Western Australia

Surveillance Devices Act 1998

Surveillance Devices Regulations 1999

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Western Australia

Surveillance Devices Regulations 1999

Contents

1.	Citation	1
2.	Commencement	1
3.	Forms	1
4.	Law enforcement officers, classes prescribed	2
5.	Commonwealth agencies, instrumentalities and bodies	2
6.	Use of tracking devices without warrant	3
7.	Storage and destruction of Part 5 records	7
8.	Annual reports	7
8A.	Reports by designated Commission	8
9.	Unlawful possession of surveillance information	8

Schedule 1 — Forms

Notes

Compilation table 23

Defined terms

Surveillance Devices Regulations 1999

1. Citation

These regulations may be cited as the *Surveillance Devices Regulations 1999* [1].

2. Commencement

These regulations come into operation on the day on which the *Surveillance Devices Act 1998* comes into operation [1].

3. Forms

(1) A warrant issued under section 13, 14, 17, 19 or 22 of the Act is to be in the form of Form 1 in Schedule 1, or such other form as the judge or magistrate approves.

(2) An application for emergency authorisation under section 21 of the Act is to be in the form of Form 2 in Schedule 1, or such other form as the Commissioner of Police approves.

(3) An emergency authorisation issued under section 21 of the Act is to be in the form of Form 3 in Schedule 1, or such other form as the authorised person issuing the authorisation approves.

(4) An application to a magistrate for a tracking device warrant or a tracking device (maintenance/retrieval) warrant is to be in the form of Form 4 in Schedule 1, or such other form as the Commissioner of Police approves.

[Regulation 3 amended: Gazette 8 Feb 2000 p. 458; 5 May 2006 p. 1735.]

4. Law enforcement officers, classes prescribed

For the purposes of paragraph (d) of the definition of ***law enforcement officer*** in section 3(1) of the Act, each of the following classes of persons is prescribed —

(a) conservation and land management officers (as defined in the *Conservation and Land Management Act 1984* section 3);

(b) forest officers (as defined in the *Conservation and Land Management Act 1984* section 3);

(c) rangers (as defined in the *Conservation and Land Management Act 1984* section 3);

(d) wildlife officers (as defined in the *Conservation and Land Management Act 1984* section 3);

(e) inspectors (as defined in the *Environmental Protection Act 1986* section 3(1)) who are officers or employees of a department, authority or agency of the State;

(f) fisheries officers (as defined in the *Fish Resources Management Act 1994* section 4(1)) who are employed in the Serious Offences Unit of the Department as defined in section 4(1) of that Act).

[Regulation 4 inserted: Gazette 6 Jul 2010 p. 3225.]

5. Commonwealth agencies, instrumentalities and bodies

The following Commonwealth agencies, instrumentalities and bodies are prescribed for the purposes of section 4(2) of the Act —

(a) Australian Security Intelligence Organization continued by section 6 of the *Australian Security Intelligence Organization Act 1979* of the Commonwealth; and

(b) Australian Federal Police established by section 6 of the *Australian Federal Police Act 1979* of the Commonwealth; and

[(c) deleted]

(d) Australian Competition and Consumer Commission established by section 6A of the *Trade Practices Act 1974* of the Commonwealth; and

(e) the department of the Commonwealth public service responsible for administering the *Migration Act 1958* of the Commonwealth; and

(f) each of the armed forces of the Commonwealth.

[Regulation 5 amended: Gazette 1 Dec 2015 p. 4821.]

6. Use of tracking devices without warrant

(1) For the purposes of section 7(2)(d) of the Act the following circumstances are prescribed, that is, where a tracking device is attached, installed, used or maintained, or caused to be attached, installed, used or maintained —

(a) by an emergency service to locate the person who is, or object that is, the subject of a search operation;

(b) by the person in charge of a hospital or nursing home in relation to a vulnerable patient to enable the person in charge to locate the vulnerable patient if he or she gets lost or goes missing;

(c) by the superintendent of a prison in relation to a prisoner to enable the superintendent to locate the prisoner if he or she escapes from legal custody;

(d) by a researcher in relation to an object the geographical location of which is relevant to research being carried out by that person;

