



QUEENSLAND COUNCIL FOR CIVIL LIBERTIES

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29 January, 2007

Committee Secretary
Senate Legal and Constitutional Affairs Committee
Department of the Senate
PO Box 6100
Parliament House
CANBERRA ACT 2600

via email: legcon.scn@aph.gov.au

Dear Madam/Sir

Inquiry into the Crimes Legislation Amendment (National Investigative Powers and Witness Protection) Bill 2006

We refer to our previous submissions concerning this legislation and apologise for any inconvenience caused by this further submission.

The Council has had the opportunity to review the submission of the Law Council of Australia to the Committee dated 19 January 2007.

We respectfully adopt the comments of the Law Council in relation to assumed identities and witness identity protection.

The Law Council's submission in relation to delayed notification search warrants also draws to the writer's attention a number of significant concerns about delayed notification search warrant which have caused the writer to revise the assessment made in the previous submission that there might be some argument for these warrants.

Even if it were accepted that there is a case for these warrants we would submit not only all the safe guards made in our previous submission should be applied but the further matters raised by the Law Council should also be applied.

In particular, if these warrants are to be introduced it should be a requirement as we said in our earlier submission that they be a measure of last resort. In other words in each application the police ought to be required to prove that there is no other alternative to the issuing of such a warrant.

29.01.07.MJC:W\508820P196.DOC *Watching them while they are watching you!*

We trust this is of assistance to you.

Yours faithfully

Michael Cope
President
For and on behalf of the
Queensland Council for Civil Liberties

