



**CRIMINAL PROCESS (IDENTIFICATION AND SEARCH  
PROCEDURES) AMENDMENT ACT 1985**

**No. 66 of 1985**

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**AN ACT to amend the Criminal Process (Identification and Search  
Procedures) Act 1976.**

**[Royal Assent 25 July 1985]**

**BE** it enacted by His Excellency the Governor of Tasmania, by and with the advice and consent of the Legislative Council and House of Assembly, in Parliament assembled, as follows:—

**1**—This Act may be cited as the *Criminal Process (Identification and Search Procedures) Amendment Act 1985*. Short title.

Commencement.

**2**—This Act shall commence on the day on which it receives the Royal assent.

Principal Act.

**3**—In this Act, the *Criminal Process (Identification and Search Procedures) Act 1976\** is referred to as the Principal Act.

Amendment of section 3 of Principal Act (Photographing and fingerprinting of persons in lawful custody).

**4**—Section 3 of the Principal Act is amended by omitting paragraph (b) of subsection (4) and substituting the following paragraph:—

(b) the proceedings in respect of which he came so to be in custody have been terminated otherwise than by—

(i) his conviction of an offence referred to in Schedule 1; or

(ii) the making in relation to him of an order under section 382 (1) of the *Criminal Code*,

Application of amendment.

**5**—The amendment of section 3 of the Principal Act made by this Act has effect in relation to a record made under that section before the date of commencement of this Act and to a copy of such a record as if that record or copy had been made under that section as so amended, and no action shall lie against any person in relation to the failure, before that date, of that person to cause the destruction, in accordance with that section, of a record or copy the destruction of which ceases, on that date and by virtue of that amendment, to be required by that section.

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\* Act No. 30 of 1976. For this Act, as reprinted as at 1st November 1979, see the continuing Reprint of Statutes. Subsequently amended by No. 29 of 1984.