(da) by a public authority authorised under a written law to monitor traffic on a road as defined in the *Main Roads Act 1930* section 6;

(db) by a police officer or police employee, in a Border Search Area, to identify devices that emit radio waves,

for the purpose of monitoring patterns of movement or behaviour that indicate criminal activity;

(e) for the purposes of any of the following —

(i) *Bail Act 1982* section 50L(1)(a) or Schedule 1 Part D clause 3(4);

(iia) *Criminal Law (Mental Impairment) Act 2023* section 55(3)(e), 78(5)(e) or 86(1)(b);

(iib) *Emergency Management Act 2005* section 70A(2) or (4);

(iic) *High Risk Serious Offenders Act 2020* section 31(3);

(ii) *Sentence Administration Act 2003* section 30(c) or (e)(i), 57(2)(a) or 74G(c), (d) or (e);

(iii) *Sentencing Act 1995* section 33H(2)(b), 75(2)(b), 76A(2), 84C(2)(b) or 84CA(2);

(iv) *Young Offenders Act 1994* section 109B(1)(a) or 136B(1)(a).

(1A) For the purposes of subregulation (1)(db), the Commissioner of Police may designate in writing an employee, or a class of employee, of the department principally assisting the Minister in the administration of the Act.

(2) For the purposes of section 7(2)(d) of the Act the following circumstance is prescribed — where a person uses, or causes to be used, a tracking device in relation to an object that —

(a) was in the person's possession or under the person's control when the device was attached or installed; and

(b) is no longer in the person's possession or under the person's control; and

(c) the person reasonably believes to have been stolen.

(3) As soon as practicable after a tracking device is attached, installed or used in relation to a vulnerable patient in circumstances described in subregulation (1)(b) the person in

charge of the hospital or nursing home must give written notice of the attachment, installation or use to —

(a) if a guardian has been appointed for the patient under the *Guardianship and Administration Act 1990*, the guardian; or

(b) otherwise —

(i) the patient's next of kin; or

(ii) if the patient's next of kin is not known, the Public Advocate under the *Guardianship and Administration Act 1990*.

(4) In this regulation —

Border Search Area has the meaning given in the *Misuse of Drugs Act 1981* section 20N(1);

emergency service means —

(a) the police force of the State or of another State or a Territory; or

(b) the department of the Public Service principally assisting in the administration of the *Fire and Emergency Services Act 1998* or an equivalent department, authority or agency of another State or a Territory; or

(c) a voluntary or community rescue organisation; or

(d) the Australian Maritime Safety Authority established under the *Australian Maritime Safety Authority Act 1990* (Commonwealth) section 5;

hospital has the meaning given in the *Health Services Act 2016* section 8(4);

nursing home means a facility at which an approved provider (as defined in the *Aged Care Act 1997* of the Commonwealth) provides residential care (as defined in that Act);

police employee means an employee, or a person who is of a class of employee, designated under subregulation (1A);

prison has the same meaning as in the *Prisons Act 1981*;

public authority has the meaning given in the *Criminal Procedure Act 2004* section 3(1);

researcher means —

(a) a member of the staff of, or a student at, a school, college, university or other educational or training institution; or

(b) a member of the staff of, or person working for, a government agency, instrumentality or body;

superintendent has the same meaning as in the *Prisons Act 1981*;

vulnerable patient means a hospital patient or nursing home resident who, in the opinion of the person in charge of the hospital or nursing home —

(a) is likely, due to illness, lack of awareness or other incapacity, to leave the hospital or nursing home without having due regard to his or her health and safety; or

(b) being under a legal obligation to remain in the hospital or nursing home, is likely to attempt to leave; or

(c) is likely to be taken away from the hospital or nursing home without the consent of the patient or the person in charge.

[Regulation 6 amended: Gazette 21 Sep 2007 p. 4734; 4 Jan 2013 p. 10; 19 Feb 2013 p. 992; 24 Jun 2016 p. 2340; 16 Sep 2016 p. 3941; 23 Dec 2016 p. 5906; 18 Aug 2017 p. 4448; SL 2020/36 r. 4; SL 2020/61 r. 4; SL 2020/151 r. 4; SL 2023/188 r. 4; SL 2024/172 r. 11; SL 2025/15 r. 4.]

