

House of Representatives

Amendment Paper

Wednesday, 29 June 2022

Child Protection (Child Sex Offender Government Agency Registration) (Overseas Travel Reporting) Amendment Bill

Proposed amendment

Erica Stanford, in Committee, to move the following amendment:

New clauses 5 and 6

After *clause 4* (page 2, after line 10), insert:

5 New section 43A inserted (Information matching relating to travel outside New Zealand)

After section 43, insert:

43A Information matching relating to travel outside New Zealand

- (1) The purpose of this section is to facilitate the exchange of information between Customs and the Commissioner of Police to —
 - (a) enable the Commissioner of Police to locate any person who is a registrable offender; and
 - (b) ensure that registrable offender's compliance with sections 21 to 23.
- (2) For the purpose of this section, the Commissioner of Police may supply to the chief executive of Customs any identifying information about a registrable offender.
- (3) If, in relation to a registrable offender, identifying information is supplied in accordance with **subsection (2)**, the chief executive of Customs may compare that information with any information held by Customs that relates to that person.
- (4) If Customs has information relating to a registrable offender, the chief executive of Customs may, for the purpose of this section,

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supply to the Commissioner of Police any of the following information held by Customs:

- (a) the registrable offender's arrival and departure information;
 - (b) information provided by the registrable offender when arriving in or, as the case may be, departing from New Zealand.
- (5) The chief executive of Customs and the Commissioner of Police may, for the purpose of this section, determine by written agreement between them—
- (a) the frequency with which information may be supplied; and
 - (b) the form in which information may be supplied; and
 - (c) the method by which information may be supplied.

6 Consequential amendment to Customs and Excise Act 2018

- (1) This section amends the Customs and Excise Act 2018.
- (2) After section 309, insert:

309A Information matching relating to travel outside New Zealand by registrable offender

The chief executive of Customs and the Commissioner of Police may exchange information in accordance with **section 43A** of the Child Protection (Child Sex Offender Government Agency Registration) Act 2016 (which provides for the exchange of information between Customs and the Commissioner of Police in relation to travel outside New Zealand by a registrable offender).

Explanatory note

This Supplementary Order Paper amends the Child Protection (Child Sex Offender Government Agency Registration) (Overseas Travel Reporting) Amendment Bill. It is intended to ensure that individuals listed on the New Zealand Child Sex Offender Register are subject to Customs Service Border Alerts. The purpose of the border alert is to ensure overseas jurisdictions are notified of the impending arrival of the New Zealand child sex offender, where deemed appropriate by local authorities. This is a safeguard to guarantee the destination jurisdiction will always receive important travel alert information.

Border alerts will also operate to remove any possibility of a registered child sex offender's non-compliance with the current requirements to notify Police when travelling overseas.

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To achieve this aim, the Supplementary Order Paper provides for the exchange of information between Customs and Police for the purposes of locating registered offenders and ensuring offenders' compliance with sections 21 to 23 of the Child Protection (Child Sex Offender Government Agency Registration) Act 2016.