

Law Enforcement Integrity Commissioner Amendment (Office of the Special Investigator and Other Measures) Regulations 2021

I, General the Honourable David Hurley AC DSC (Retd), Governor‑General of the Commonwealth of Australia, acting with the advice of the Federal Executive Council, make the following regulations.

Dated 09 December 2021

David Hurley

Governor‑General

By His Excellency’s Command

Michaelia Cash

Attorney‑General

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1 Name

This instrument is the *Law Enforcement Integrity Commissioner Amendment (Office of the Special Investigator and Other Measures) Regulations 2021*.

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. | 14 December 2021 |

Note: This table relates only to the provisions of this instrument as originally made.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 *Law Enforcement Integrity Commissioner Act 2006*.

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Each instrument that is specified in a Schedule to this instrument is amended or repealed as set out in the applicable items in the Schedule concerned, and any other item in a Schedule to this instrument has effect according to its terms.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

Law Enforcement Integrity Commissioner Regulations 2017

1 Section 5

Insert:

***Office of the Special Investigator*** means the Office of the Special Investigator, established as an Executive Agency under section 65 of the *Public Service Act 1999*.

2 Section 5A

Omit “For”, substitute “(1) For”.

3 Section 5A (at the end of the table)

Add:

|  |  |  |
| --- | --- | --- |
| 5 | Office of the Special Investigator | The Director‑General of the Office of the Special Investigator |

4 At the end of section 5A

Add:

(2) This section is repealed at the start of 1 October 2024.

5 Section 6A

Omit “For”, substitute “(1) For”.

6 At the end of section 6A

Add:

; (e) the Office of the Special Investigator.

(2) This section is repealed at the start of 1 October 2024.

7 Subsection 7A(3) (at the end of the table)

Add:

|  |  |  |  |
| --- | --- | --- | --- |
| 5 | Office of the Special Investigator | Persons who are any of the following:  (a) the Director‑General of the Office of the Special Investigator;  (b) the Special Investigator for the Office of the Special Investigator;  (c) the Director of Investigations for the Office of the Special Investigator;  (d) persons engaged under the *Public Service Act 1999* to assist in the performance of the Office of the Special Investigator’s functions;  (e) persons seconded to the Office of the Special Investigator under section 40F of the *Australian Federal Police Act 1979*;  (f) persons whose services are made available to the Office of the Special Investigator, by or on behalf of the following (whether located within or outside Australia):  (i) a Commonwealth entity (within the meaning of the *Public Governance, Performance and Accountability Act 2013*);  (ii) a government agency (within the meaning of the *Law Enforcement Integrity Commissioner Act 2006*);  other than the AFP, to assist in the performance of the Office of the Special Investigator’s functions;  (g) persons engaged as consultants or contractors to assist in the performance of the Office of the Special Investigator’s functions. | A person referred to in paragraph (e) or (f) of column 2 of this item |

8 At the end of section 7A

Add:

(4) This section is repealed at the start of 1 October 2024.