7. Storage and destruction of Part 5 records

(1) The Commissioner of Police, the Corruption and Crime Commission, a designated Commission and the Australian Crime Commission must —

(a) keep every Part 5 record in a secure place in accordance with section 41(1)(a) of the Act as if it were a record obtained under a warrant; and

(b) destroy a Part 5 record when it would be required to do so under section 41(1)(b) of the Act if the Part 5 record were a record obtained under a warrant.

(2) The Commissioner of Police, the Corruption and Crime Commission, a designated Commission and the Australian Crime Commission must keep such records concerning Part 5 records as are necessary to enable documents and information to be identified and obligations under this Act to be complied with.

(3) In this regulation —

Part 5 record means a record or report delivered to the police force, the Corruption and Crime Commission, a designated Commission or the Australian Crime Commission in accordance with an order under section 31(3)(b) of the Act.

[Regulation 7 amended: Act No. 74 of 2004 s. 73(2); Gazette 5 May 2006 p. 1736; 21 Sep 2007 p. 4735.]

8. Annual reports

(1) The information relating to applications for warrants and extensions of warrants required by section 43 of the Act to be contained in an annual report is to include the number of such applications that were —

(a) withdrawn; and

(b) made by the applicant on behalf of another law enforcement officer; and

(c) made by means other than filing a written application at the court.

(2) The information relating to applications for emergency authorisations required by section 43 of the Act to be contained in an annual report is to include the number of such applications that were withdrawn.

8A. Reports by designated Commission

The information relating to applications for warrants, extensions of warrants and emergency authorisations included in a report under section 43A of the Act may include information of the kind described in regulation 8.

[Regulation 8A inserted: Gazette 21 Sep 2007 p. 4735.]

9. Unlawful possession of surveillance information

(1) A person who is unlawfully in possession of surveillance information commits an offence.

Penalty: $5 000.

(2) It is lawful for a person to be in possession of surveillance information only if —

(a) the person is a law enforcement officer and has possession of the surveillance information in the course of his or her duty; or

(b) the person is assisting a law enforcement officer in the exercise of the officer's duty and has possession of the surveillance information in the course of providing that assistance; or

(c) the surveillance information was obtained in accordance with Part 5 of the Act; or

(d) the surveillance information was obtained by the person —

(i) from a person who was lawfully in possession of that information; and

(ii) in circumstances where the publication or communication of the surveillance information to

the person was not an offence under section 9 of the Act.

(3) In this regulation —

surveillance information means a report or record of a private conversation or private activity of a person, or of the geographical location of a person or object, that was obtained, directly or indirectly, through the use of a surveillance device.

Schedule 1 — Forms

[r. 3]

No.	Form	Section of Act
1	Warrant	13, 14, 17, 19 and 22
2	Application for emergency authorisation	21
3	Emergency authorisation	21
4	Application for — • tracking device warrant • tracking device (maintenance/retrieval) warrant	15 and 19

Surveillance Devices Act 1998, s. 13, 14, 17, 19 and 22 **Warrant**	❑ Supreme Court judge ❑ Magistrate At.....

Strike out any parts of this form that are not applicable

Person to whom warrant is issued	Name
	❒ Member of police force ❒ Officer of the Corruption and Crime Commission ❒ Officer of a designated Commission ❒ Member of staff of Australian Crime Commission
	❒ Warrant issued on behalf of another law enforcement officer (Name)

Person, object or premises under surveillance	❒ Person_____ ❒ Unknown person _____ ❒ Object_____ ❒ Premises_____

Offence	Offence_____ Act or Regulations _____ Section or regulation no.

