Summary Offences and Other Legislation Amendment Bill 2019

Amendments during consideration in detail to be moved by
The Honourable the Minister for Police and Minister for Corrective Services

1  After clause 6

Page 7, after line 29—

insert—

6A Insertion of new s 808B

After section 808A—

insert—

808B Annual report about dangerous attachment devices

(1) As soon as practicable after the end of each financial year, the commissioner must prepare and give to the Minister a report about the use by police officers of particular powers relating to dangerous attachment devices.

(2) The report must include the following information for the financial year to which it relates—

(a) when and where a person was searched under section 29 in the circumstances mentioned in section 30(1)(k);

(b) when and where a vehicle was searched under section 31 in the circumstances mentioned in section 32(1)(p);

(c) if any thing was seized in a search mentioned in paragraph (a) or (b)—

(i) when and where the thing was seized; and

(ii) a description of the thing; and
(iii) whether the thing was returned, disposed of or destroyed.

(3) The report must not include any information identifying, or that is likely to lead to the identification of, a person who was the subject of an exercise of a power mentioned in subsection (2).

(4) Within 14 sitting days after receiving the report, the Minister must table a copy of the report in the Legislative Assembly.

2 Clause 11 (Insertion of new pt 2, div 2A)

Page 9, lines 10 to 12—

omit, insert—

(2) To remove any doubt, it is declared that none of the following things is an attachment device unless it is a component of a dangerous attachment device—

3 Clause 11 (Insertion of new pt 2, div 2A)

Page 11, lines 21 to 27—

omit, insert—

dangerous substance or thing, for a dangerous attachment device, means—

(a) any thing likely to explode, when struck or compressed, causing injury to a person; or

(b) any thing likely to cut a person’s skin while a person is being extricated from the dangerous attachment device; or

(c) any substance or thing that requires a person to wear protective clothing to safely handle, cut or break up the thing while a person is being extricated from the dangerous attachment device.