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

**No. 70 of 1980**

**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.

**SCHEDULE** Section 3

AMENDMENTS OF ACTS

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| Acts | Amendments |
| *Atomic Energy Act* 1953 | 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”. |
| *Australian National Railways Act* 1917 | 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”. |
| *Bankruptcy Act* 1966 | 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”. |
| *Canberra Water Supply (Googong Dam) Act* 1914 | Section 23— |
| Insert “or special member” after “member” in paragraph (d). |
| *Commonwealth Prisoners Act* 1967 | 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”. |
| *Consular Privileges and Immunities Act* 1972 | 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”. |
| *Continental Shelf (Living Natural Resources) Act* 1968 | 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”. |
| *Courts-Martial Appeals Act* 1955 | 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”. |
| *Crimes Act* 1914 | 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). |

**SCHEDULE**—continued

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| Acts | Amendments |
| *Crimes (Biological Weapons) Act* 1976 | 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”. |
| *Crimes (Internationally Protected Persons) Act* 1976 | 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”. |
| *Defence Act* 1903 | 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”. |
| *Defence (Re-establishment) Act* 1965 | 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”. |
| *Defence (Special Undertakings) Act* 1952 | 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”. |
| *Defence (Visiting Forces) Act* 1963 | 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”. |
| *Diplomatic Privileges and Immunities Act* 1967 | Section 7— |
| Insert “and special members” after “members” (first occurring) in paragraph (c) of sub-section (2). |
| *Excise Act* 1901 | 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”. |
| *Extradition (Commonwealth Countries) Act* 1966 | 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”. |

**SCHEDULE**—continued

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| Acts | Amendments |
| *Extradition (Foreign States) Act* 1966 | 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”. |
| *Fisheries Act* 1952 | 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”. |
| *Great Barrier Reef Marine Park Act* 1975 | Section 44— |
| Insert “or special member” after “member”. |
| *Lands Acquisition Act* 1955 | Section 16—  Insert in sub-section (2) “or special member” after “member”. |
| Section 57— |
| Insert “or special member” after “member”. |
| *National Parks and Wildlife Conservation Act* 1975 | Section 38— |
| Omit “member of the Australian Federal Police or”, substitute “member or special member of the Australian Federal Police or member”. |
| *Navigation Act* 1912 | 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”. |
| *Passports Act* 1938 | 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”. |
| *Public Order (Protection of Persons and Property) Act* 1971 | 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.”. |
| *Quarantine Act* 1908 | 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”. |
| *Removal of Prisoners (Australian Capital Territory) Act* 1968 | Section 3— |
| Insert “a member or special member” before “of the Australian” in the definition of “constable” in sub-section (1). |
| *Removal of Prisoners (Territories) Act* 1923 | 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”. |
| *Reserve Bank Act* 1959 | 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”. |

**SCHEDULE**—continued

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| Acts | Amendments |
| *Service and Execution of Process Act* 1901 | 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”. |
| *States Receipts Duties (Administration) Act* 1970 | 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”. |
| *Trading with the Enemy Act* 1939 | 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”. |
| *Treasury Bills Act* 1914 | Section 14— |
| Omit “member of the Australian Federal Police or”, substitute “member or special member of the Australian Federal Police or a member”. |