

CLAUSE NOTES

Security and Investigations Agents Amendment Bill 2018

Part I - Preliminary

Clause: 1 **Short title**

This clause provides that, once passed, the Bill will be cited as the *Security and Investigations Agents Amendment Act 2018*.

Clause 2: **Commencement**

Provisions of this Bill are to commence on Royal Assent.

Clause 3: **Principal Act**

Any reference to "the Principal Act" refers to the *Security and Investigations Agents Act 2002*.

Clause 4: **Section 41 amended (Exemptions)**

Under the Principal Act, a person must hold a licence authorising the undertaking of security activities, including conducting bag checks.

This clause allows an exemption from holding such a licence for staff employed in a retail business, provided their activities are limited to conducting a bag check, as part of their employment, of items in the possession of a person leaving the retail property.

A bag is defined as including a bag, parcel, carton, container or another item that could reasonably be expected to conceal goods.

The retail business must display a prominent sign at each entrance to the property advising that allowing a bag check is a condition of entry.

The bag check must also be carried out in accordance with a Code of Conduct issued by the Director of Consumer Affairs and Fair Trading.

Clause 5: **Repeal of Act**

The amendment Act is set to be repealed one year after enactment.