

## CLAUSE NOTES

### Terrorism Legislation (Extension) Bill 2025

#### PART 1 – PRELIMINARY

**Clause 1      Short title**

Specifies the name of the proposed Act.

**Clause 2      Commencement**

Provides that the Act commence upon Royal Assent.

**Clause 3      Repeal of Act**

This automatically repeals the amending legislation on the first anniversary after the Act commences. The provisions that are amended by this Act in the listed Principal Acts remain in force after the repeal of the amending Act.

#### **PART 2 – POLICE POWERS (PUBLIC SAFETY) ACT 2005 AMENDED**

**Clause 4      Principal Act**

Provides that the Principal Act being amended in this part is the *Police Powers (Public Safety) Act 2005*.

**Clause 5      Section 34 amended (Expiry of Act)**

Omits “31 December 2025” from section 34(1) of the Principal Act and substitutes “31 December 2035”. This has the effect of extending the operation of the Principal Act for a further 10 years. After 31 December 2035, the Principal Act will automatically be repealed. In accordance with section 16(4) of the *Acts Interpretation Act 1931*, where legislation is specified to expire on a particular day, it ceases to have effect at the end of that day.

#### **PART 3 – TERRORISM (PREVENTATIVE DETENTION) ACT 2005 AMENDED**

**Clause 6      Principal Act**

Provides that the Principal Act being amended in this part is the *Terrorism (Preventative Detention) Act 2005*.

**Clause 7      Section 54 amended (Sunset provision)**

Omits “31 December 2025” from sections 54(1) and 54(2) of the Principal Act and substitutes “31 December 2035”. This has the effect of extending the operation of the Principal Act for a further 10 years.

The effect of subsection (1) is that a preventative detention order or a prohibited contact order ceases to be in force from 31 December 2035.

The effect of subsection (2) is to provide that a preventative detention order or prohibited contact order cannot be applied for or made after 31 December 2035.