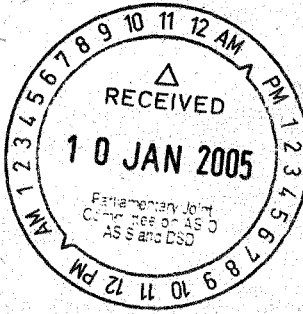
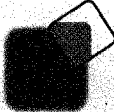


22 December 2004



 NSW Ombudsman

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Ms Margaret Swieringa  
Secretary  
Parliamentary Joint Committee on ASIO, ASIS and DSD  
Parliament House  
Canberra ACT 2600

ABN 76 325 886 267

Submission No:.....  
Date Received: 10/1/05.....  
Secretary: *M. Swieringa*.....

Dear Ms Swieringa

**Review of the Australian Security Intelligence Organisation (ASIO) Questioning  
and Detention Powers**

I refer to your letter of 14 December 2004.

Thank you for the information paper on ASIO's questioning and detention powers and for the opportunity to make a submission.

I do not believe there are any issues we wish to take up. I note that in relation to the jurisdiction of this Office if custody and subsequent detention powers are exercised by any member of the NSW Police they ought to be consistent with applicable police practices and procedures in relation to custody of persons, save where such practices are inconsistent with the terms of the warrant or the Section 34D warrant protocol.

Thank you for your assistance.

Yours sincerely

Bruce Barbour  
Ombudsman