



SOUTH AUSTRALIA POLICE
KEEPING SA SAFE

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10 April 2014

Ms Sophie Dunstone
Committee Secretariat
Legal and Constitutional Affairs Legislation Committee
PO Box 6100,
Parliament House
CANBERRA ACT 2600

Re: Inquiry into the Crimes Legislation Amendment (Unexplained Wealth and Other Measures) Bill 2014 (Provisions)

I refer to your correspondence of 12 March to the Commissioner, South Australia Police inviting submissions addressing issue that may be of relevance to your Inquiry into the Crime Legislation Amendment (Unexplained Wealth and Other Measures) Bill 2014 (Provisions)

On behalf of the Commissioner I thank you for providing South Australia Police the opportunity to consider the matter and offer comment.

Since June 2012, South Australia Police and the Crown Solicitor's Office, (South Australia) has sought to engage the Commonwealth and the other States and Territories on the need to reach agreement to:

- (i) introduce legislation and other measures to improve information sharing between the jurisdictions for unexplained wealth purposes; and
- (ii) introduce legislation to provide comprehensive mutual recognition of unexplained wealth laws.

Clause 31 of the bill endeavours to support this. However it should be noted that the South Australian UEW provisions are not included within the *Criminal Assets Confiscation Act 2005 (SA)*. The *Serious and Organised Crime (Unexplained Wealth) Act 2009* is a standalone Act, therefore recognition between the Commonwealth and State provisions would require consideration of stipulating the South Australian legislation as 'corresponding law'.

South Australia Police recommends the introduction of legislation that provides comprehensive mutual recognition of unexplained wealth laws and strongly supports the proposal of enhancing the ability of law enforcement to share information obtained under the Proceeds of Crime Act with state, territory and foreign authorities.

Yours sincerely

Tom Osborn
Detective Chief Superintendent
CRIME SERVICE