



Australian Crime Commission Amendment (Witness Expenses) Regulations 2017

I, General the Honourable Sir Peter Cosgrove AK MC (Ret'd), Governor-General of the Commonwealth of Australia, acting with the advice of the Federal Executive Council, make the following regulations.

Dated 23 March 2017

Peter Cosgrove
Governor-General

By His Excellency's Command

Michael Keenan
Minister for Justice

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1 Name

This instrument is the *Australian Crime Commission Amendment (Witness Expenses) Regulations 2017*.

2 Commencement

- (1) Each provision of this instrument specified in column 1 of the table commences, or is taken to have commenced, in accordance with column 2 of the table. Any other statement in column 2 has effect according to its terms.

Commencement information		
Column 1	Column 2	Column 3
Provisions	Commencement	Date/Details
1. The whole of this instrument	The day after this instrument is registered.	30 March 2017

Note: This table relates only to the provisions of this instrument as originally made. It will not be amended to deal with any later amendments of this instrument.

- (2) Any information in column 3 of the table is not part of this instrument. Information may be inserted in this column, or information in it may be edited, in any published version of this instrument.

3 Authority

This instrument is made under the *Australian Crime Commission Act 2002*.

4 Schedules

Each instrument that is specified in a Schedule to this instrument is amended or repealed as set out in the applicable items in the Schedule concerned, and any other item in a Schedule to this instrument has effect according to its terms.

Schedule 1—Amendments

Australian Crime Commission Regulations 2002

1 After regulation 3A

Insert:

3B Prescribed allowance for travelling and other expenses—complying with a notice under section 21A of the Act

For the purposes of section 21F of the Act, the following allowances are prescribed:

- (a) for a person's travel to appear before an examiner or member of the staff of the ACC—such amount as is reasonable:
 - (i) in respect of the person's conveyance to and from the place at which the person so attends; and
 - (ii) if the person is required to be absent overnight from the person's usual place of residence—for meals and accommodation;
- (b) for other expenses incurred in a person's appearance before an examiner or member of the staff of the ACC:
 - (i) in the case of a person remunerated by wages, salary or fee—such amount as is lost by the person's appearance before the examiner or staff member; and
 - (ii) in any other case—\$25.00 per hour of the person's appearance before the examiner or staff member.

2 Subregulation 5(2)

Omit “High Court Rules” (wherever occurring), substitute “*Royal Commissions Regulations 2001*”.

3 After regulation 10

Insert:

11 Application—*Australian Crime Commission Amendment (Witness Expenses) Regulations 2017*

The amendments made by Schedule 1 to the *Australian Crime Commission Amendment (Witness Expenses) Regulations 2017* apply to an appearance before an examiner or member of the staff of the ACC that occurs on or after the day that Schedule commences.

4 Clause 1 of Schedule 2

Omit “High Court Rules”, substitute “*Royal Commissions Regulations 2001*”.

5 Paragraph 2(a) of Schedule 2

Omit “such amount as is provided for in the High Court Rules in relation to expenses of witnesses so remunerated”, substitute “such amount as is lost by the witness's attendance”.

6 Paragraph 2(b) of Schedule 2

Omit “High Court Rules”, substitute “*Royal Commissions Regulations 2001*”.