

**MISCELLANEOUS ACTS (STATE DRUG CRIME
COMMISSION) AMENDMENT BILL 1985**

EXPLANATORY NOTE

(This Explanatory Note relates to this Bill as introduced into Parliament)

This Bill is cognate with the State Drug Crime Commission Bill 1985.

The objects of this Bill are—

- (a) to amend the Ombudsman Act 1974 to provide that the conduct of members of the proposed State Drug Crime Commission or State Drug Crime Commission Management Committee is not conduct which may be the subject of an investigation under that Act (Schedule 1);
 - (b) to amend the Statutory and Other Offices Remuneration Act 1975 so as to provide for the remuneration of the Chairperson and the full-time member of the State Drug Crime Commission (Schedule 2);
 - (c) to amend the Police Regulation (Allegations of Misconduct) Act 1978 to make it clear that a person is not precluded from making a complaint under that Act about the conduct of a member of the Police Force merely because a complaint by the person about that conduct may be, is being, or has been, investigated by the proposed State Drug Crime Commission (Schedule 3);
 - (d) to amend the Search Warrants Act 1985 so as to apply that Act to search warrants issued under the proposed State Drug Crime Commission Act 1985 (Schedule 4); and
 - (e) to amend the proposed State Drug Crime Commission Act 1985 so as to omit certain provisions relating to search warrants issued under that Act after the commencement of the Search Warrants Act 1985 (Schedule 5).
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1971

THE CALIFORNIA WHITE SLAVE CRIME ACT OF 1951 AND THE 1952 AMENDMENT

The California White Slave Crime Act of 1951 and its amendment in 1952 were significant pieces of legislation aimed at combating human trafficking and prostitution. The original act, passed in 1951, established the crime of white slavery, which involved the transportation of individuals across state lines for the purpose of prostitution or other forms of commercial exploitation. The 1952 amendment expanded the scope of the law, covering a wider range of activities and strengthening the penalties for those who violated the statute.

The act was a response to the growing concern over human trafficking in California during the mid-20th century. It provided a legal framework for law enforcement agencies to identify and prosecute individuals involved in the trade of human beings. The legislation was a landmark in the state's history, as it was one of the first to specifically address white slavery as a criminal offense.

The 1952 amendment further refined the definition of white slavery and introduced new provisions to address emerging trends in the industry. It also increased the maximum penalties for offenders, reflecting the state's commitment to eradicating this form of exploitation. The act and its amendment were instrumental in the fight against human trafficking in California.

The California White Slave Crime Act of 1951 and its 1952 amendment were key legislative measures that helped to protect vulnerable individuals and uphold the law. They demonstrated the state's dedication to addressing the issue of human trafficking and ensuring justice for those who had been victimized.

California State Library, Sacramento

**MISCELLANEOUS ACTS (STATE DRUG CRIME
COMMISSION) AMENDMENT BILL 1985**

No. , 1985

A BILL FOR

An Act to amend certain Acts as a consequence of the enactment of the
State Drug Crime Commission Act 1985.

Miscellaneous Acts (State Drug Crime Commission) Amendment 1985

BE it enacted by the Queen's Most Excellent Majesty, by and with the advice and consent of the Legislative Council and Legislative Assembly of New South Wales in Parliament assembled, and by the authority of the same, as follows:

5 Short title

1. This Act may be cited as the "Miscellaneous Acts (State Drug Crime Commission) Amendment Act 1985".

Commencement

2. (1) Except as provided by subsection (2), this Act shall commence
10 on the date of assent to this Act.

(2) Section 4 (4) and (5), section 5 and Schedules 4 and 5 shall commence
on—

(a) the commencement of the State Drug Crime Commission Act
1985; or

15 (b) the commencement of the Search Warrants Act 1985,
whichever is the later.

