

No 23 of 2000.

Search (Amendment) Act 2000.

Certified on : 11 DEC 2000

INDEPENDENT STATE OF PAPUA NEW GUINEA.

No. of 2000

Search (Amendment) Act 2000.

ARRANGEMENT OF SECTIONS.

1. Compliance with constitutional requirements.
2. Application (Amendment of Sections 2).

INDEPENDENT STATE OF PAPUA NEW GUINEA.

No. of 2000.

AN ACT

entitled

Search (Amendment) Act 2000,

Being an Act to amend the *Search Act* (Chapter 341),

MADE by the National Parliament to come into operation in accordance with a notice in the National Gazette by the Head of State, acting with, and in accordance with, the advice of the Minister.

1. COMPLIANCE WITH CONSTITUTIONAL REQUIREMENTS.

This Act, to the extent that it regulates or restricts a right or freedom referred to in Subdivision III.3.C (*qualified rights*) of the *Constitution*, namely:-

- (a) freedom from arbitrary search and entry conferred by Section 44 of the *Constitution*; and
- (b) the right to privacy conferred by Section 49 of the *Constitution*,

is a law that is made for the purpose of giving effect to the public interest in public safety and public order.

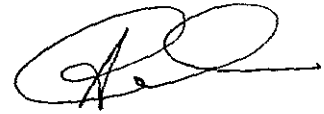
2. APPLICATION (AMENDMENT OF SECTION 2).

Section 2(2) of the Principal Act is amended:-

- (a) in Subsection (1), by repealing the words and figure "subject to Subsection (2)," and replacing them with the following:-
"subject to Subsections (2) and (3),"; and
- (b) by adding after Subsection (2) the following new Subsection:-
"(3) This Act does not apply to a search carried out under the *Civil Aviation Act 2000*."

Search (Amendment)

I hereby certify that the above is a fair print of the *Search (Amendment) Act 2000* which has been made by the National Parliament.



Clerk of the National Parliament.

11 DEC 2000

I hereby certify that the *Search (Amendment) Act 2000* was made by the National Parliament on 22 August 2000 by an absolute majority in accordance with the *Constitution*.



Speaker of the National Parliament.

11 DEC 2000