



# REPORT: SECTION 15LD CRIMES ACT 1914

## ASSUMED IDENTITIES AUTHORISATIONS AND USE

1 July 2017- 30 June 2018

### Purpose of this Report

Part IAC of the *Crimes Act 1914* (the Act) provides a statutory scheme for the Chief Officer of law enforcement agencies, defined in section 15K of the Act to include the Department of Home Affairs (the Department), to grant authorities for law enforcement officers to acquire or use assumed identities where it is necessary for one or more purposes listed in subsection 15KB(2) of the Act.

Under Part IAC, the Chief Officer of each law enforcement agency and their delegate may (in accordance with section 15LH) grant an authority to acquire or use assumed identities.

This report complies with the requirements of section 15LD of the Act in relation to authorities for assumed identities acquired and used by authorised law enforcement officers in the Department under Part IAC of the Act.

Under subsection 15LD(1), the Department is required to provide a report to the Minister as soon as practicable after the end of the financial year, detailing:

- A. the number of authorities granted during the year
- B. a general description of the activities undertaken by authorised civilians and authorised law enforcement officers when using assumed identities under Part IAC during the year
- C. the number of applications for authorities that were refused during the year
- D. the number of authorities of which control was transferred by the Chief Officer under section 15KV during the year
- E. the number of authorities of which control was transferred to the Chief Officer under section 15KV during the year
- F. a statement whether or not any fraud or other unlawful activity was identified by an audit under section 15LG during the year
- G. any other information relating to authorities and assumed identities and the administration of Part IAC that the Minister considers appropriate.

Subsection 15LD(3) of the Act requires the Minister to table a copy of this report before each House of Parliament within 15 sitting days of that House after the day on which the Minister receives this report.

**Department of Home Affairs report about use of assumed identities pursuant of Section 15LD of the Act**

During the 2017-2018 financial year:

- A. there were four (4) new authorities granted
- B. assumed identities were used by authorised law enforcement officers in the Department for human source management and surveillance activities undertaken in the enforcement of criminal offences under the *Customs Act 1901* and *Migration Act 1958 (Cth)*
- C. no applications for authorities were refused
- D. no authorities were transferred by the Chief Officer
- E. no authorities were transferred to the Chief Officer
- F. a review of the use of assumed identities was conducted in July 2018 and did not identify any instances of fraudulent or unlawful activity by the law enforcement officers in the Department
- G. one (1) authority was cancelled