Schedules

3. This Act contains the following Schedules:

SCHEDULE 1—AMENDMENT TO THE OMBUDSMAN ACT 1974

20 SCHEDULE 2—AMENDMENT TO THE STATUTORY AND
OTHER OFFICES REMUNERATION ACT 1975

SCHEDULE 3—AMENDMENT TO THE POLICE REGULATION
(ALLEGATIONS OF MISCONDUCT) ACT 1978

25 SCHEDULE 4—AMENDMENT TO THE SEARCH WARRANTS
ACT 1985

SCHEDULE 5—AMENDMENTS TO THE STATE DRUG CRIME
COMMISSION ACT 1985

Miscellaneous Acts (State Drug Crime Commission) Amendment 1985

Amendments

4. (1) The Ombudsman Act 1974 is amended in the manner set forth in Schedule 1.
- (2) The Statutory and Other Offices Remuneration Act 1975 is amended in the manner set forth in Schedule 2.
- (3) The Police Regulation (Allegations of Misconduct) Act 1978 is amended in the manner set forth in Schedule 3.
- (4) The Search Warrants Act 1985 is amended in the manner set forth in Schedule 4.
- 10 (5) The State Drug Crime Commission Act 1985 is amended in the manner set forth in Schedule 5.

Saving provision

5. (1) A search warrant issued before the commencement of this section under section 11 of the State Drug Crime Commission Act 1985 may be executed as if this Act had not been enacted.
- (2) The Search Warrants Act 1985 does not apply to a search warrant referred to in subsection (1).
- (3) Unless it sooner ceases to have effect, a search warrant referred to in subsection (1) ceases to have effect on the expiration of the period of one month after the commencement of this section.

SCHEDULE 1

(Sec. 4 (1))

AMENDMENT TO THE OMBUDSMAN ACT 1974

Schedule 1—

25 At the end of the Schedule, insert:

19. Conduct of a public authority where acting as a member of the State Drug Crime Commission, or the State Drug Crime Commission Management Committee, under the State Drug Crime Commission Act 1985.

Miscellaneous Acts (State Drug Crime Commission) Amendment 1985

SCHEDULE 2

(Sec. 4 (2))

AMENDMENT TO THE STATUTORY AND OTHER OFFICES
REMUNERATION ACT 1975

5 Schedule 1—

At the end of the Schedule, insert:

Chairperson of the State Drug Crime Commission.

Full-time member of the State Drug Crime Commission, other than the
Chairperson.

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SCHEDULE 3

(Sec. 4 (3))

AMENDMENT TO THE POLICE REGULATION (ALLEGATIONS OF
MISCONDUCT) ACT 1978

Section 5 (5)—

15 After section 5 (4), insert:

(5) Subsection (3) (a) does not apply to a complaint that—

(a) is being considered by the State Drug Crime Commission Management
Committee for referral to the State Drug Crime Commission for
investigation; or

20 (b) is being, or has been, investigated by the State Drug Crime
Commission.

SCHEDULE 4

(Sec. 4 (4))

AMENDMENT TO THE SEARCH WARRANTS ACT 1985

25 Section 10, definition of “search warrant”—

In the appropriate alphabetical order, insert:

section 11 of the State Drug Crime Commission Act 1985;

Miscellaneous Acts (State Drug Crime Commission) Amendment 1985

SCHEDULE 5

(Sec. 4 (5))

AMENDMENTS TO THE STATE DRUG CRIME COMMISSION ACT 1985

- (1) Section 11 (4)—
- 5 Omit the subsection, insert instead:
- (4) Part III of the Search Warrants Act 1985 applies to a search warrant issued under this section.
- (2) Schedule 4—
- Omit the Schedule.

BY AUTHORITY

D. WEST, GOVERNMENT PRINTER, NEW SOUTH WALES—1985

1917

RECEIVED OF THE STATE DEPARTMENT
FOR THE YEAR ENDING 1917

EXHIBIT NO. 1

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MISCELLANEOUS ACTS (STATE DRUG CRIME COMMISSION)
AMENDMENT ACT 1985 No. 118

New South Wales



ANNO TRICESIMO QUARTO

ELIZABETHÆ II REGINÆ

* * * * *

Act No. 118, 1985

An Act to amend certain Acts as a consequence of the enactment of the State Drug Crime Commission Act 1985. [Assented to, 1st November, 1985.]

Miscellaneous Acts (State Drug Crime Commission) Amendment 1985

BE it enacted by the Queen's Most Excellent Majesty, by and with the advice and consent of the Legislative Council and Legislative Assembly of New South Wales in Parliament assembled, and by the authority of the same, as follows:

Short title

1. This Act may be cited as the "Miscellaneous Acts (State Drug Crime Commission) Amendment Act 1985".

Commencement

2. (1) Except as provided by subsection (2), this Act shall commence on the date of assent to this Act.

