

South Australia

# **Commission of Inquiry (Children in State Care) (Privileges and Immunities) Amendment Act 2006**

An Act to amend the *Commission of Inquiry (Children in State Care) Act 2004*.

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**The Parliament of South Australia enacts as follows:**

## **Part 1—Preliminary**

### **1—Short title**

This Act may be cited as the *Commission of Inquiry (Children in State Care) (Privileges and Immunities) Amendment Act 2006*.

### **2—Amendment provisions**

In this Act, a provision under a heading referring to the amendment of a specified Act amends the Act so specified.

## **Part 2—Amendment of *Commission of Inquiry (Children in State Care) Act 2004***

### **3—Amendment of section 13—Privileges and immunities**

Section 13—after subsection (1) insert:

- (1a) No subpoena or other process may be issued by a court, tribunal or other authority—
  - (a) requiring a person who is or has been an authorised person, or appointed or engaged under section 8, to appear to give evidence of matters coming to the person's notice in the person's official capacity or former official capacity; or
  - (b) requiring the production of a document, object or substance—
    - (i) that was prepared or made in the course of, or for the purposes of, the Inquiry; or
    - (ii) that is in the possession of the Inquiry or that was in the possession of the Inquiry immediately before completion of the Inquiry,

and any such process issued before the commencement of this subsection will be of no force or effect.