

TELECOMMUNICATIONS (INTERCEPTION) (NEW SOUTH WALES) AMENDMENT ACT 1989 No. 215

NEW SOUTH WALES



TABLE OF PROVISIONS

1. Short title
2. Commencement
3. Amendment of Telecommunications (Interception) (New South Wales) Act 1987 No. 290

SCHEDULE 1 - AMENDMENTS

TELECOMMUNICATIONS (INTERCEPTION) (NEW SOUTH WALES) AMENDMENT ACT 1989 No. 215

NEW SOUTH WALES



Act No. 215, 1989

An Act to amend the Telecommunications (Interception) (New South Wales) Act 1987 so as to enable the Independent Commission Against Corruption to be authorised under the Telecommunications (Interception) Act 1979 to intercept telecommunications; and for other purposes. [Assented to 21 December 1989]

Telecommunications (Interception) (New South Wales) Amendment 1989

The Legislature of New South Wales enacts:

Short title

1. This Act may be cited as the Telecommunications (Interception) (New South Wales) Amendment Act 1989.

Commencement

2. This Act commences on a day or days to be appointed by proclamation.

Amendment of Telecommunications (Interception) (New South Wales) Act 1987 No. 290

3. The Telecommunications (Interception) (New South Wales) Act 1987 is amended as set out in Schedule 1.

SCHEDULE 1 - AMENDMENTS

(Sec. 3)

(1) Section 3 (**Definitions**):

- (a) Omit paragraphs (d) and (e) of the definition of "agency" in section 3 (1), insert instead:
 - (d) the State Drug Crime Commission;
 - (e) the Independent Commission Against Corruption;
 - or
 - (f) any authority of another State or a Territory in relation to which a declaration under section 34 of the Commonwealth Act is in force;
- (b) Omit paragraph (b) of the definition of "certifying officer" in section 3 (1), insert instead:
 - (b) in the case of the State Drug Crime Commission - a member of that Commission; or
 - (c) in the case of the Independent Commission Against Corruption - the Commissioner or an Assistant Commissioner of that Commission;

SCHEDULE 1 - AMENDMENTS - *continued*

- (c) Omit paragraph (b) of the definition of "chief officer" in section 3 (1), insert instead:
 - (b) in the case of the State Drug Crime Commission - the Chairperson of that Commission; or
 - (c) in the case of the Independent Commission Against Corruption - the Commissioner of that Commission;
 - (d) Omit the definition of "Commission" in section 3 (1).
 - (e) Omit the definition of "communication" in section 3 (1).
 - (f) Omit paragraph (b) of the definition of "eligible authority" in section 3 (1), insert instead:
 - (b) the State Drug Crime Commission; or
 - (c) the Independent Commission Against Corruption;
 - (g) Omit paragraph (b) of the definition of "officer" in section 3 (1), insert instead:
 - (b) in the case of the State Drug Crime Commission - a member, or a member of the staff, of that Commission; or
 - (c) in the case of the Independent Commission Against Corruption - an officer (as defined by the Independent Commission Against Corruption Act 1988) of that Commission;
- (2) **Section 21 (Disclosure by persons under the Minister's administration):**
- (a) Section 21 (b) (ii):
Omit "or".
 - (b) Section 21 (b) (iii):
Omit "or".
 - (c) Section 21 (b) (iv) and (v):
After section 21 (b) (iii), insert:
 - (iv) section 17, 18 or 20 of the State Drug Crime Commission Act 1985; or

Telecommunications (Interception) (New South Wales) Amendment 1989

SCHEDULE 1 - AMENDMENTS - *continued*

- (v) Part 9 of the Independent Commission Against
Corruption Act 1988; or
-

[*Minister's second reading speech made in -
Legislative Assembly on 14 November 1989
Legislative Council on 6 December 1989*]