



MESSAGE No. 79

Mr Speaker

The Legislative Council acquaints the Legislative Assembly that it has agreed to the *Bail Amendment (Persons Linked to Terrorism) Bill 2018* subject to the amendments contained in the Schedule annexed; in which amendments the Legislative Council desires the concurrence of the Legislative Assembly.

A handwritten signature in blue ink, appearing to read "Kate Doust".

Hon Kate Doust
President of the Legislative Council

Legislative Council Chamber
Perth, 2 April 2019

No. 1

Clause 11, page 8, after line 6 — To insert:

66D. Annual report to include information about application of s. 66C

- (1) The accountable authority, as defined in the *Financial Management Act 2006*, of the department of the Public Service principally assisting in the administration of this Act must, in each annual report submitted under the *Financial Management Act 2006* Part 5, include information relating to action taken under section 66C(1) in proceedings on a case for bail in the financial year to which the annual report relates.
- (2) The information referred to in subsection (1) must, without disclosing terrorist intelligence information, specify —
 - (a) the number of proceedings in which action was taken under section 66C(1); and
 - (b) in each of those proceedings whether the accused had access to the terrorist intelligence information received by the judicial officer and whether —
 - (i) evidence by or on behalf of the accused was received; and
 - (ii) argument by or on behalf of the accused was heard.

No. 2

New Clause 11A, page 8, after line 7 — To insert:

11A. Section 67A inserted

After section 67 insert:

67A. Review of amendments made by *Bail Amendment (Persons Linked to Terrorism) Act 2019*

- (1) The Minister must review the operation and effectiveness of the amendments made to this Act by the *Bail Amendment (Persons Linked to Terrorism) Act 2019* and prepare a report based on the review —
 - (a) as soon as practicable after the 3rd anniversary of the day on which the *Bail Amendment (Persons Linked to Terrorism) Act 2019* section 12 comes into operation; and
 - (b) after that, at intervals of not more than 3 years.
- (2) The Minister must cause the report to be laid before each House of Parliament as soon as practicable after it is prepared, but not later than 90 days after the 3rd anniversary or the expiry of the period of 3 years, as the case may be.



Clerk of the Legislative Council