



# **Police Powers and Responsibilities (Making Jack's Law Permanent) and Other Legislation Amendment Bill 2025**





Queensland

# Police Powers and Responsibilities (Making Jack's Law Permanent) and Other Legislation Amendment Bill 2025

## Contents

---

		Page
<b>Part 1</b>	<b>Preliminary</b>	
1	Short title .....	4
2	Commencement .....	4
<b>Part 2</b>	<b>Amendment of Marine Rescue Queensland Act 2024</b>	
3	Act amended .....	4
4	Insertion of new s 28A .....	4
	28A MRQ is charitable institution .....	4
<b>Part 3</b>	<b>Amendment of Police Powers and Responsibilities Act 2000</b>	
5	Act amended .....	5
6	Amendment of s 30 (Prescribed circumstances for searching persons without warrant) .....	5
7	Amendment of ch 2, pt 3A, hdg (Jack's Law—Use of hand held scanners without warrant in particular places) .....	5
8	Insertion of new s 39AA .....	5
	39AA Purpose of part .....	5
9	Amendment of s 39A (Definitions for part) .....	5
10	Insertion of new s 39BA .....	6
	39BA Use of hand held scanner without warrant in relevant places .....	6
11	Amendment of s 39C (Use of hand held scanner authorised by senior police officer) .....	6
12	Amendment of s 39D (Form and effect of hand held scanner authority) .....	7
13	Replacement of ss 39E–39FC .....	7
	39E Authorised use of hand held scanner without warrant in stated public places .....	8

Police Powers and Responsibilities (Making Jack’s Law Permanent) and Other Legislation  
Amendment Bill 2025

Contents

---

14	Amendment of s 39G (Requirements if hand held scanner indicates metal) . . . . .	8
15	Amendment of s 39H (Safeguards for exercise of powers) . . . . .	8
16	Omission of ss 39I and 39J . . . . .	9
17	Omission of s 39L (Expiry of particular provisions) . . . . .	9
18	Amendment of s 808C (Annual report to include information about authorisation of hand held scanners) . . . . .	9
19	Amendment of sch 6 (Dictionary) . . . . .	10
<b>Part 4</b>	<b>Amendment of State Emergency Service Act 2024</b>	
20	Act amended . . . . .	10
21	Replacement of pt 6, hdg (Transitional provisions for Emergency Services Reform Amendment Act 2024) . . . . .	10
22	Amendment of s 50 (Definitions for part) . . . . .	10
23	Insertion of new pt 6, div 2 . . . . .	11
	Division 2      Validation provisions for Police Powers and Responsibilities (Making Jack’s Law Permanent) and Other Legislation Amendment Act 2025	
58	Validation provision for purported appointment of former SES member . . . . .	11
59	Validation provision for purported appointment of particular SES members . . . . .	12
<b>Part 5</b>	<b>Amendment of Terrorism (Preventative Detention) Act 2005</b>	
24	Act amended . . . . .	13
25	Amendment of s 83 (Sunset provision) . . . . .	13

# 2025

---

## A Bill

for

***An Act to amend the *Marine Rescue Queensland Act 2024*, the *Police Powers and Responsibilities Act 2000*, the *State Emergency Service Act 2024* and the *Terrorism (Preventative Detention) Act 2005* for particular purposes***

---

**The Parliament of Queensland enacts—** 1

**Part 1 Preliminary** 2

**Clause 1 Short title** 3

This Act may be cited as the *Police Powers and Responsibilities (Making Jack’s Law Permanent) and Other Legislation Amendment Act 2025*. 4  
5  
6

**Clause 2 Commencement** 7

Part 3 commences on a day to be fixed by proclamation. 8

**Part 2 Amendment of Marine Rescue Queensland Act 2024** 9  
10

**Clause 3 Act amended** 11

This part amends the *Marine Rescue Queensland Act 2024*. 12

**Clause 4 Insertion of new s 28A** 13

Part 4— 14

*insert—* 15

**28A MRQ is charitable institution** 16

MRQ is a charitable institution in relation to a gift, donation, bequest or legacy to MRQ under a trust instrument or other document. 17  
18  
19

