

c2016-018
GRNS--The Greens

LEGISLATIVE COUNCIL

Inclosed Lands, Crimes and Law Enforcement Legislation Amendment (Interference) Bill 2016

First print

Proposed amendments

No. 1 **Forfeiture of things seized**

Page 5, Schedule 3 [1], proposed section 45C (4), lines 28–31. Omit all words on those lines.

No. 2 **Exercise of Police powers**

Page 5, Schedule 3 [2] proposed section 200 (2), line 37. Omit “or (4)”.

No. 3 **Exercise of police powers**

Page 6, Schedule 3 [2], proposed section 200, lines 1–13. Omit all words on those lines. Insert instead:

- (3) A police officer may give a direction under this Part in relation to a demonstration, protest, procession or assembly if:
 - (a) the police officer believes on reasonable grounds that the direction is necessary to deal with a serious risk to the safety of the person to whom the direction is given or to any other person, or
 - (b) the demonstration, protest, procession or assembly is obstructing traffic and is not an authorised public assembly for the purposes of Part 4 of the *Summary Offences Act 1988* or the demonstration, protest, procession or assembly is not being held substantially in accordance with any such authorisation, andthe Supreme Court has made an order authorising police officers to give directions under this Part in relation to the demonstration, protest, procession or assembly.
- (4) The Supreme Court may, on the application of a police officer, make an order authorising the applicant or any other police officer to give a direction under this Part in relation to a particular demonstration, protest, procession or assembly if the Court is satisfied that it is in the public interest to do so.
- (5) An order authorising the giving of directions under this section may be granted subject to any conditions that the Supreme Court thinks fit.

No. 4 **Review of amendments**

Page 6, Schedule 3. Insert after line 13:

[3] Schedule 5 Savings, transitional and other provisions

Insert at the end of the Schedule with appropriate Part and clause numbering:

Provision consequent on enactment of Inclosed Lands, Crimes and Law Enforcement Legislation Amendment (Interference) Act 2016

Review of amendments

- (1) The Minister is to review the amendments made by the *Inclosed Lands, Crimes and Law Enforcement Legislation Amendment (Interference) Act 2016* to determine whether the policy objectives of those amendments remain valid and whether the provisions, as amended, remain appropriate for securing those objectives.
- (2) The review is to be undertaken as soon as possible after the period of 1 year from the commencement of that Act.
- (3) A report on the outcome of the review is to be tabled in each House of Parliament within 6 months after the end of the period of 1 year.