Authority to use surveillance device	This warrant authorises you — ❒ to attach or install, use, maintain and retrieve a — ❒ listening device ❒ optical surveillance device ❒ tracking device ❒ in relation to a tracking device attached to, or installed in, a vehicle, to — ❒ maintain the device ❒ retrieve the device ❒ maintain and retrieve the device ❒ to retrieve a — ❒ listening device ❒ optical surveillance device

	❒ tracking device attached or installed under an emergency authorisation
	The surveillance device may be attached or installed, used or maintained — ❒ in, on or at the premises under surveillance ❒ in or on the object under surveillance ❒ in respect of the private conversations, private activities or geographical location of the person under surveillance, at premises where the person is reasonably believed to be or is likely to be
	❒ Where practicable the surveillance device should be retrieved or rendered inoperable during the period that the warrant is in force

Authority to enter premises	This warrant authorises you to enter, by force if necessary — ❒ (specified premises) _____ _____ ❒ any premises where the object or person under surveillance is reasonably believed to be or is likely to be and any premises adjoining or providing access to those premises ❒ any premises where the vehicle on or in which the device is attached or installed may for the time being be ❒ any premises where the surveillance device to be retrieved may for the time being be

Authority to use electricity supply	❒ This warrant authorises you to connect the surveillance device to an electricity supply system and to use electricity from that system to operate the device

Authority to remove vehicle	❒ This warrant authorises you to temporarily remove this vehicle from this premises for the purpose of — ❒ attaching ❒ installing ❒ maintaining ❒ retrieving a tracking device
	Vehicle
	Premises_____ _
	You must return the vehicle to the premises when the device has been attached, installed, maintained or retrieved

Period of warrant	___/___/_____ to ___/___/_____, being _____days
	The warrant may be used at any time of the day or night

Conditions	This warrant is subject to these conditions

Issue of warrant	Signature Judge / Magistrate Date Time

[Form amended: Act No. 74 of 2004 s. 73(3); Gazette 5 May 2006 p. 1736; 21 Sep 2007 p. 4735.]

Surveillance Devices Act 1998, s. 21

Application for emergency authorisation

Strike out any parts of this form that are not applicable

Applicant	Name
	Business address
	Postcode
	Phone no.
	❒ Member of police force ❒ Officer of the Corruption and Crime Commission ❒ Officer of a designated Commission ❒ Member of staff of Australian Crime Commission

Person, object or premises under surveillance	❒ Person_____ ❒ Unknown person ❒ Object_____ ❒ Premises_____

Action for which authorisation is required	Authorisation is required to — ❒ attach or install ❒ use ❒ maintain ❒ a listening device to record, monitor, or listen to a private conversation ❒ an optical surveillance device to record visually or observe a private activity ❒ a tracking device to determine the geographical location of a person or object in relation to the — ❒ premises under surveillance ❒ object under surveillance ❒ person under surveillance ❒ retrieve — ❒ a listening device ❒ an optical surveillance device ❒ a tracking device

Grounds	**Imminent threat**
	❒ Threat of serious violence to a person Name_____ ❒ Threat of substantial damage to property Description

Grounds cont.	**Offence**
	❒ Indictable drug offence Relevant section of *Misuse of Drugs Act 1981* — ❒ 6(1) ❒ 7(1) ❒ 33(1)(a) ❒ 33(2)(a) ❑ External indictable drug offence External law _____ Corresponding section of *Misuse of Drugs Act 1981* — ❒ 6(1) ❒ 7(1) ❒ 33(1)(a) ❒ 33(2)(a) ❒ Offence punishable by 2 or more years imprisonment Offence_____ Relevant Act_____ section The offence — ❒ has been committed ❒ may have been committed ❒ is being committed ❒ is about to be committed ❒ is likely to be committed Date offence committed or expected to be committed The use of the surveillance device is immediately necessary for the purpose of — ❒ dealing with the threat ❒ investigating the offence ❒ enabling evidence to be obtained of — ❒ the commission of the offence ❒ the identity of the offender ❒ the location of the offender These factors make the circumstances serious_____ _____ _____ _____ These factors make the matter urgent _____ _____ _____ Reasons an application under section 15 or 16 for a warrant is not practicable _____ _____
	Retrieval to avoid jeopardizing investigation of drug offence
	❒ Indictable drug offence Relevant section of *Misuse of Drugs Act 1981* — ❒ 6(1) ❒ 7(1) ❒ 33(1)(a) ❒ 33(2)(a)

