



New South Wales

# Law Enforcement and National Security (Assumed Identities) Regulation 1999

under the

Law Enforcement and National Security (Assumed Identities) Act 1998

His Excellency the Governor, with the advice of the Executive Council, has made the following Regulation under the *Law Enforcement and National Security (Assumed Identities) Act 1998*.

PAUL WHELAN, M.P.,  
Minister for Police

## Explanatory note

The objects of this Regulation are:

- (a) to prescribe as authorised agencies for the purposes of the *Law Enforcement and National Security (Assumed Identities) Act 1998* the Australian Federal Police, the National Crime Authority, the Australian Security Intelligence Organization, the Australian Secret Intelligence Service and the Australian Customs Service, thereby enabling the chief executive officers of those bodies to issue approvals under the Act to their officers to acquire and use assumed identities, and
- (b) to prescribe the offices to which functions of the chief executive officer of an authorised agency under the Act can be delegated.

The Regulation is made under the *Law Enforcement and National Security (Assumed Identities) Act 1998*, in particular sections 3 (definition of *authorised agency*), 16 and 19 (the general regulation-making power).

The Regulation comprises or relates to matters of a machinery nature.

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## **Law Enforcement and National Security (Assumed Identities) Regulation 1999**

### **1 Name of Regulation**

This Regulation is the *Law Enforcement and National Security (Assumed Identities) Regulation 1999*.

### **2 Commencement**

This Regulation commences on 8 March 1999.

### **3 Definitions**

In this Regulation:

*the Act* means the *Law Enforcement and National Security (Assumed Identities) Act 1998*.

### **4 Notes**

The explanatory note, table of contents and notes in the text of this Regulation do not form part of this Regulation.

### **5 Authorised agencies**

The following agencies are prescribed as authorised agencies for the purposes of the Act:

- (a) the Australian Federal Police,
- (b) the National Crime Authority,
- (c) the Australian Security Intelligence Organization,
- (d) the Australian Secret Intelligence Service,
- (e) the Australian Customs Service.

### **6 Delegations**

Each of the following offices is prescribed for the purposes of section 16 of the Act as an office to which functions under the Act may be delegated:

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- (a) in respect of the Police Service of New South Wales:
  - (i) Deputy Commissioner,
  - (ii) Commander, Crime Agencies,
  - (iii) Commander, Internal Affairs,
  - (iv) Commander, Special Services Group,
- (b) in respect of the New South Wales Crime Commission—  
Director of Operations,
- (c) in respect of the Independent Commission Against  
Corruption—Director, Investigations,
- (d) in respect of the Police Integrity Commission—Assistant  
Commissioner,
- (e) in respect of the Australian Federal Police—the office of  
member of the Australian Federal Police responsible for  
the day to day operations of the Australian Federal Police  
in New South Wales (Position No P0014),
- (f) in respect of the Australian Security Intelligence  
Organization—Manager (North) (Position Identifier CLD  
002),
- (g) in respect of the Australian Secret Intelligence Service—  
Deputy Director General—Operations,
- (h) in respect of the Australian Customs Service—Regional  
Director (New South Wales),
- (i) in respect of the National Crime Authority—member  
holding the office to which section 7 (8) of the *National  
Crime Authority Act 1984* of the Commonwealth applies.