

Western Australia

**Criminal Investigation (Identifying People)  
Amendment Act 2011**

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As at 25 May 2011

No. 15 of 2011

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Western Australia

## **Criminal Investigation (Identifying People) Amendment Act 2011**

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Amendment Act 2011**

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**No. 15 of 2011**

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**An Act to amend the *Criminal Investigation (Identifying People) Act 2002*.**

[Assented to 25 May 2011]

The Parliament of Western Australia enacts as follows:

**s. 1**

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**1. Short title**

This is the *Criminal Investigation (Identifying People) Amendment Act 2011*.

**2. Commencement**

This Act comes into operation as follows —

- (a) sections 1 and 2 — on the day on which this Act receives the Royal Assent;
- (b) the rest of the Act — on the day after that day.

**3. Act amended**

This Act amends the *Criminal Investigation (Identifying People) Act 2002*.

**4. Section 62 amended**

Delete section 62(1)(a) and (b) and insert:

- (a) must not —
  - (i) be compared with other information, whether or not in a forensic database; or
  - (ii) be put in a forensic database;except in accordance with the decision of the volunteer, or responsible person, made or changed under section 20; and

**5. Section 63 amended**

(1) Delete section 63(1)(a) and insert:

- (a) may be compared with other information, whether or not in a forensic database, in accordance with the direction of a coroner; and

(2) Delete section 63(2).

**6. Section 64 amended**

(1) In section 64(1)(a) delete “subject to subsection (2) and”.

(2) Delete section 64(2).

**7. Section 65 amended**

In section 65(1):

(a) delete paragraph (b);

(b) after paragraph (a) insert:

and

**8. Section 66 amended**

Delete section 66(2)(a) and insert:

(a) may be compared with other information, whether or not in a forensic database, as soon as it is obtained; and

**9. Section 67 amended**

Delete section 67(1)(a) and insert:

(a) may be compared with other information, whether or not in a forensic database, as soon as it is obtained; and

**10. Section 78 deleted**

Delete section 78.

**11. Section 94 replaced**

Delete section 94 and insert:

**94. Transitional provision for *Criminal Investigation (Identifying People) Amendment Act 2011***

Identifying information may be compared with other information in accordance with Part 9 whether that identifying information or the information to which it is being compared was obtained or lawfully put in a forensic database before or after the commencement of the *Criminal Investigation (Identifying People) Amendment Act 2011* section 11.

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