Grounds cont.	❒ External indictable drug offence External law: _____ Corresponding section of *Misuse of Drugs Act 1981* — ❒ 6(1) ❒ 7(1) ❒ 33(1)(a) ❒ 33(2)(a)
	These factors make the circumstances serious_____ _____ _____ These factors make the matter urgent_____ _____
	Reasons an application under section 22 for a warrant is not practicable_____

Entry to premises	Entry, by force if necessary, is required to — ❒ (specified premises) _____ _____ ❒ any premises where the object or person under surveillance is reasonably believed to be or is likely to be and any premises adjoining or providing access to those premises

Use of electricity supply	❒ Authorisation is required to connect the surveillance device to an electricity supply system and use electricity from that system to operate the device

Removal of vehicle	❒ Authorisation is required to temporarily remove a vehicle from a premises for the purpose of — ❒ attaching ❒ installing ❒ maintaining ❒ retrieving a tracking device
	Vehicle
	Premises_____

Period of authorisation	Period for which authorisation is required _____days Reason this period is required _____ _____

Signature of applicant	Date

[Form amended: Act No. 74 of 2004 s. 73(3); Gazette 5 May 2006 p. 1736; 21 Sep 2007 p. 4735.]

Surveillance Devices Act 1998, s. 21

Emergency authorisation

Strike out any parts of this form that are not applicable

Authorised person	Name ❒ Commissioner of Police ❒ Deputy Commissioner of Police ❒ Assistant Commissioner of Police ❒ Officer of the Corruption and Crime Commission ❒ Officer of a designated Commission ❒ Person authorised by Chair of Board of Australian Crime Commission

Person to whom authorisation is issued	Name ❒ Member of the police force ❒ Officer of the Corruption and Crime Commission ❒ Officer of a designated Commission ❒ Member of staff of Australian Crime Commission

Person, object or premises under surveillance	❒ Person_____ ❒ Unknown person ❒ Object_____ ❒ Premises_____

Authorisation to use surveillance device	This authorisation authorises you to — ❒ attach or install ❒ use ❒ maintain ❒ a listening device to record, monitor, or listen to a private conversation ❒ an optical surveillance device to record visually or observe a private activity ❒ a tracking device to determine the geographical location of a person or object in relation to the — ❒ premises under surveillance ❒ object under surveillance ❒ person under surveillance ❒ retrieve — ❒ a listening device ❒ an optical surveillance device ❒ a tracking device

Authority to enter premises	Entry, by force if necessary, is required to — ❒ (specified premises) _____ _____ ❒ any premises where the object or person under surveillance is reasonably believed to be or is likely to be and any premises adjoining or providing access to those premises

Authority to use electricity supply	❒ This authorisation authorises you to connect the surveillance device to an electricity supply system and to use electricity from that system to operate the device.

Authority to remove vehicle	❒ This authorisation authorises you to temporarily remove this vehicle from this premises for the purpose of — ❒ attaching ❒ installing ❒ maintaining ❒ retrieving a tracking device
	Vehicle
	Premises_____
	You must return the vehicle to the premises when the device has been attached, installed, maintained or retrieved

Period of authorisation	___/___/_____ to ___/___/_____, being _____days
	The authorisation may be used at any time of the day or night

Conditions	This authorisation is subject to these conditions
Authorised person(s)	Signature Date Time

	Signature Date Time

[Form amended: Act No. 74 of 2004 s. 73(3) and (4); Gazette 5 May 2006 p. 1736; 21 Sep 2007 p. 4735.]

Surveillance Devices Act 1998, s. 15 and 19

Application for —

- **tracking device warrant**
- **tracking device (maintenance/retrieval) warrant**

Strike out any parts of this form that are not applicable

Applicant	Name
	Business address
	Postcode
	Phone no.
	❒ Member of police force ❒ Officer of the Corruption and Crime Commission ❒ Officer of a designated Commission ❒ Member of staff of Australian Crime Commission
	❒ Application is made on behalf of another law enforcement officer (Name)

Person, object or premises under surveillance	❒ Person (see note 1)_____ ❒ Unknown person ❒ Object _____ ❒ Premises_____

