

# **Australian Federal Police (Consequential Amendments) Act 1980**

**No. 70 of 1980**

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**An Act to amend certain Acts in connection with the enactment of the  
*Australian Federal Police Act 1979***

[Assented to 28 May 1980]

BE IT ENACTED by the Queen, and the Senate and the House of Representatives of the Commonwealth of Australia, as follows:

**Short title**

1. This Act may be cited as the *Australian Federal Police (Consequential Amendments) Act 1980*.

**Commencement**

2. This Act shall come into operation on the day on which it receives the Royal Assent.

**Amendments of Acts**

3. The Acts specified in the Schedule are amended as set out in the Schedule.

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*Australian Federal Police (Consequential  
Amendments) No. 70, 1980*

**SCHEDULE**

Section 3

**AMENDMENTS OF ACTS**

Acts	Amendments
<i>Atomic Energy Act 1953</i> . . . . .	Section 5— (1) Insert “or special member” after “member” in paragraph (b) of the definition of “Commonwealth officer” in sub-section (1). (2) Omit from the definition of “constable” in sub-section (1) “member of the Australian Federal Police or”, substitute “member or special member of the Australian Federal Police or a member”.
<i>Australian National Railways Act 1917</i>	Section 69— Omit from sub-section (2) “member of the Australian Federal Police or”, substitute “member or special member of the Australian Federal Police or member”. Section 71— Omit from sub-section (2) “member of the Australian Federal Police or”, substitute “member or special member of the Australian Federal Police, a member”.
<i>Bankruptcy Act 1966</i> . . . . .	Section 5— Omit from the definition of “constable” in sub-section (1) “member of the Australian Federal Police or”, substitute “member or special member of the Australian Federal Police or a member”.
<i>Canberra Water Supply (Googong Dam) Act 1914</i>	Section 23— Insert “or special member” after “member” in paragraph (d).
<i>Commonwealth Prisoners Act 1967</i> . . . . .	Section 3— Omit from the definition of “constable” in sub-section (1) “member of the Australian Federal Police or”, substitute “member or special member of the Australian Federal Police or a member”. (2) Omit from sub-section (2) “such a member”, substitute “such a member or special member”.
<i>Consular Privileges and Immunities Act 1972</i>	Section 5— Omit from paragraph (c) of sub-section (2) “members of the Australian Federal Police”, substitute “member and special members of the Australian Federal Police”.
<i>Continental Shelf (Living Natural Resources) Act 1968</i>	Section 5— Omit from paragraph (c) of the definition of “officer” in sub-section (1) “member of the Australian Federal Police or”, substitute “member or special member of the Australian Federal Police or a member”.
<i>Courts-Martial Appeals Act 1955</i> . . . . .	Section 32— Omit from sub-section (3) “member of the Australian Federal Police or”, substitute “member or special member of the Australian Federal Police or a member”.
<i>Crimes Act 1914</i> . . . . .	Section 3— (1) Insert “or special member” after “member” in paragraph (b) of the definition of “Commonwealth officer”. (2) Omit “member of the Australian Federal Police or” from the definition of “Constable”, substitute “member or special member of the Australian Federal Police or a member”. Section 81— Insert “or special member” after “member” in paragraph (a) of sub-section (3).

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**SCHEDULE—continued**

Acts	Amendments
<i>Crimes (Biological Weapons) Act 1976</i>	Section 9— Omit from sub-section (4) “member of the Australian Federal Police or”, substitute “member or special member of the Australian Federal Police or a member”.
<i>Crimes (Internationally Protected Persons) Act 1976</i>	Section 11— Omit from sub-section (1) “member of the Australian Federal Police or”, substitute “member or special member of the Australian Federal Police or a member”.
<i>Defence Act 1903</i>	Section 79— Omit “member of the Australian Federal Police or” (wherever occurring), substitute “member or special member of the Australian Federal Police or member”. Section 82— Insert in sub-section (4) “or special member” after “member” (second occurring). Section 114— Omit “member of the Australian Federal Police”, substitute “member or special member of the Australian Federal Police”. Section 122— Omit “member of the Australian Federal Police”, substitute “member or special member of the Australian Federal Police”.
<i>Defence (Re-establishment) Act 1965</i>	Section 17— Omit from the definition of “constable” in sub-section (1) “member of the Australian Federal Police or”, substitute “member or special member of the Australian Federal Police or a member”.
<i>Defence (Special Undertakings) Act 1952</i>	Section 4— Omit “member of the Australian Federal Police or” from the definition of “constable”, substitute “member or special member of the Australian Federal Police or a member”.
<i>Defence (Visiting Forces) Act 1963</i>	Section 19— Omit from sub-section (1) “member of the Australian Federal Police or”, substitute “member or special member of the Australian Federal Police or a member”. Section 20— Omit from sub-section (1) “member of the Australian Federal Police or”, substitute “member or special member of the Australian Federal Police or a member”.
<i>Diplomatic Privileges and Immunities Act 1967</i>	Section 7— Insert “and special members” after “members” (first occurring) in paragraph (c) of sub-section (2).
<i>Excise Act 1901</i>	Section 4— Omit from sub-section (2) “member of the Australian Federal Police or”, substitute “member or special member of the Australian Federal Police or a member”.
<i>Extradition (Commonwealth Countries) Act 1966</i>	Section 24— Omit from sub-section (2) “members of the Australian Federal Police or”, substitute “members and special members of the Australian Federal Police and all members”. Schedule 2— Omit from Forms 3, 4, 5, 7 and 8 “members of the Australian Federal Police”, substitute “members and special members of the Australian Federal Police”.

