

House of Representatives

Supplementary Order Paper

Tuesday, 9 December 2014

Countering Terrorist Fighters Legislation Bill

Proposed amendments

Rt Hon John Key, in Committee, to move the following amendments:

Heading to clause 4

In the heading to *clause 4*, replace “**section 45**” (page 3, line 5) with “**sections 45 and 46**”.

Clause 5

In *clause 5*, replace “**section 45**” (page 4, line 18) with “**section 46**”.

Clause 9: new section 4IF

After *clause 9*, new *section 4IF(1)(e)* (page 15, after line 11), insert:

- “(f) section 5AA (which permits the Director to delegate certain functions or powers relating to warrants, but not the function involved in applying for a warrant):
- “(g) section 5AAC (which requires delegations involving the execution of warrants to be entered in a register).

Explanatory note

This Supplementary Order Paper amends the Countering Terrorist Fighters Legislation Bill. The amendments adjust the heading to *clause 4* and a cross-reference in *clause 5* to account for the inclusion of *new section 46* of the Passports Act 1992.

The amendments also add new paragraphs that relate to delegations into *new section 4IF* of the New Zealand Security Intelligence Service Act 1969 (which lists certain provisions of that Act that will apply to authorisations to undertake warrantless surveillance). The addition of a reference to section 5AA will ensure that the Director cannot delegate any function or power involved in applying for

an authorisation, but can delegate a function or power involved in executing an authorisation. The addition of a reference to section 5AAC will require any delegation of a function or power involved in executing an authorisation to be entered in a register of delegations involving warrants.

Departmental disclosure statement

The Department of Prime Minister and Cabinet considers that a departmental disclosure statement is not required to be prepared for this Supplementary Order Paper.

Regulatory impact statement

The Department of Prime Minister and Cabinet considers that a regulatory impact statement is not required to be prepared for this Supplementary Order Paper.