Nature of warrant	❒ Tracking device warrant (s. 13) ❒ Tracking device (maintenance/retrieval) warrant (s. 14) to — ❒ maintain a tracking device ❒ retrieve a tracking device ❒ maintain and retrieve a tracking device
	❒ New warrant ❒ Extension of current warrant

Period of warrant	Period for which warrant is required _____days Reason this period is required_____ _____

Grounds	**Tracking device warrant (s. 13)**
	Offence
	Act or Regulations
	Section or regulation no.
	The offence — ❒ has been committed ❒ may have been committed ❒ is being committed ❒ is about to be committed ❒ is likely to be committed Date offence committed or expected to be committed
	The use of a surveillance device would be likely to — ❒ assist an investigation into the offence ❒ enable evidence to be obtained of — ❒ the commission of the offence ❒ the identity of the offender ❒ the location of the offender
	Tracking device (maintenance/retrieval) warrant (s. 14)
	Vehicle
	Location when device installed_____ Current location
	Person who installed device _____ ❒ Member of police force ❒ Officer of the Corruption and Crime Commission ❒ Officer of a designated Commission ❒ Member of staff of Australian Crime Commission ❒ Member of prescribed class of persons Specify class _____

Entry to premises	Entry, by force if necessary, is required to — ❒ (specified premises) _____ _____ ❒ any premises where the object or person under surveillance is reasonably believed to be or is likely to be and any premises adjoining or providing access to those premises ❒ any premises where the vehicle on or in which the device is attached or installed may for the time being be ❒ any premises where the surveillance device to be retrieved may for the time being be

Use of electricity supply	❒ Authority is required to connect the surveillance device to an electricity supply system and use electricity from that system to operate the device

Removal of vehicle	❒ Authority is required to temporarily remove a vehicle from a premises for the purpose of — ❒ attaching ❒ installing ❒ maintaining ❒ retrieving a tracking device
	Vehicle
	Premises_____

Signature of applicant	Date

Note 1 — Identification of person under surveillance
The person under surveillance may be identified by a numerical reference identifying the relevant law enforcement agency and the year in which the application is made. For example —WAPS 1/1999 (for the first application in 1999 by a member of the WA police force)

Note 2 — Lodging of Application for warrant
The application is to be lodged with the magistrate. An application must be accompanied by — • an "Authorisation of surveillance"; and • an affidavit containing a "Statement of facts in support of application for warrant" in accordance with *Surveillance Devices Act 1998*, s. 15(3)(a), (b), (c) and (f). An application should also be accompanied by a draft warrant in the form of the warrant being sought.

[Form inserted: Gazette 8 Feb 2000 p. 458-60; amended: Act No. 74 of 2004 s. 73(3); Gazette 5 May 2006 p. 1736; 21 Sep 2007 p. 4735.]

Notes

This is a compilation of the *Surveillance Devices Regulations 1999* and includes amendments made by other written laws. For provisions that have come into operation, and for information about any reprints, see the compilation table.

Compilation table

Citation	Published	Commencement
Surveillance Devices Regulations 1999	18 Nov 1999 p. 5767-86	22 Nov 1999 (see r. 2 and *Gazette* 22 Nov 1999 p. 5843)
Surveillance Devices Amendment Regulations 1999	8 Feb 2000 p. 457-60	8 Feb 2000
Australian Crime Commission (Western Australia) Act 2004 s. 73 assented to 8 Dec 2004		1 Feb 2005 (see s. 2 and *Gazette* 31 Dec 2004 p. 7130)
Surveillance Devices Amendment Regulations 2005	23 Sep 2005 p. 4363	23 Sep 2005
Surveillance Devices Amendment Regulations 2006	5 May 2006 p. 1735-6	5 May 2006
Reprint 1: The *Surveillance Devices Regulations 1999* as at 15 Dec 2006 (includes amendments listed above)		
Surveillance Devices Amendment Regulations 2007	21 Sep 2007 p. 4734-5	r. 1 and 2: 21 Sep 2007 (see r. 2(a)); Regulations other than r. 1 and 2: 22 Sep 2007 (see r. 2(b))
Surveillance Devices Amendment Regulations 2010	6 Jul 2010 p. 3224-5	r. 1 and 2: 6 Jul 2010 (see r. 2(a)); Regulations other than r. 1 and 2: 7 Jul 2010 (see r. 2(b))
Reprint 2: The *Surveillance Devices Regulations 1999* as at 10 Sep 2010 (includes amendments listed above)		
Surveillance Devices Amendment Regulations (No. 2) 2012	4 Jan 2013 p. 10	r. 1 and 2: 4 Jan 2013 (see r. 2(a)); Regulations other than r. 1 and 2: 1 Feb 2013 (see r. 2(b) and *Gazette* 4 Jan 2013 p. 3)
Surveillance Devices Amendment Regulations 2012	19 Feb 2013 p. 991-2	r. 1 and 2: 19 Feb 2013 (see r. 2(a)); Regulations other than r. 1 and 2: 20 Feb 2013 (see r. 2(b))

