



**The Law Society
of New South Wales**

ACN 000 000 699

Our Ref: RBGMM1242790

20 October 2005

Committee Secretary
Senate Legal and Constitutional Committee
Department of the Senate
Parliament House
Canberra ACT 2600
Australia

By Email: legcon.sen@aph.gov.au

Dear Secretary,


Re: Law and Justice Legislation Amendment (Video Link Evidence and Other Measures) Bill 2005

Thank you for the opportunity to make submissions on the *Law and Justice Legislation Amendment (Video Link Evidence and Other Measures) Bill 2005*.

The Law Society's Criminal Law Committee ('the Committee') has reviewed the Bill. The Committee opposes the proposed amendments to section 23YUD, which remove the limitation of inter-jurisdictional matching of DNA profiles to circumstances where there is a specific identifiable investigation.

The Committee sees no justification why DNA that is provided for a specific purpose by a volunteer should then be made available for investigations of any offence. The Committee's view is that the DNA information transmitted between the jurisdictions should only relate to the investigation of specific matters.

Yours sincerely,



John McIntyre
President

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