph (c)—

omit, insert—

‘(c) for periodic testing of a covert operative—

- (i) the assistant commissioner; or
- (ii) a commissioned officer who—
 - (A) is responsible for supervising covert operatives; and
 - (B) is above the rank of the covert operative to be tested; or’.

- ‘(3) Section 5A.2, definition *authorised person*, paragraph (d), from ‘section 5A.8(c)’—

omit, insert—

‘section 5A.8(c)¹—

- (i) if the person to be tested is a police recruit or a staff member—a commissioned officer; or
 - (ii) otherwise—the assistant commissioner or a commissioned officer who holds rank above the rank of the person to be tested; or’.
- ‘(4) Section 5A.2, definition *authorised person*, paragraph (e), from ‘section 5A.14’—
- omit, insert—*
- ‘section 5A.14²—
- (i) if the person to be tested is a police recruit or a staff member—a commissioned officer; or
 - (ii) otherwise—the assistant commissioner or a commissioned officer who holds rank above the rank of the person to be tested.’.’.

2 After clause 43—

At page 28, after line 29—

insert—

‘Part 6 Amendment of Child Protection (Offender Reporting) Act 2004

‘44 Act amended in pt 6

‘This part amends the *Child Protection (Offender Reporting) Act 2004*.

1 Section 5A.8 (Circumstances for alcohol testing)

2 Section 5A.10 (Providing specimen of breath for alcohol test or random alcohol test) or 5A.14 (Providing specimen for targeted substance test)

‘45 Amendment of s 64 (Order about whether this division applies)

‘Section 64(1)(b), ‘police commissioner’—

omit, insert—

‘chairperson of the Crime and Misconduct Commission’.’.