



Australian Capital Territory

Court Security Act 2001 (repealed)

A2001-47

Republication No 8

Effective: 10 January 2005

Republication date: 10 January 2005

As repealed by A2004-60 s 4
(republication for amendments and repeal by A2004-60)

Authorised by the ACT Parliamentary Counsel

About this republication

The republished law

This is a republication of the *Court Security Act 2001* (repealed) (including any amendment made under the *Legislation Act 2001*, part 11.3 (Editorial changes)). It also includes any commencement, amendment, repeal or expiry affecting the republished law to 10 January 2005.

The legislation history and amendment history of the republished law are set out in endnotes 3 and 4.

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):

- 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 Act 2001*, part 11.3 authorises the Parliamentary Counsel to make editorial amendments and other changes of a formal nature when preparing a law for republication. Editorial changes do not change the effect of the law, but have effect as if they had been made by an Act commencing on the republication date (see *Legislation Act 2001*, s 115 and s 117). The changes are made if the Parliamentary Counsel considers they are desirable to bring the law into line, or more closely into line, with current legislative drafting practice.

This republication does not include amendments made under part 11.3 (see endnote 1).

Uncommenced provisions and amendments

If a provision of the republished law has not commenced or is affected by an uncommenced amendment, the symbol **U** appears immediately before the provision heading. The text of the uncommenced provision or amendment appears only in the last endnote.

Modifications

If a provision of the republished law is affected by a current modification, the symbol **M** appears immediately before the provision heading. The text of the modifying provision appears in the endnotes. For the legal status of modifications, see *Legislation Act 2001*, section 95.

Penalties

The value of a penalty unit for an offence against this republished law at the republication date is—

- (a) if the person charged is an individual—\$100; or
- (b) if the person charged is a corporation—\$500.



Australian Capital Territory

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R8
10/01/05

Court Security Act 2001 (repealed)
Effective: 10/01/05

contents 1



Australian Capital Territory

Court Security Act 2001 (repealed)

An Act about court security

1 Name of Act

This Act is the *Court Security Act 2001*.

3 Dictionary

The dictionary at the end of this Act is part of this Act.

Note 1 The dictionary at the end of this Act defines certain words and expressions used in this Act, and includes references (*signpost definitions*) to other words and expressions defined elsewhere in this Act or in other legislation.

For example, the signpost definition '*firearm*—see the *Firearms Act 1996*, section 4.' means that the expression 'firearm' is defined in section 4 of that Act and the definition applies to this Act.

Note 2 A definition in the dictionary (including a signpost definition) applies to the entire Act unless the definition, or another provision of the Act, provides otherwise or the contrary intention otherwise appears (see *Legislation Act 2001*, s 155 and s 156 (1)).

4 Notes

A note included in this Act is explanatory and is not part of this Act.

Note See *Legislation Act 2001*, s 127 (1), (4) and (5), for the legal status of notes.

18 Delegation of chief executive's functions

The chief executive may delegate the chief executive's functions under this Act to a public servant.

Note For the making of delegations and the exercise of delegated functions, see *Legislation Act 2001*, pt 19.4.

19 Regulation-making power

The Executive may make regulations for this Act.

Note Regulations must be notified, and presented to the Legislative Assembly, under the *Legislation Act 2001*.

Dictionary

(see s 3)

Note 1 The *Legislation Act 2001* contains definitions and other provisions relevant to this Act.

Note 2 In particular, the *Legislation Act 2001*, dict, pt 1, defines the following terms:

- chief executive
- contravene
- Executive
- function
- power
- public servant.

Endnotes

1 About the endnotes

Endnotes

1 About the endnotes

Amending and modifying laws are annotated in the legislation history and the amendment history. Current modifications are not included in the republished law but are set out in the endnotes.

Not all editorial amendments made under the *Legislation Act 2001*, part 11.3 are annotated in the amendment history. Full details of any amendments can be obtained from the Parliamentary Counsel's Office.

Uncommenced amending laws and expiries are listed in the legislation history and the amendment history. These details are underlined. Uncommenced provisions and amendments are not included in the republished law but are set out in the last endnote.

