

CONFISCATION AMENDMENT BILL 2010

Amendments made by the Legislative Council How dealt with

AMENDMENT NO 1

Resolved

Clause 5, line 5, after "proceeds of" insert "certain".

(16 September 2010)

How dealt with by the Assembly

Disagreed with.

(16 September 2010)

How dealt with by the Council

Insisted upon.

(16 September 2010)

How dealt with by the Assembly

Council amendment agreed to.

(5 October 2010)

AMENDMENT NO 2

Resolved

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
 - (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 estimated 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
 - (eb) the number of forfeiture orders made under Division 1 of Part 3 on application by the law enforcement agency and the estimated 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

- (b) the number of forfeiture orders made under Division 1 of Part 3 on application by the DPP and the estimated 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 estimated 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 estimated 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)".'

(16 September 2010)

How dealt with by the Assembly

Disagreed with.

(16 September 2010)

How dealt with by the Council

Not insisted upon.

(16 September 2010)