---

<b>Part 3</b>	<b>Amendment of Police Powers and Responsibilities Act 2000</b>	1 2
<b>Clause 5</b>	<b>Act amended</b>	3
	This part amends the <i>Police Powers and Responsibilities Act 2000</i> .	4 5
<b>Clause 6</b>	<b>Amendment of s 30 (Prescribed circumstances for searching persons without warrant)</b>	6 7
	Section 30(1)(l), from 'section 39E' to '39FB'— <i>omit, insert—</i>	8 9
	section 39BA, 39E	10
<b>Clause 7</b>	<b>Amendment of ch 2, pt 3A, hdg (Jack's Law—Use of hand held scanners without warrant in particular places)</b>	11 12
	Chapter 2, part 3A, heading, from 'in'— <i>omit.</i>	13 14
<b>Clause 8</b>	<b>Insertion of new s 39AA</b>	15
	Before section 39A— <i>insert—</i>	16 17
	<b>39AA Purpose of part</b>	18
	The purpose of this part is to detect or deter the commission of an offence involving the possession or use of a knife or other weapon.	19 20 21
<b>Clause 9</b>	<b>Amendment of s 39A (Definitions for part)</b>	22
	Section 39A, definition <i>hand held scanner authority</i> , 'section 39C(6)'— <i>omit, insert—</i>	23 24 25

	section 39C(3)	1
<b>Clause 10</b>	<b>Insertion of new s 39BA</b>	2
	After section 39B—	3
	<i>insert—</i>	4
	<b>39BA Use of hand held scanner without warrant in relevant places</b>	5
		6
	(1) A police officer may, without a warrant, require a person to stop and submit to the use of a hand held scanner in a public place at, in or on any of the following places (each a <i>relevant place</i> )—	7
		8
		9
		10
	(a) licensed premises;	11
	(b) a public transport station;	12
	(c) a public transport vehicle;	13
	(d) retail premises;	14
	(e) a safe night precinct;	15
	(f) a shopping centre;	16
	(g) a sporting or entertainment venue.	17
	(2) If a police officer starts to exercise a power in relation to a person under subsection (1) while at, in or on a relevant place, the police officer may continue to exercise the power in a public place in relation to the person, even if the person leaves the relevant place.	18
		19
		20
		21
		22
		23
<b>Clause 11</b>	<b>Amendment of s 39C (Use of hand held scanner authorised by senior police officer)</b>	24
		25
	(1) Section 39C, heading—	26
	<i>omit, insert—</i>	27
	<b>39C Authorisation by senior police officer</b>	28
	(2) Section 39C(1), from ‘any of’—	29



*omit, insert—* 1

a public place, other than a relevant place under  
section 39BA(1). 2  
3

(3) Section 39C(2), from 'if—'— 4

*omit, insert—* 5

if the senior police officer considers the use of a  
hand held scanner at, in or on the public place is  
likely to be effective to detect or deter the  
commission of an offence involving the  
possession or use of a knife or other weapon. 6  
7  
8  
9  
10

(4) Section 39C(3) to (5)— 11

*omit.* 12

(5) Section 39C(6)— 13

*renumber* as section 39C(3). 14

**Clause 12 Amendment of s 39D (Form and effect of hand held scanner authority)** 15  
16

(1) Section 39D(1)(a), after 'starts'— 17

*insert—* 18

and ends 19

(2) Section 39D(1)(b)— 20

*omit, insert—* 21

(b) the address, place name or description of the  
public place for which the authority is  
issued; and 22  
23  
24

(c) the reasons for which the authority is issued  
for the public place. 25  
26

**Clause 13 Replacement of ss 39E–39FC** 27

Sections 39E to 39FC— 28

<i>omit, insert—</i>	1
<b>39E Authorised use of hand held scanner without warrant in stated public places</b>	2 3
(1) This section applies if a hand held scanner authority is in effect for a stated public place under section 39C.	4 5 6
(2) A police officer may, without a warrant, require a person to stop and submit to the use of a hand held scanner in a public place at, in or on the stated public place.	7 8 9 10
(3) If a police officer starts to exercise a power in relation to a person under subsection (2) while at, in or on the stated public place, the police officer may continue to exercise the power in a public place in relation to the person, even if the person leaves the stated place.	11 12 13 14 15 16

<b>Clause 14</b>	<b>Amendment of s 39G (Requirements if hand held scanner indicates metal)</b>	17 18
(1)	Section 39G(1)(a), ‘a hand held scanner authority’—	19
	<i>omit, insert—</i>	20
	section 39BA or 39E	21
(2)	Section 39G(2), notes—	22
	<i>omit, insert—</i>	23
	<i>Note—</i>	24
	See sections 29 and 30(1)(l) for the power to search a person without a warrant.	25 26

<b>Clause 15</b>	<b>Amendment of s 39H (Safeguards for exercise of powers)</b>	27
(1)	Section 39H(1), ‘a hand held scanner authority’—	28
	<i>omit, insert—</i>	29
	section 39BA or 39E	30

