



Australian Government
Attorney-General's Department

EC23-003052

31 October 2023

Senator Helen Polley
Chair
Parliamentary Joint Committee on Law Enforcement
PO Box 6100
Parliament House
Canberra ACT 2600

Dear Senator,

I wish to correct evidence I provided at the Parliamentary Joint Committee on Law Enforcement public hearing on the 26 September 2023. In response to a question by Senator Shoebridge, I indicated that there was a requirement to establish a predicate offence before seeking an unexplained wealth order in the state of Queensland.

There is no requirement under the *Criminal Proceeds Confiscation Act 2002* (Qld) to establish that a person has been charged or convicted of an offence when seeking an unexplained wealth order. It is, however, a requirement to provide evidence of a reasonable suspicion of underlying criminal activity when seeking an unexplained wealth order. It is for the court to determine whether the suspicion held is reasonable.

Kind Regards

Alexander Engel
Assistant Secretary
Transnational Crime Branch