

# Police Service Amendment (Testing for Gunshot Residue) Act 2001 No 68

[2001-68]



New South Wales

## Status Information

### Currency of version

Repealed version for 11 October 2001 to 21 July 2003 (accessed 26 November 2024 at 3:22)

Legislation on this site is usually updated within 3 working days after a change to the legislation.

### Provisions in force

The provisions displayed in this version of the legislation have all commenced.

### Notes—

- **Repeal**

The Act was repealed by the [Statute Law \(Miscellaneous Provisions\) Act 2003 No 40](#), Sch 3 with effect from 22.7.2003.

### Authorisation

This version of the legislation is compiled and maintained in a database of legislation by the Parliamentary Counsel's Office and published on the NSW legislation website, and is certified as the form of that legislation that is correct under section 45C of the [Interpretation Act 1987](#).

File last modified 22 July 2003

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# Police Service Amendment (Testing for Gunshot Residue) Act 2001 No 68



New South Wales

An Act to amend the *Police Service Act 1990* to provide for testing police officers for gunshot residue following the discharge of a firearm by a police officer.

## 1 Name of Act

This Act is the *Police Service Amendment (Testing for Gunshot Residue) Act 2001*.

## 2 Commencement

This Act commences on the date of assent.

## 3 Amendment of *Police Service Act 1990 No 47*

The *Police Service Act 1990* is amended as set out in Schedule 1.

## Schedule 1 Amendment

(Section 3)

### Section 211AB

Insert after section 211A:

#### **211AB Testing of police officers for gunshot residue**

- (1) A person authorised by the Commissioner may direct a police officer to submit to testing for gunshot residue if the officer has, or may have:
  - (a) discharged a firearm, or
  - (b) been present when another police officer has, or may have, discharged a firearm.
- (2) A direction under this section (a **relevant direction**) must be given as soon as practicable after the discharge, or suspected discharge, of the firearm.
- (3) A police officer given a relevant direction must submit to testing for gunshot

residue in accordance with the direction and any regulations made for the purposes of this section.

- (4) The regulations may make provision for or with respect to the following matters:
- (a) the conduct of testing for gunshot residue,
  - (b) the devices to be used in conducting testing for gunshot residue,
  - (c) the procedure for the handling and analysis of test samples,
  - (d) the accreditation of persons conducting analyses of gunshot residue,
  - (e) offences relating to interference with testing for gunshot residue or test results,
  - (f) the confidentiality of test results.