---

(2)	Section 39H(4)(e)—	1
	<i>omit, insert—</i>	2
	(e) inform the person that a failure to comply with a requirement under section 39BA, 39E or 39G is a prescribed circumstance under section 30(1)(l).	3 4 5 6
	<i>Note—</i>	7
	See sections 29 and 30(1)(l) for the power to search a person without a warrant.	8 9
(3)	Section 39H(6)—	10
	<i>omit.</i>	11
<b>Clause 16</b>	<b>Omission of ss 39I and 39J</b>	12
	Sections 39I and 39J—	13
	<i>omit.</i>	14
<b>Clause 17</b>	<b>Omission of s 39L (Expiry of particular provisions)</b>	15
	Section 39L—	16
	<i>omit.</i>	17
<b>Clause 18</b>	<b>Amendment of s 808C (Annual report to include information about authorisation of hand held scanners)</b>	18 19
(1)	Section 808C, heading, ‘authorisation of’—	20
	<i>omit.</i>	21
(2)	Section 808C(1)(b)—	22
	<i>omit.</i>	23
(3)	Section 808C(1)(c)(i) to (iv), ‘the authorities’—	24
	<i>omit, insert—</i>	25
	section 39BA or 39E	26
(4)	Section 808C(1)(c)—	27

*renumber* as section 808C(1)(b). 1

**Clause 19 Amendment of sch 6 (Dictionary) 2**

Schedule 6, definition *hand held scanner authority*, ‘section 39C(6)’— 3  
4

*omit, insert*— 5

section 39C(3) 6

**Part 4 Amendment of State 7**  
**Emergency Service Act 2024 8**

**Clause 20 Act amended 9**

This part amends the *State Emergency Service Act 2024*. 10

**Clause 21 Replacement of pt 6, hdg (Transitional provisions for 11**  
**Emergency Services Reform Amendment Act 2024) 12**

Part 6, heading— 13

*omit, insert*— 14

**Part 6 Transitional and 15**  
**validation provisions 16**

**Division 1 Transitional provisions for 17**  
**Emergency Services 18**  
**Reform Amendment Act 19**  
**2024 20**

**Clause 22 Amendment of s 50 (Definitions for part) 21**

(1) Section 50, heading, ‘part’— 22

*omit, insert—*

1

**division**

2

(2) Section 50, 'this part'—

3

*omit, insert—*

4

this division

5

**Clause 23 Insertion of new pt 6, div 2**

6

Part 6—

7

*insert—*

8

**Division 2**

**Validation provisions for  
Police Powers and  
Responsibilities (Making  
Jack's Law Permanent)  
and Other Legislation  
Amendment Act 2025**

9

10

11

12

13

14

**58 Validation provision for purported  
appointment of former SES member**

15

16

(1) This section applies if, before the relevant commencement, a person (the *appointee*) was purportedly appointed as a member of the former SES under the *Fire Services Act 1990*, former section 132.

17

18

19

20

21

*Note—*

22

The *Fire Services Act 1990* was previously titled the *Fire and Emergency Services Act 1990*.

23

24

(2) Without limiting subsection (1), this section applies if the purported appointment was made by a person purporting to perform the delegated function of the QFES commissioner under the *Fire Services Act 1990*, former section 132.

25

26

27

28

29

- (3) The appointee is taken to have been validly appointed until—
- (a) if the purported appointment had ended on a day before the relevant commencement—the end of that day; or
- (b) if paragraph (a) does not apply—the relevant commencement.
- (4) Anything done or omitted to be done by the appointee during the period of the purported appointment that would have been valid and lawful under the former Act had the appointee been validly appointed as a member of the former SES is taken to be, and always to have been, valid and lawful.
- (5) In this section—
- former*, in relation to a provision, means the provision as in force from time to time before the relevant commencement.
- former Act* means the *Fire Services Act 1990* as in force from time to time before the relevant commencement.
- former SES* means the State Emergency Service established under the *Fire Services Act 1990*, former section 129.
- QFES commissioner* means the commissioner appointed under the *Fire Services Act 1990*, former section 5.
- relevant commencement* means the commencement of section 51.

**59 Validation provision for purported appointment of particular SES members**

- (1) This section applies if a person (the *appointee*) was at any time purportedly appointed as a member of the SES under section 16 by a person

---

	purporting to perform the delegated function of the commissioner under that section.	1 2
(2)	The appointee is taken to have been validly appointed.	3 4
(3)	Anything done or omitted to be done by the appointee during the period of the purported appointment that would have been valid and lawful under this Act had the appointee been validly appointed as a member of the SES is taken to be, and always to have been, valid and lawful.	5 6 7 8 9 10
<b>Part 5</b>	<b>Amendment of Terrorism (Preventative Detention) Act 2005</b>	11 12 13
<b>Clause 24</b>	<b>Act amended</b>	14
	This part amends the <i>Terrorism (Preventative Detention) Act 2005</i> .	15 16
<b>Clause 25</b>	<b>Amendment of s 83 (Sunset provision)</b>	17
(1)	Section 83, heading— <i>omit, insert—</i>	18 19
	<b>83 Expiry</b>	20
(2)	Section 83(1), from ‘at’— <i>omit, insert—</i>	21 22
	on 16 December 2040.	23