Citation	Published	Commencement
Surveillance Devices Amendment Regulations 2015	1 Dec 2015 p. 4820-1	r. 1 and 2: 1 Dec 2015 (see r. 2(a)); Regulations other than r. 1 and 2: 2 Dec 2015 (see r. 2(b))
Surveillance Devices Amendment Regulations (No. 2) 2016	24 Jun 2016 p. 2339-40	r. 1 and 2: 24 Jun 2016 (see r. 2(a)); Regulations other than r. 1 and 2: 1 Jul 2016 (see r. 2(b) and *Gazette* 24 Jun 2016 p. 2291)
Surveillance Devices Amendment Regulations 2016	16 Sep 2016 p. 3941	r. 1 and 2: 16 Sep 2016 (see r. 2(a)); Regulations other than r. 1 and 2: 17 Sep 2016 (see r. 2(b))
Surveillance Devices Amendment Regulations (No. 3) 2016	23 Dec 2016 p. 5905-6	r. 1 and 2: 23 Dec 2016 (see r. 2(a)); Regulations other than r. 1 and 2: 24 Dec 2016 (see r. 2(b))
Surveillance Devices Amendment Regulations 2017	18 Aug 2017 p. 4448	r. 1 and 2: 18 Aug 2017 (see r. 2(a)); Regulations other than r. 1 and 2: 19 Aug 2017 (see r. 2(b))
Reprint 3: The *Surveillance Devices Regulations 1999* as at 13 Jul 2018 (includes amendments listed above)		
Surveillance Devices Amendment Regulations 2020	SL 2020/36 9 Apr 2020	r. 1 and 2: 9 Apr 2020 (see r. 2(a)); Regulations other than r. 1 and 2: 10 Apr 2020 (see r. 2(b))
Surveillance Devices Amendment Regulations (No. 2) 2020	SL 2020/61 22 May 2020	r. 1 and 2: 22 May 2020 (see r. 2(a)); Regulations other than r. 1 and 2: 23 May 2020 (see r. 2(b))
Surveillance Devices Amendment Regulations (No. 3) 2020	SL 2020/151 31 Aug 2020	31 Aug 2020 (see r. 2)
Surveillance Devices Amendment Regulations 2023	SL 2023/188 29 Nov 2023	r. 1 and 2: 29 Nov 2023 (see r. 2(a)); Regulations other than r. 1 and 2: 30 Nov 2023 (see r. 2(b))
Police Regulations Amendment (Criminal Law Mental Impairment) Regulations 2024 Pt. 4	SL 2024/172 21 Aug 2024	1 Sep 2024 (see r. 2(b))

Citation	Published	Commencement
Surveillance Devices Amendment Regulations 2025	SL 2025/15 22 Jan 2025	r. 1 and 2: 22 Jan 2025 (see r. 2(a)); Regulations other than r. 1 and 2: 23 Jan 2025 (see r. 2(b))

Defined terms

[This is a list of terms defined and the provisions where they are defined. The list is not part of the law.]

Defined term	Provision(s)
Border Search Area	6(4)
emergency service	6(4)
hospital	6(4)
nursing home	6(4)
Part 5 record	7(3)
police employee	6(4)
prison	6(4)
public authority	6(4)
researcher	6(4)
superintendent	6(4)
surveillance information	9(3)
vulnerable patient	6(4)

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