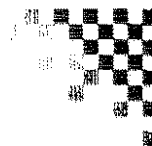




QUEENSLAND POLICE SERVICE

DEPUTY COMMISSIONER
DEPUTY CHIEF EXECUTIVE (OPERATIONS)
200 ROMA STREET BRISBANE QLD 4000 AUSTRALIA
GPO BOX 1440 BRISBANE QLD 4001 AUSTRALIA
TELEPHONE: 07 3364 6364 FACSIMILE: 07 3364 4053



Our Ref:

Your Ref:

23 NOV 2006

Ms J Morris
Acting Secretary
Legal and Constitutional Affairs Committee
Department of the Senate
PO Box 6100
Parliament House
Canberra ACT 2600

LegCon.Sen@aph.gov.au

Dear Ms Morris

I refer to your invitation of 2 November 2006 to the Queensland Police Service (the Service) to make submissions to the Senate's Legal and Constitutional Affairs Committee inquiry into the *Anti-Money Laundering and Counter-Terrorism Financing Bill 2006*. In response, the following issues are raised for your consideration.

Part 12 - Offences

Under this part, a person commits an offence for providing or producing false or misleading information to a reporting entity or a person acting on a reporting entity's behalf. An amendment needs to be sought to provide that person does not commit an offence where the false or misleading information or false name is given for legitimate law enforcement purposes, for example, when a covert police officer operates an account under an assumed name to maintain his or her covert identity.

Part 13 - Audit

The Bill should permit Austrac authorised officers to notify a relevant law enforcement agency if they discover evidence that may be an offence under State or Commonwealth law.

Section 148(2)(b)(ii) of the Bill provides for the securing of a thing in order to prevent it from being concealed, lost or destroyed before a warrant to seize the item is obtained. It may be necessary, in urgent circumstances, for an Austrac authorised officer to be able to seize the thing without a warrant where securing the thing would be ineffective in preventing concealment, loss or destruction. This seizure may need to be subjected to post seizure approval to retain the thing.



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The Service's contact officer for this matter is Acting Senior Sergeant Robert Utz, Legislation Development Unit, telephone 30155983, facsimile 30155950 or email Utz.RobertD@police.qld.gov.au.

Thank you for the opportunity to comment on the Bill.

Yours sincerely



**R P CONDER
DEPUTY COMMISSIONER
DEPUTY CHIEF EXECUTIVE (OPERATIONS)**