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**SCHEDULE—continued**

Acts	Amendments
<i>Extradition (Foreign States) Act 1966</i>	Schedule 2— Omit from Forms 3, 4 and 5 “members of the Australian Federal Police”, substitute “members and special members of the Australian Federal Police”.
<i>Fisheries Act 1952</i>	Section 4— Omit “member of the Australian Federal Police or” from paragraph (c) of the definition of “officer”, substitute “member or special member of the Australian Federal Police or a member”.
<i>Great Barrier Reef Marine Park Act 1975</i>	Section 44— Insert “or special member” after “member”.
<i>Lands Acquisition Act 1955</i>	Section 16— Insert in sub-section (2) “or special member” after “member”. Section 57— Insert “or special member” after “member”.
<i>National Parks and Wildlife Conservation Act 1975</i>	Section 38— Omit “member of the Australian Federal Police or”, substitute “member or special member of the Australian Federal Police or member”.
<i>Navigation Act 1912</i>	Section 6— Omit from the definition of “officer of police” in sub-section (1) “member of the Australian Federal Police or”, substitute “member or special member of the Australian Federal Police or a member”.
<i>Passports Act 1938</i>	Section 5— Omit from the definition of “officer” in sub-section (1) “member of the Australian Federal Police or”, substitute “member or special member of the Australian Federal Police, any member”.
<i>Public Order (Protection of Persons and Property) Act 1971</i>	Section 4— (1) Omit “a Police Force” from the definition of “constable”, substitute “the Australian Federal Police or of the Police Force of a State or Territory”. (2) Add at the end thereof the following sub-section: “(2) References in this Act to a member of the Australian Federal Police shall be read as including references to a special member of the Australian Federal Police.”.
<i>Quarantine Act 1908</i>	Section 31— Omit from sub-section (3) “member of the Australian Federal Police or”, substitute “member or special member of the Australian Federal Police or a member”.
<i>Removal of Prisoners (Australian Capital Territory) Act 1968</i>	Section 3— Insert “a member or special member” before “of the Australian” in the definition of “constable” in sub-section (1).
<i>Removal of Prisoners (Territories) Act 1923</i>	Section 2— Omit from the definition of “constable” in sub-section (1) “member of the Australian Federal Police or”, substitute “member or special member of the Australian Federal Police or a member”.
<i>Reserve Bank Act 1959</i>	Section 32— Omit “member of the Australian Federal Police or” from the definition of “constable”, substitute “member or special member of the Australian Federal Police or a member”.

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**SCHEDULE—continued**

Acts	Amendments
<i>Service and Execution of Process Act 1901</i>	Section 26A— Omit from the definition of “constable” in sub-section (1) “member of the Australian Federal Police or”, substitute “member or special member of the Australian Federal Police or a member”.
<i>States Receipts Duties (Administration) Act 1970</i>	Section 50— Omit from sub-section (5) “member of the Australian Federal Police or”, substitute “member or special member of the Australian Federal Police, or a member”.
<i>Trading with the Enemy Act 1939</i> . . . . .	Section 3— Omit from the definition of “constable” in sub-section (1) “member of the Australian Federal Police or”, substitute “member or special member of the Australian Federal Police and a member”.
<i>Treasury Bills Act 1914</i> . . . . .	Section 14— Omit “member of the Australian Federal Police or”, substitute “member or special member of the Australian Federal Police or a member”.