

Legislative Council—No 101

As introduced and read a first time, 15 June 2023

South Australia

**Statutes Amendment (Attorney-General's
Portfolio) (No 4) Bill 2023**

A BILL FOR

An Act to amend the *Summary Offences Act 1953*, the *Surveillance Devices Act 2016* and the *Telecommunications (Interception) Act 2012*.

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The Parliament of South Australia enacts as follows:

Part 1—Preliminary

1—Short title

- 5 This Act may be cited as the *Statutes Amendment (Attorney-General's Portfolio) (No 4) Act 2023*.

2—Commencement

- (1) Subject to subsection (2), this Act comes into operation on the day on which it is assented to by the Governor.
- (2) Part 2 comes into operation on a day to be fixed by proclamation.

10 Part 2—Amendment of *Summary Offences Act 1953*

3—Amendment of section 74B—Road blocks

Section 74B(9) and (10)—delete subsections (9) and (10) and substitute:

- 15 (9) The following information must be included in the annual report of the Commissioner under section 75 of the *Police Act 1998*:
 - (a) the number of authorisations granted under this section during the period to which the report relates;
 - (b) in relation to each authorisation granted during that period—
 - (i) the place at which the establishment of a road block was authorised; and

- (ii) the period or periods for which the authorisation was granted or renewed; and
- (iii) the grounds on which the authorisation was granted or renewed;

5 (c) any other matters the Commissioner considers relevant.

4—Amendment of section 83B—Dangerous areas

Section 83B(9) and (10)—delete subsections (9) and (10) and substitute:

(9) The following information must be included in the annual report of the Commissioner under section 75 of the *Police Act 1998*:

- 10 (a) the number of declarations made under this section during the period to which the report relates;
- (b) in relation to each declaration made during that period—
 - 15 (i) the area, locality or place in relation to which the declaration was made; and
 - (ii) the period for which the declaration was in force; and
 - (iii) the grounds on which the declaration was made;
- (c) any other matters the Commissioner considers relevant.

Part 3—Amendment of *Surveillance Devices Act 2016*

20 5—Amendment of section 3—Interpretation

Section 3(1), definition of *review agency*—delete "reviewer" wherever occurring and substitute in each case:

Inspector

25 Part 4—Amendment of *Telecommunications (Interception) Act 2012*

6—Amendment of section 2—Interpretation

Section 2(1), definition of *review agency*—delete "reviewer" wherever occurring and substitute in each case:

Inspector

30 Schedule 1—Transitional provision

1—Reviews

- 35 (1) Despite section 32 of the *Surveillance Devices Act 2016*, any review required to be conducted under that section after 31 August 2022 that has not been completed before the commencement of this clause is instead required to be conducted as part of the next review that occurs under section 32 after the commencement of this clause.

- (2) Despite section 5 of the *Telecommunications (Interception) Act 2012*, any review required to be conducted under that section after 31 August 2022 that has not been completed before the commencement of this clause is instead required to be conducted as part of the next review that occurs under section 5 after the commencement of this clause.

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