



## HOUSE OF REPRESENTATIVES

# Supplementary Order Paper

Tuesday, 5 October 1999

PENAL INSTITUTIONS AMENDMENT BILL (NO. 2)

### *Proposed Amendments*

Hon CLEM SIMICH, in Committee, to move the following amendments:

*Clause 2 (2):* To omit *paragraph (a)* of the definition of "inmate call" (lines 6 to 11 on page 4), and substitute the following paragraph:

"(a) Means any information transmitted by means of a telephone call to which an inmate of an institution is a party, conducted while the inmate is in the institution; and

To omit the definition of "mobile telephone device" (lines 13 to 17 on page 4).

*Clause 4:* To omit the word "headings" at line 6 on page 5, and substitute the word "heading".

To omit the heading "*Detecting and Locating Mobile Telephone Devices*", *new section 21ZA*, and the heading "*Privileged Evidence*" (lines 1 to 26 on page 16).

To omit *paragraph (a)* of *new section 21ZB (1)* (lines 29 to 33 on page 16), and substitute the following paragraph:

"(a) Has been obtained by the monitoring of an inmate call under **sections 21N to 21Z**; and

*Clause 10 (4):* To omit the words "or intercepting or listening to a telephone call under **section 21ZA** of that Act" at lines 3 to 5 on page 19.

### EXPLANATORY NOTE

The amendments omit proposed *new section 21ZA* of the principal Act (which provides for the interception of cellphone calls), and make to other provisions of the Bill amendments that are consequential on the omission of that section.