2002-2003

The Parliament of the
Commonwealth of Australia

THE SENATE

Australian Security Intelligence Organisation
Legislation Amendment (Terrorism) Bill 2002 [No. 2]

(Amendments to be moved by Senator Nettle (AG) in committee of the whole)

(1) Schedule 1, item 24, page 9 (after line 19), after subsection 34C(1A), insert:

(1B) To avoid doubt, the Director-General must not seek the Minister’s consent to request the issue of a warrant under section 34D in relation to a person and the Minister must not consent to a request for the issue of a warrant under section 34D in relation to a person unless both the Director-General and the Minister are satisfied:

(a) on reasonable grounds that it is likely that the person will commit, is committing or has committed a terrorism offence; and

(b) the person is to be charged with a terrorism offence.

[warrants limited to suspects]

(2) Schedule 1, item 24, page 12 (after line 7), before subsection (1), insert:

(1A) To avoid doubt, the issuing authority must not issue a warrant under this section relating to a person unless the issuing authority is satisfied on reasonable grounds that it is likely that the person will commit, is committing or has committed a terrorism offence.

[warrants limited to suspects]

(3) Schedule 1, item 24, page 23 (line 22), omit “14”, substitute “18”.

[limitation to persons 18 years or older]

(4) Schedule 1, item 24, page 23 (lines 23 to 33), omit paragraph (f).

[limitation to persons 18 years or older]

(5) Schedule 1, item 24, page 25 (line 10), omit “14”, substitute “18”.

[limitation to persons 18 years or older]

(6) Schedule 1, item 24, page 25 (line 12), omit “14”, substitute “18”.

[limitation to persons 18 years or older]
(7) Schedule 1, item 24, page 25 (line 16), omit “14”, substitute “18”.

(8) Schedule 1, item 24, page 25 (line 25) to page 28 (line 3), omit subsections (4) to (9).