



ANNO TRICESIMO SEPTIMO

ELIZABETHAE II REGINAE

A.D. 1988

No. 67 of 1988

An Act to amend the National Crime Authority (State Provisions) Act, 1984.

[Assented to 3 November 1988]

The Parliament of South Australia enacts as follows:

Short title

1. (1) This Act may be cited as the *National Crime Authority (State Provisions) Act Amendment Act, 1988*.

(2) The *National Crime Authority (State Provisions) Act, 1984*, is in this Act referred to as "the principal Act".

Warrant for arrest of witness

2. Section 20 of the principal Act is amended—

(a) by striking out subsection (1) and substituting the following subsection:

(1) Where, upon application by or on behalf of the Authority, a Judge of the Federal Court sitting in chambers is satisfied by evidence on oath that there are reasonable grounds to believe—

(a) that a person who has been ordered, under section 15, to deliver the person's passport to the Authority, whether or not the person has complied with the order, is nevertheless likely to leave Australia for the purpose of avoiding giving evidence before the Authority;

or

(b) that a person in relation to whom a summons has been issued under section 17 (1)—

(i) has absconded or is likely to abscond;

or

(ii) is otherwise attempting, or is otherwise likely to attempt, to evade service of the summons,

the Judge may issue a warrant for the apprehension of that person.;

and

(b) by inserting the following subsection after subsection (2):

(2a) The warrant may be executed notwithstanding that it is not, at the time of its execution, in the possession of the person executing it.

Repeal of s. 35

3. Section 35 of the principal Act is repealed.

In the name and on behalf of Her Majesty, I hereby assent to this Bill.

D. B. DUNSTAN, Governor