



Australian Crime Commission (Queensland) Act 2003

Australian Crime Commission (Queensland) Regulation 2004

Current as at 7 November 2004

Reprint note

This is the last reprint before expiry. Expired on 31 August 2016. See SIA s 56A(2) and SIR s 3 sch 2 pt 2.



Queensland

Australian Crime Commission (Queensland) Regulation 2004

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Australian Crime Commission (Queensland) Regulation 2004

1 Short title

This regulation may be cited as the *Australian Crime Commission (Queensland) Regulation 2004*.

2 Commencement

This regulation commences on 7 November 2004.

3 Definitions

In this regulation—

Commonwealth regulation means the *Australian Crime Commission Regulations 2002* (Cwlth).

judge means—

- (a) a judge of the Federal Court; or
- (b) a judge of a court of the State.

4 Service of summons to appear before an examiner

- (1) This section prescribes the ways of serving a summons for section 23(1) and (2) of the Act.
- (2) If the person named in the summons is a natural person—
 - (a) tendering a copy of the summons to the person, or if on tender of the copy the person refuses to accept it, putting it down in the presence of the person or leaving it at or upon the place or premises where the person is; or
 - (b) if service in the way specified in paragraph (a) is not practicable—
 - (i) leaving a copy of the summons at the last known or usual place of residence or business of the person with another person who is, or is reasonably

- believed to be, over the age of 16 years and is, or is reasonably believed to be, residing, or employed, at that place; or
- (ii) sending a copy of the summons by registered post or certified mail to the person at the last known or usual place of residence or business of the person or at the last known or usual postal address of the person; or
- (c) if a judge has, subject to subsection (4), given a direction that the summons should be served in this way—
- (i) leaving a copy of the summons with another person identified in the direction, being a person who, in the opinion of the judge, is likely to bring the contents of the summons to the notice of the person; or
 - (ii) sending it by registered post or certified mail to an address specified in the direction, being the address of a place that the judge has reasonable grounds to believe to be a place frequented by the person.
- (3) If the person named in the summons is a body corporate—
- (a) tendering a copy of the summons to a person who is, or is reasonably believed to be, an officer of, or in the service of, the body corporate and is, or is reasonably believed to be, over the age of 16 years at the head office, a registered office, a principal office or a principal place of business of the body corporate; or
 - (b) if on tender of the copy the person refuses to accept it, leaving it at or upon the premises; or
 - (c) sending a copy of the summons by registered post or certified mail to the head office, a registered office, a principal office or a principal place of business of the body corporate or at a postal address of the body corporate.
- (4) A judge must not give a direction referred to in subsection (2)(c) in relation to the service of a summons on a

person unless the judge is satisfied upon information given in writing by an examiner, that—

- (a) service of the summons on the person in a way specified in subsection (2)(a) or (b) has not been, or is not likely to be, successful; and
- (b) there is a likelihood that service of the summons in a way specified in subsection (2)(c) would result in the summons coming to the notice of the person.

5 Warrant for arrest of witness—Act, s 24

A warrant issued under section 24(1) of the Act for the apprehension of a person must be in the same form, with necessary changes, as the form of warrant prescribed from time to time under the Commonwealth regulation, regulation 8.

6 Search warrant—Act, s 29

A warrant issued by an issuing officer under section 29 of the Act must be in the same form, with necessary changes, as the form of warrant prescribed from time to time under the Commonwealth regulation, regulation 3.

1 Index to endnotes

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2 Date to which amendments incorporated

This is the reprint date mentioned in the Reprints Act 1992, section 5(c). However, no amendments have commenced operation on or before that day. Future amendments of the **Australian Crime Commission (Queensland) Regulation 2004** may be made in accordance with this reprint under the Reprints Act 1992, section 49.

3 Key

Key to abbreviations in list of legislation and annotations

Key	Explanation	Key	Explanation
AIA	= Acts Interpretation Act 1954	(prev)	= previously
amd	= amended	proc	= proclamation
amd	= amendment	prov	= provision
t			
ch	= chapter	pt	= part
def	= definition	pubd	= published
div	= division	R[X]	= Reprint No. [X]
exp	= expires/expired	RA	= Reprints Act 1992
gaz	= gazette	reloc	= relocated
hdg	= heading	renu	= renumbered
		m	
ins	= inserted	rep	= repealed

Key	Explanation	Key	Explanation
lap	= lapsed	(retro	= retrospectively)
notf	= notified	rv	= revised edition
d		s	= section
num	= numbered	sch	= schedule
o in	= order in council	sdiv	= subdivision
c		SIA	= Statutory Instruments Act 1992
om	= omitted	SIR	= Statutory Instruments Regulation 2002
orig	= original	SL	= subordinate legislation
p	= page	sub	= substituted
para	= paragraph	unnu	= unnumbered
prec	= preceding	m	
pres	= present		
prev	= previous		

4 Table of reprints

Reprints are issued for both future and past effective dates. For the most up-to-date table of reprints, see the reprint with the latest effective date.

If a reprint number includes a letter of the alphabet, the reprint was released in unauthorised, electronic form only.

Reprint No.	Amendments included	Effective	Notes
1	none	7 November 2004	

5 List of legislation

Australian Crime Commission (Queensland) Regulation 2004 SL No. 235

made by the Governor in Council on 4 November 2004

notfd gaz 5 November 2004 pp 813–5

ss 1–2 commenced on date of notification

remaining provisions commenced 7 November 2004 (see s 2)

exp 31 August 2016 (see SIA s 56A(2) and SIR s 3 sch 2 pt 2)

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