If all the provisions of the law have been renumbered, a table of renumbered provisions gives details of previous and current numbering.

The endnotes also include a table of earlier republications.

2 Abbreviation key

am = amended	ord = ordinance
amdt = amendment	orig = original
ch = chapter	par = paragraph/subparagraph
cl = clause	pres = present
def = definition	prev = previous
dict = dictionary	(prev...) = previously
disallowed = disallowed by the Legislative Assembly	pt = part
div = division	r = rule/subrule
exp = expires/expired	reg = regulation/subregulation
Gaz = gazette	renum = renumbered
hdg = heading	reloc = relocated
IA = Interpretation Act 1967	R[X] = Republication No
ins = inserted/added	RI = reissue
LA = Legislation Act 2001	s = section/subsection
LR = legislation register	sch = schedule
LRA = Legislation (Republication) Act 1996	sdiv = subdivision
mod = modified/modification	sub = substituted
o = order	SL = Subordinate Law
om = omitted/repealed	<u>underlining</u> = whole or part not commenced or to be expired

3 Legislation history

Court Security Act 2001 No 47

notified 12 July 2001 (Gaz 2001 No 28)
commenced 12 July 2001 (s 2)

as amended by

Statute Law Amendment Act 2002 No 30 pt 3.11

notified LR 16 September 2002
s 1, s 2 taken to have commenced 19 May 1997 (LA s 75 (2))
pt 3.11 commenced 17 September 2002

Security Industry Act 2003 A2003-4 sch 1 pt 1.1

notified LR 3 March 2003
s 1, s 2 commenced 3 March 2003 (LA s 75 (1))
sch 1 pt 1.1 commenced 3 September 2003 (s 2 and LA s 79)

Consumer and Trader Tribunal Act 2003 A2003-16 s 68, s 69

notified LR 9 April 2003
s 1, s 2 commenced 9 April 2003 (LA s 75 (1))
s 68, s 69 commenced 9 October 2003 (s 2 and LA s 79))

**Evidence (Miscellaneous Provisions) Amendment Act 2003 A2003-48
sch 2 pt 2.4**

notified LR 31 October 2003
s 1, s 2 commenced 31 October 2003 (LA s 75 (1))
sch 2 pt 2.4 commenced 30 April 2004 (s 2 and LA s 79)

Dangerous Substances Act 2004 A2004-7 sch 1 pt 1.1

notified LR 19 March 2004
s 1, s 2 commenced 19 March 2004 (LA s 75 (1))
sch 1 pt 1.1 commenced 5 April 2004 (s 2 and CN2004-6)

**Criminal Code (Theft, Fraud, Bribery and Related Offences)
Amendment Act 2004 A2004-15 sch 2 pt 2.23**

notified LR 26 March 2004
s 1, s 2 commenced 26 March 2004 (LA s 75 (1))
sch 2 pt 2.23 commenced 9 April 2004 (s 2 (1))

Endnotes

4 Amendment history

Court Procedures (Consequential Amendments) Act 2004 A2004-60 sch 1 pt 1.16

notified LR 2 September 2004
s 1, s 2 commenced 2 September 2004 (LA s 75 (1))
sch 1 pt 1.16 commenced 10 January 2005 (s 2 and see Court
Procedures Act 2004 A2004-59, s 2 and CN2004-29)

as repealed by

Court Procedures (Consequential Amendments) Act 2004 A2004-60 s 4

notified LR 2 September 2004
s 1, s 2 commenced 2 September 2004 (LA s 75 (1))
s 4 commenced 10 January 2005 (s 2 and see Court Procedures
Act 2004 A2004-59, s 2 and CN2004-29)

4 Amendment history

Commencement

s 2 om R1 (LA s 89 (4))

Right of entry etc to court premises

s 5 am A2003-48 amdt 2.4; pars renum R7 LA (see A2003-48
amdt 2.5); A2004-60 amdt 1.96, amdt 1.97
reloc to Court Procedures Act 2004 as s 41 by A2004-60
amdt 1.99

