

# House of Representatives

# Supplementary Order Paper

Wednesday, 15 March 2017

## Intelligence and Security Bill

### *Proposed amendment*

Rt Hon Bill English, in Committee, to move the following amendment:

#### *Clause 47*

In *clause 47*, replace the definition of **serious crime** (page 50, lines 26 to 31) with:

**serious crime**,—

- (a) for the purposes of **section 55A**, means,—
  - (i) in relation to New Zealand, any offence punishable by 3 or more years' imprisonment; and
  - (ii) in relation to any other country, any offence that, if it occurred in New Zealand, would be an offence punishable by 3 or more years' imprisonment; and
- (b) for the purposes of **section 91P**, means,—
  - (i) in relation to New Zealand, any offence punishable by 2 or more years' imprisonment; and
  - (ii) in relation to any other country, an offence that, if it occurred in New Zealand, would be an offence punishable by 2 or more years' imprisonment

### Explanatory note

This Supplementary Order Paper amends the Intelligence and Security Bill by replacing the definition of serious crime in *clause 47*. The definition of serious crime is changed for the purposes of *clause 55A* to mean an offence punishable by 3 or more years' imprisonment (rather than 2 or more years' imprisonment, as currently in *clause 47*). This increased threshold will apply when relying on the harm in *clause*

*55A(2)(e)*, for the purposes of applying for the issue of a Type 1 intelligence warrant, or under *clause 113*, for permission to access restricted information.