

CLAUSE NOTES

Australian Crime Commission Legislation (Miscellaneous Amendments) Bill 2017

PART 1 – PRELIMINARY

- Clause 1: **Short title**
Specifies the name of the proposed Act.
- Clause 2: **Commencement**
Specifies that the Act commences on the day it receives the Royal Assent.

PART 2 - ANNULLED CONVICTIONS ACT 2003 AMENDED

- Clause 3: **Principal Act**
This clause provides that a reference in this Part to the Principal Act is a reference to the *Annulled Convictions Act 2003*.
- Clause 4: **Section 3 amended (Interpretation)**
Amends the Principal Act by omitting paragraph (d) from the definition of a Justice Agency. Paragraph (d) is a reference to CrimTrac which no longer exists as an individual entity.
- Clause 5: **Schedule 1 amended (Non-exempt applications)**
This clause amends Schedule 1 of the Principal Act by omitting item 3 from Part 2. Item 3 is a reference to CrimTrac.

PART 3 - FIREARMS ACT 1996 AMENDED

- Clause 6: **Principal Act**
This clause provides that a reference in this Part to the Principal Act is a reference to the *Firearms Act 1996*.
- Clause 7: **Section 83 amended (Register of firearms)**
Amends section 83 of the Principal Act by:
 - omitting from subsection (3)(a) the word 'CrimTrac' and replacing it with the words 'Australian Crime Commission'.
 - omitting the definition of CrimTrac in subsection (4) and replacing it with a definition of the Australian Crime Commission.

PART 4 - FORENSIC PROCEDURES ACT 2000 AMENDED

Clause 8: Principal Act

This clause provides that a reference in this Part to the Principal Act is a reference to the *Forensic Procedures Act 2000*.

Clause 9: Section 58 amended (Database information)

Amends section 58 of the Principal Act by:

- omitting from subsection 1A(a) the word 'CrimTrac' and replacing it with the words 'Australian Crime Commission'.
- creating a new subsection (3) which provides that arrangements made with CrimTrac prior to the commencement of this Bill, are deemed to also be an arrangement with the Australian Crime Commission.

PART 5 - HEALTH PRACTITIONER REGULATION NATIONAL LAW (TASMANIA) ACT 2010 AMENDED

Clause 10: Principal Act

This clause provides that a reference in this Part to the Principal Act is a reference to the *Health Practitioner Regulation National Law (Tasmania) Act 2010*.

Clause 11: Section 12 amended (Police commissioner may give criminal history information)

Amends section 12 of the Principal Act by:

- omitting from subsection 1(b) the word 'CrimTrac' and replacing it with the words 'Australian Crime Commission'.
- inserting in subsection (2) a definition of the Australian Crime Commission.

PART 6 - REPEAL OF ACT

Clause 12: Principal Act

This clause repeals the Act on the 365th day after it commences.