



Australian Capital Territory

Crimes (Forensic Procedures) Regulations 2000

Subordinate Law 2000 No 56

The Australian Capital Territory Executive makes the following regulations
under the *Crimes (Forensic Procedures) Act 2000*.

Dated 15 December 2000.

GARY HUMPHRIES
Minister

MICHAEL MOORE
Minister

1 Name of regulations

These regulations are the *Crimes (Forensic Procedures) Regulations 2000*.

2 Commencement

These regulations commence on the day they are notified in the Gazette.

3 Definitions for regulations

In these regulations:

forensic scientist means a person engaged (whether as an employee or otherwise) in that capacity by—

- (a) the Australian Federal Police; or
- (b) the police force or police service of a State.

forensic technician means a person engaged (whether as an employee or otherwise) in that capacity by—

- (a) the Australian Federal Police; or
- (b) the police force or police service of a State.

the Act means the *Crimes (Forensic Procedures) Act 2000*.

Note A definition in this regulation applies to the entire regulations unless the definition, or another provision of the regulations, provides otherwise or the contrary intention otherwise appears (see *Interpretation Act 1967*, s 11F and s 11G, as applied by the *Subordinate Laws Act 1989*, s 9).

4 Appropriately qualified persons

For section 13 of the Act, a person mentioned in an item in Schedule 1 is qualified to carry out a forensic procedure mentioned in the item.

SCHEDULE 1

(See reg 4)

APPROPRIATELY QUALIFIED PERSONS

column 1 item	column 2 forensic procedure	column 3 appropriately qualified people for procedure
1	external examination of— <ul style="list-style-type: none"> • genital or anal area • buttocks • breasts of female or transgender person who identifies as female 	<ul style="list-style-type: none"> • forensic scientist • forensic technician
2	taking sample of saliva or sample by buccal swab	<ul style="list-style-type: none"> • forensic scientist • forensic technician • police officer
3	taking photograph of, or impression or cast of, wound from— <ul style="list-style-type: none"> • genital or anal area • buttocks • breasts of female or transgender person who identifies as female 	<ul style="list-style-type: none"> • forensic scientist • forensic technician
4	external examination of part of body (other than— <ul style="list-style-type: none"> • genital or anal area • buttocks • breasts of female or transgender person who identifies as female) that requires touching of body or removal of clothing	<ul style="list-style-type: none"> • forensic scientist • forensic technician • police officer
5	taking sample of hair (other than pubic hair)	<ul style="list-style-type: none"> • forensic scientist • forensic technician
6	taking sample from nail or from under nail	<ul style="list-style-type: none"> • forensic scientist • forensic technician
7	taking sample by swab or washing from any external part of body (other than— <ul style="list-style-type: none"> • genital or anal area • buttocks • breasts of female or transgender person who identifies as a female) 	<ul style="list-style-type: none"> • forensic scientist • forensic technician
8	taking sample by vacuum suction, scraping	<ul style="list-style-type: none"> • forensic scientist

SCHEDULE 1—continued

column 1 item	column 2 forensic procedure	column 3 appropriately qualified people for procedure
	or lifting by tape from any external part of body (other than— <ul style="list-style-type: none"> • genital or anal area • buttocks • breasts of female or transgender person who identifies as female) 	<ul style="list-style-type: none"> • forensic technician
9	taking handprint, fingerprint, footprint or toepoint	<ul style="list-style-type: none"> • forensic scientist • forensic technician • police officer
10	taking photograph of, or impression or cast of wound from, external part of body (other than— <ul style="list-style-type: none"> • genital or anal area • buttocks • breasts of female or transgender person who identifies as female) 	(a) <i>for a photograph</i> <ul style="list-style-type: none"> • doctor • forensic scientist • forensic technician • police officer (b) <i>for an impression or cast of a wound</i> <ul style="list-style-type: none"> • doctor • forensic scientist • forensic technician

Note 1 **Police officer** and **doctor** are defined in the *Interpretation Act 1967*, dictionary.

Note 2 People mentioned in column 3 as appropriately qualified for the applicable procedure are additional to those mentioned in section 53 of the Act.

Endnote

Notification

1 Notified in Gazette 2000 No S69 on 21 December 2000.