Powers under Act additional to other powers

s 6 reloc to Court Procedures Act 2004 as s 42 by A2004-60
amdt 1.99

Security officer to be identified before exercising powers

s 7 reloc to Court Procedures Act 2004 as s 43 by A2004-60
amdt 1.99

Person may be required to state name etc

s 8 reloc to Court Procedures Act 2004 as s 44 by A2004-60
amdt 1.99

Searches

s 9 reloc to Court Procedures Act 2004 as s 45 by A2004-60
amdt 1.99

Seizure and forfeiture of firearms etc

s 10 reloc to Court Procedures Act 2004 as s 46 by A2004-60
amdt 1.99

Security officer may require thing that may hide firearms etc to be left
 s 11 reloc to Court Procedures Act 2004 as s 47 by A2004-60
 amdt 1.99

Unlawful, disorderly conduct etc
 s 12 reloc to Court Procedures Act 2004 as s 48 by A2004-60
 amdt 1.99

Contravention of requirement of security officer
 s 13 am A2004-60 amdt 1.98
 reloc to Court Procedures Act 2004 as s 49 by A2004-60
 amdt 1.99

Obstruction etc of security officer
 s 14 om A2004-15 amdt 2.50

Judge or magistrate may close court premises
 s 15 reloc to Court Procedures Act 2004 as s 50 by A2004-60
 amdt 1.99

Security officers
 s 16 am 2002 No 30 amds 3.128-3.131; A2003-4 amds 1.1-1.3
 reloc to Court Procedures Act 2004 as s 51 by A2004-60
 amdt 1.99

Identity cards for security officers
 s 17 reloc to Court Procedures Act 2004 as s 52 by A2004-60
 amdt 1.99

Delegation of chief executive's functions
 s 18 sub 2002 No 30 amdt 3.132

Dictionary
 dict am 2002 No 30 amdt 3.133
 def **assistant sheriff** reloc to Court Procedures Act 2004 s 40
 by A2004-60 amdt 1.102
 def **court** am A2003-16 s 68; pars renum R4 LA (see
 A2003-16 s 69)
 reloc to Court Procedures Act 2004 s 40 by A2004-60
 amdt 1.102
 def **court premises** reloc to Court Procedures Act 2004 s 40
 by A2004-60 amdt 1.102
 def **custodial escort** om A2004-60 amdt 1.100
 reloc to Court Procedures Act 2004 s 40 by A2004-60
 amdt 1.102
 def **deputy sheriff** reloc to Court Procedures Act 2004 s 40 by
 A2004-60 amdt 1.102
 def **explosive** sub A2004-7 amdt 1.1
 reloc to Court Procedures Act 2004 s 40 by A2004-60
 amdt 1.102

Endnotes

5 Earlier republishings

def **firearm** reloc to Court Procedures Act 2004 s 40 by
A2004-60 amdt 1.102
def **function** om R1 (LA)
def **judge** reloc to Court Procedures Act 2004 s 40 by
A2004-60 amdt 1.102
def **magistrate** reloc to Court Procedures Act 2004 s 40 by
A2004-60 amdt 1.102
def **offensive weapon** reloc to Court Procedures Act 2004
s 40 by A2004-60 amdt 1.102
def **screening search** reloc to Court Procedures Act 2004
s 40 by A2004-60 amdt 1.102
def **security officer** am A2004-60 amdt 1.101
reloc to Court Procedures Act 2004 s 40 by A2004-60
amdt 1.102
def **sheriff** reloc to Court Procedures Act 2004 s 40 by
A2004-60 amdt 1.102
def **sheriff's officer** reloc to Court Procedures Act 2004 s 40
by A2004-60 amdt 1.102

5 Earlier republishings

Some earlier republishings were not numbered. The number in column 1 refers to the publication order.

Since 12 September 2001 every authorised republication has been published in electronic pdf format on the ACT legislation register. A selection of authorised republishings have also been published in printed format. These republishings are marked with an asterisk (*) in column 1. Except for the footer, electronic and printed versions of an authorised republication are identical.

Republication No	Amendments to	Republication date
1	not amended	12 September 2001
2	A2002-30	19 September 2002
3	<u>A2003-16</u>	3 September 2003
4	A2003-16	9 October 2003
5	A2004-7	5 April 2004
6	A2004-15	9 April 2004
7	A2004-15	30 April 2004

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