(2) Section 4 (4) and (5), section 5 and Schedules 4 and 5 shall commence on—

(a) the commencement of the State Drug Crime Commission Act 1985; or

(b) the commencement of the Search Warrants Act 1985,

whichever is the later.

Schedules

3. This Act contains the following Schedules:

SCHEDULE 1—AMENDMENT TO THE OMBUDSMAN ACT 1974

SCHEDULE 2—AMENDMENT TO THE STATUTORY AND OTHER OFFICES REMUNERATION ACT 1975

SCHEDULE 3—AMENDMENT TO THE POLICE REGULATION (ALLEGATIONS OF MISCONDUCT) ACT 1978

SCHEDULE 4—AMENDMENT TO THE SEARCH WARRANTS ACT 1985

SCHEDULE 5—AMENDMENTS TO THE STATE DRUG CRIME COMMISSION ACT 1985

Miscellaneous Acts (State Drug Crime Commission) Amendment 1985

Amendments

4. (1) The Ombudsman Act 1974 is amended in the manner set forth in Schedule 1.

(2) The Statutory and Other Offices Remuneration Act 1975 is amended in the manner set forth in Schedule 2.

(3) The Police Regulation (Allegations of Misconduct) Act 1978 is amended in the manner set forth in Schedule 3.

(4) The Search Warrants Act 1985 is amended in the manner set forth in Schedule 4.

(5) The State Drug Crime Commission Act 1985 is amended in the manner set forth in Schedule 5.

Saving provision

5. (1) A search warrant issued before the commencement of this section under section 11 of the State Drug Crime Commission Act 1985 may be executed as if this Act had not been enacted.

(2) The Search Warrants Act 1985 does not apply to a search warrant referred to in subsection (1).

(3) Unless it sooner ceases to have effect, a search warrant referred to in subsection (1) ceases to have effect on the expiration of the period of one month after the commencement of this section.

SCHEDULE 1

(Sec. 4 (1))

AMENDMENT TO THE OMBUDSMAN ACT 1974

Schedule 1—

At the end of the Schedule, insert:

19. Conduct of a public authority where acting as a member of the State Drug Crime Commission, or the State Drug Crime Commission Management Committee, under the State Drug Crime Commission Act 1985.

Miscellaneous Acts (State Drug Crime Commission) Amendment 1985

SCHEDULE 2

(Sec. 4 (2))

AMENDMENT TO THE STATUTORY AND OTHER OFFICES
REMUNERATION ACT 1975

Schedule 1—

At the end of the Schedule, insert:

Chairperson of the State Drug Crime Commission.

Full-time member of the State Drug Crime Commission, other than the
Chairperson.

SCHEDULE 3

(Sec. 4 (3))

AMENDMENT TO THE POLICE REGULATION (ALLEGATIONS OF
MISCONDUCT) ACT 1978

Section 5 (5)—

After section 5 (4), insert:

(5) Subsection (3) (a) does not apply to a complaint that—

(a) is being considered by the State Drug Crime Commission Management
Committee for referral to the State Drug Crime Commission for
investigation; or

(b) is being, or has been, investigated by the State Drug Crime
Commission.

SCHEDULE 4

(Sec. 4 (4))

AMENDMENT TO THE SEARCH WARRANTS ACT 1985

Section 10, definition of “search warrant”—

In the appropriate alphabetical order, insert:

section 11 of the State Drug Crime Commission Act 1985;

Miscellaneous Acts (State Drug Crime Commission) Amendment 1985

SCHEDULE 5

(Sec. 4 (5))

AMENDMENTS TO THE STATE DRUG CRIME COMMISSION ACT 1985

(1) Section 11 (4)—

Omit the subsection, insert instead:

(4) Part III of the Search Warrants Act 1985 applies to a search warrant issued under this section.

(2) Schedule 4—

Omit the Schedule.

BY AUTHORITY

D. WEST, GOVERNMENT PRINTER, NEW SOUTH WALES—1985





