

LEGISLATIVE COUNCIL

CONFISCATION AMENDMENT BILL 2010

(Amendments to be proposed in Committee by Ms PENNICUIK)

1. Clause 5, line 5, after "proceeds of " insert "certain".
2. Clause 5, lines 7 and 8, omit all words and expressions on these lines.
3. Clause 5, line 9, omit "(c)" and insert "(b)".
4. Clause 64, after line 16 insert—
 - '(2) In section 139A(1)(e) of the Principal Act, for "institutions." **substitute** "institutions; and".
 - (3) After section 139A(1)(e) of the Principal Act **insert**—
 - "(f) the number of restraining orders and civil forfeiture restraining orders made in respect of property on application by or on behalf of the Chief Commissioner of Police and the value of the property that is restrained in each case; and
 - (g) the number of forfeiture orders made under Division 1 of Part 3 on application by or on behalf of the Chief Commissioner of Police and the value of the property that is forfeited in each case."
 - (4) After section 139A(2)(e) of the Principal Act **insert**—
 - "(ea) the number of restraining orders and civil forfeiture restraining orders made in respect of property on application by the law enforcement agency and the value of the property that is restrained in each case; and
 - (eb) the number of forfeiture orders made under Division 1 of Part 3 on application by the law enforcement agency and the value of the property that is forfeited in each case; and"
 - (5) After section 139A(2) of the Principal Act **insert**—
 - "(2A) As soon as practicable after the end of each financial year, the DPP must submit a report to the Minister that includes the following information—
 - (a) the number of restraining orders and civil forfeiture restraining orders made in respect of property on application by the DPP and the value of the property that is restrained in each case; and
 - (b) the number of forfeiture orders made under Division 1 of Part 3 on application by the DPP and the value of the property that is forfeited in each case; and

- (c) the number of forfeitures occurring under Division 2 of Part 3 and the value of the property that is forfeited in each case; and
 - (d) the number of civil forfeiture orders made under Division 2 of Part 4 and the value of the property that is forfeited in each case."
- (6) In section 139A(3) of the Principal Act, for "(1) and (2)" **substitute** "(1), (2) and (2A)".'