



WESTERN AUSTRALIA POLICE

OFFICE OF DEPUTY COMMISSIONER

POLICE HEADQUARTERS
6TH FLOOR
2 ADELAIDE TERRACE, EAST PERTH
WESTERN AUSTRALIA 6004
TELEPHONE : (08) 9222 1544
FACSIMILE : (08) 9222 1380

Your Ref:
Our Ref:
Inquiries:

Chairman
Standing Committee on Legal and
Constitutional Affairs
Parliament House
CANBERRA ACT 2601

Dear Chairman

I refer to your correspondence dated 18 September 2009 inviting Commissioner O'Callaghan to consider making a submission to the Parliamentary Inquiry into the Telecommunications (Interception and Access) Amendment Bill 2009 that has been referred by the Senate to your committee for inquiry. Commissioner O'Callaghan has noted your request and has asked me to respond on his behalf.

The Amendment Bill has been considered by our State Intelligence Division and Internal Affairs Unit who are generally responsible for the administration of the current legislation within the Western Australia Police and I can advise that the Amendment Bill is supported by the Western Australia Police with the following comments -

- The Amendment Bill proposes to incorporate a provision to allow the production of evidentiary certificates for Historical and Perspective Data (triangulations, CCR's and Reverse CCR's), this will allow for them to be introduced as evidence which is not currently provided for in the existing legislation; and
- The Network Protection provision of this Bill now provides clarity and direction in relation to a number of activities that the Western Australia Police currently undertake and therefore removes existing ambiguity.

Thank you for the opportunity to be able to comment on the Amendment Bill and any new legislation which provides law enforcement agencies with additional powers to fight crime on all levels is supported.

Yours sincerely

C J DAWSON APM
DEPUTY COMMISSIONER

15 October 2009