



Australian Capital Territory

# **Crimes (Forensic Procedures) Regulations 2000**

**SL2000-56**

made under the

**Crimes (Forensic Procedures) Act 2000**

**Republication No 1 (RI)**

**Effective: 15 June 2001 – 25 July 2001**

Republication date of printed version: 15 June 2001

Reissued electronically: 27 May 2022

Regulations not amended

## **The republished law**

This is a republication of the *Crimes (Forensic Procedures) Regulations 2000*, made under the *Crimes (Forensic Procedures) Act 2000*, effective from 15 June 2001 to 25 July 2001.

## **Kinds of republications**

The Parliamentary Counsel's Office prepares 2 kinds of republications of ACT laws (see the ACT legislation register at [www.legislation.act.gov.au](http://www.legislation.act.gov.au)):

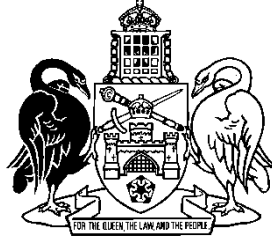
- authorised republications to which the *Legislation Act 2001* applies
- unauthorised republications.

The status of this republication appears on the bottom of each page.

## **Editorial changes**

The *Legislation (Republication) Act 1996*, section 13 authorises the Parliamentary Counsel to make textual amendments to a republished law when preparing an authorised republication. The amendments do not effect a substantive change in the law. The changes are editorial in nature and are made if the Parliamentary Counsel considers they are desirable in accordance with current legislative drafting practice.

This republication includes amendments made under section 13.



Australian Capital Territory

# Crimes (Forensic Procedures) Regulations 2000

made under the

**Crimes (Forensic Procedures) Act 2000**

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Australian Capital Territory

# **Crimes (Forensic Procedures) Regulations 2000**

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made under the

**Crimes (Forensic Procedures) Act 2000**

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## **1 Name of regulations**

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

## **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      Appropriately qualified persons**

(see reg 4)

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

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**SCHEDULE 1—continued**

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

*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.

## ENDNOTES

### 1 About this republication

This is a republication of the *Crimes (Forensic Procedures) Regulations 2000* as in force under the *Crimes (Forensic Procedures) Act 2000* on 15 June 2001. The regulations had not been amended up to that date.

Amending laws are annotated in the table of legislation and table of amendments.

The Parliamentary Counsel's Office currently prepares 2 kinds of republications of ACT laws: authorised printed republications to which the *Legislation (Republication) Act 1996* applies and unauthorised electronic republications. The status of this republication appears on the cover.

Section 13 of the *Legislation (Republication) Act 1996* authorises the Parliamentary Counsel, in preparing a law for republication, to make textual amendments of a formal nature which the Parliamentary Counsel considers desirable in accordance with current legislative drafting practice. The amendments do not effect a substantive change in the law.

In preparing this republication, amendments have been made under section 13.

Not all amendments made under section 13 are annotated in the table of amendments. Full details of any amendments can be obtained from the Parliamentary Counsel's Office.

### 2 Abbreviation key

#### Key to abbreviations in tables

am = amended	par = paragraph
amdt = amendment	pres = present
ch = chapter	prev = previous
cl = clause	(prev...) = previously
def = definition	prov = provision
div = division	pt = part
exp = expires/expired	r = rule/subrule
Gaz = Gazette	reg = regulation/subregulation
hdg = heading	renum = renumbered
ins = inserted/added	reloc = relocated
lap = lapsed	R[X] = Republication No
LRA = Legislation (Republication) Act 1996	s = section/subsection
mod = modified	sch = schedule
No = number	sdiv = subdivision
notfd = notified	sub = substituted
o = order	SL = Subordinate Law
om = omitted/repealed	sp = spent
orig = original	<u>underlining</u> = whole or part not commenced
p = page	



*Crimes (Forensic Procedures) Regulations 2000*

**3 Table of legislation**

**Crimes (Forensic Procedures) Regulations 2000 No 56**

notified 21 December 2000 (Gaz 2000 No S69)

commenced 21 December 2000 (s 2)

**4 Amendment history**

**Commencement**

s 2      om R1 (LRA)

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