



TASMANIA

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**POLICE POWERS (SURVEILLANCE DEVICES)  
AMENDMENT ACT 2023**

**No. 20 of 2023**

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**POLICE POWERS (SURVEILLANCE DEVICES)  
AMENDMENT ACT 2023**

**No. 20 of 2023**

**An Act to amend the *Police Powers (Surveillance Devices) Act 2006***

**[Royal Assent 21 September 2023]**

Be it enacted by Her Excellency the Governor of Tasmania, by and with the advice and consent of the Legislative Council and House of Assembly, in Parliament assembled, as follows:

**1. Short title**

This Act may be cited as the *Police Powers (Surveillance Devices) Amendment Act 2023*.

**2. Commencement**

This Act commences on the day on which this Act receives the Royal Assent.

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**3. Principal Act**

In this Act, the *Police Powers (Surveillance Devices) Act 2006*\* is referred to as the Principal Act.

**4. Section 33 amended (Prohibition on communication or publication of protected information)**

Section 33 of the Principal Act is amended by inserting after subsection (3) the following subsection:

- (3A) Subsections (1) and (2) do not apply to –
- (a) the use or communication, of protected information, for the purposes of conducting a review into the use of surveillance devices in prisons, within the meaning of the *Corrections Act 1997*, that is undertaken in accordance with the terms of reference tabled in both Houses of Parliament on 29 September 2022, as amended from time to time; or
  - (b) the use of protected information in a report, in relation to the review referred to in paragraph (a), that is made by the person who conducted the review

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and the publication of the report;  
or

- (c) the use, communication, or publication, by the Minister, of protected information contained in a report referred to in paragraph (b) –

if the use, communication or publication is in accordance with any conditions imposed in respect of the terms of reference referred to in paragraph (a).

## **5. Repeal of Act**

This Act is repealed on the first anniversary of the day on which it commenced.

*[Second reading presentation speech made in:–  
House of Assembly on 30 March 2023  
Legislative Council on 1 June 2023]*