

**Authorised Version No. 005**  
**Crimes (Controlled Operations) Regulations**  
**2008**

**S.R. No. 127/2008**

Authorised Version incorporating amendments as at  
9 October 2013

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**1 Objectives**

The objectives of these Regulations are to prescribe matters for the purposes of the **Crimes (Controlled Operations) Act 2004**.

**2 Authorising provision**

These Regulations are made under section 47 of the **Crimes (Controlled Operations) Act 2004**.

**3 Commencement**

These Regulations come into operation on 2 November 2008.

**3A Definitions**

In these Regulations—

*Chief Executive Officer* means the person appointed under section 33 of the **Independent Broad-based Anti-corruption Commission Act 2011**;

*Deputy Commissioner* has the same meaning as it has in the **Independent Broad-based Anti-corruption Commission Act 2011**;

*IBAC Officer* has the same meaning as it has in the **Independent Broad-based Anti-corruption Commission Act 2011**.

Reg. 3A  
inserted by  
S.R. No.  
11/2013 reg. 5.

Reg. 3A  
def. of  
*Chief  
Executive  
Officer*  
amended by  
S.R. No.  
11/2013 reg. 7.

#### 4 Corresponding laws

For the purposes of the definition of *corresponding law* in section 3 of the **Crimes (Controlled Operations) Act 2004**, the following are corresponding laws—

- (a) Law Enforcement (Controlled Operations) Act 1997 of New South Wales;
- (b) Police Powers (Controlled Operations) Act 2007 of Tasmania;
- (c) Part 2 of the Criminal Investigation (Covert Powers) Act 2012 of Western Australia;
- (d) Crimes (Controlled Operations) Act 2008 of the Australian Capital Territory;
- (e) Chapter 11 of the Police Powers and Responsibilities Act 2000 of Queensland;
- (f) Part IAB of the Crimes Act 1914 of the Commonwealth.

Reg. 4(c)  
substituted by  
S.R. No.  
91/2013  
reg. 4(a).

Reg. 4(e)  
substituted by  
S.R. No.  
91/2013  
reg. 4(b).

Reg. 5  
substituted by  
S.R. No.  
11/2013 reg. 6.

#### 5 IBAC law enforcement officers

For the purposes of paragraph (b) of the definition of *law enforcement officer* in section 3 of the **Crimes (Controlled Operations) Act 2004**, the following positions and classes of employees are prescribed—

- (a) the position of Commissioner;
- (b) the position of Deputy Commissioner;
- (c) the position of Chief Executive Officer;
- (d) IBAC Officers classified as Executive Officers;

- (e) IBAC Officers classified as non-executive employees Grade 4, 5 or 6 or Senior Technical Specialists.

## 6 Prescribed IBAC Officers

For the purposes of the definition of *prescribed IBAC Officer* in section 3 of the **Crimes (Controlled Operations) Act 2004**, the following positions are prescribed—

- (a) the position of Deputy Commissioner;  
(b) the position of Chief Executive Officer;

- (c) IBAC Officers classified as Executive Officers.

Reg. 6 substituted by S.R. No. 11/2013 reg. 6.

Reg. 6(b) amended by S.R. No. 123/2013 reg. 3(a).

Reg. 6(c) inserted by S.R. No. 123/2013 reg. 3(b).

## 7 Prescribed senior officers

For the purposes of the definition of *senior officer* in section 45(2) of the **Crimes (Controlled Operations) Act 2004**, the following positions and classes of employees are prescribed—

- (a) the position of Deputy Commissioner;  
(b) the position of Chief Executive Officer;  
(c) IBAC Officers classified as Executive Officers.

Reg. 7 inserted by S.R. No. 123/2013 reg. 4.

## ENDNOTES

### 1. General Information

The Crimes (Controlled Operations) Regulations 2008, S.R. No. 127/2008 were made on 28 October 2008 by the Lieutenant-Governor as the Governor's deputy with the advice of the Executive Council under section 47 of the **Crimes (Controlled Operations) Act 2004**, No. 16/2004 and came into operation on 2 November 2008: regulation 3.

The Crimes (Controlled Operations) Regulations 2008 will sunset 10 years after the day of making on 28 October 2018 (see section 5 of the **Subordinate Legislation Act 1994**).

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## 2. Table of Amendments

This Version incorporates amendments made to the Crimes (Controlled Operations) Regulations 2008 by statutory rules, subordinate instruments and Acts.

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Crimes (Controlled Operations) Amendment Regulations 2013, S.R. No. 11/2013

*Date of Making:* 5.2.13

*Date of Commencement:* Regs 5, 6 on 10.2.13: reg. 3(1); reg. 7 on 11.2.13: reg. 3(2)

Crimes (Controlled Operations) Amendment (Corresponding Laws) Regulations 2013, S.R. No. 91/2013

*Date of Making:* 2.7.13

*Date of Commencement:* 15.7.13: reg. 3

Crimes (Controlled Operations) Further Amendment Regulations 2013, S.R. No. 123/2013

*Date of Making:* 9.10.13

*Date of Commencement:* 9.10.13

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**3. Explanatory Details**

No entries at date of publication.