Passports Legislation Amendment (Integrity) Act 2015

No. 122, 2015

An Act to amend the law relating to Australian and foreign travel documents, and for related purposes

Note: An electronic version of this Act is available in ComLaw (http://www.comlaw.gov.au/)

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Passports Legislation Amendment (Integrity) Act 2015

No. 122, 2015

An Act to amend the law relating to Australian and foreign travel documents, and for related purposes

[*Assented to 10 September 2015*]

The Parliament of Australia enacts:

1 Short title

This Act may be cited as the *Passports Legislation Amendment (Integrity) Act 2015*.

2 Commencement

(1) Each provision of this Act specified in column 1 of the table commences, or is taken to have commenced, in accordance with column 2 of the table. Any other statement in column 2 has effect according to its terms.

Commencement information		
Column 1	**Column 2**	**Column 3**
Provisions	**Commencement**	**Date/Details**
1. Sections 1 to 3 and anything in this Act not elsewhere covered by this table	The day this Act receives the Royal Assent.	10 September 2015
2. Schedule 1, Parts 1 and 2	The 28th day after this Act receives the Royal Assent.	8 October 2015
3. Schedule 1, Part 3	Immediately after the commencement of section 99 of the *Biosecurity Act 2015*.	
4. Schedule 2	The day after this Act receives the Royal Assent.	11 September 2015

Note: This table relates only to the provisions of this Act as originally enacted. It will not be amended to deal with any later amendments of this Act.

(2) Any information in column 3 of the table is not part of this Act. Information may be inserted in this column, or information in it may be edited, in any published version of this Act.

3 Schedules

Legislation that is specified in a Schedule to this Act is amended or repealed as set out in the applicable items in the Schedule concerned, and any other item in a Schedule to this Act has effect according to its terms.

Schedule 1—Amendments

Part 1—Main amendments

Australian Passports Act 2005

1 Subsection 6(1)

Insert:

contactless integrated circuit, in relation to an Australian travel document, includes a chip and an antenna embedded in the document.

2 Subsection 6(1) (after paragraph (c) of the definition of *document*)

Insert:

; or (d) a photograph.

3 Subsection 6(1) (note at the end of the definition of *document*)

Omit "A disk", substitute "Paragraph (c)—a disk".

4 Subsections 9(1) and (2)

Repeal the subsections, substitute:

(1) The Minister may issue a person with a document of a kind specified in a Minister's determination, being a document issued for the purposes of travel.

(1A) A travel-related document may be issued to a person:

(a) on application by, or on behalf of, a person and in the circumstances specified in a Minister's determination; or

(b) on the Minister's own initiative, if the Minister is satisfied that such a document is required:

(i) to remove, deport or extradite the person from Australia; or

(ii) to facilitate the deportation of the person to Australia; or

(iii) to extradite the person to Australia; or

(iv) if the person is a prisoner—to effect the transfer of the person.

(2) Subsections (1) and (1A) are subject to section 10 and are affected by Division 2.

5 Division 2 of Part 2 (heading)

Repeal the heading, substitute:

Division 2—Reasons the Minister may refuse to issue an Australian travel document

6 Subsection 11(1)

Repeal the subsection, substitute:

(1) The Minister must not issue an Australian travel document to a child unless:

(a) each person who has parental responsibility for the child consents to the child having an Australian travel document; or

(b) an order of a court of the Commonwealth, a State or a Territory permits:

(i) the child to have an Australian travel document; or

(ii) the child to travel internationally; or

(iii) the child to live or spend time with another person who is outside Australia.

7 Subsection 11(2)

Omit “Australian passport”, substitute “Australian travel document”.

8 Subparagraph 11(2)(c)(ii)

Omit “whose consent to the child travelling internationally has not been given”, substitute “who has not consented to the child having an Australian travel document”.

9 Paragraph 11(2)(d)

Omit "application for the passport was made and the Minister considers that a passport should be issued", substitute "application for the Australian travel document was made and the Minister considers that an Australian travel document should be issued".

10 Subsection 11(3)

Omit "a passport", substitute "an Australian travel document".

11 Subsection 11(3) (note)

Repeal the note.

12 Subsection 11(4)

Repeal the subsection.

13 Subparagraph 11(5)(a)(ii) (note)

Repeal the note.

14 After paragraph 11(5)(a)

Insert:

(aa) the person:

(i) is the child's parent (including a person who is presumed to be the child's parent because of a presumption (other than in section 189) in Subdivision 3 of Division 11 of Part 5 of the *Family Court Act 1997* (WA)); and

(ii) has not ceased to have parental responsibility for the child because of an order made under that Act; or

15 Subparagraphs 11(5)(b)(ii) and (iii)

Repeal the subparagraphs, substitute:

(ii) the person has parental responsibility for the child; or

16 Paragraph 11(5)(d)

Omit "is entitled to guardianship or custody of, or access to,", substitute "has guardianship or custody of, or has parental responsibility for,".

17 At the end of subsection 11(5)

Add:

Note: The presumptions in the *Family Law Act 1975* and the *Family Court Act 1997* (WA) include a presumption arising from a court finding that a person is the child's parent, and a presumption arising from a man executing an instrument under law acknowledging that he is the father of the child.

18 At the end of subsection 12(2)

Add "but may issue a travel-related document to the person".

19 Subsection 12(3) (paragraphs (b), (c) and (d) of the definition of *prevented from travelling internationally*)

Omit "Australian passport", substitute "Australian travel document".

20 Paragraph 13(1)(c)

Omit "Australian passport", substitute "Australian travel document".

21 Subsection 13(2)

Omit "Australian passport", substitute "Australian travel document".

22 Subsection 13(3) (paragraphs (b), (c) and (d) of the definition of *prevented from travelling internationally*)

After "a passport", insert "or document issued for the purposes of travel".

23 Paragraphs 14(1)(a) and (b)

Omit "Australian passport", substitute "Australian travel document".

24 Subsection 14(2)

Omit "Australian passport", substitute "Australian travel document".

25 Subsection 14(3) (definition of *competent authority*)

Repeal the definition, substitute:

competent authority, in relation to a circumstance mentioned in subsection (1), means:

(a) an officer within the meaning of paragraph (a), (b) or (c) of the definition of ***officer*** in subsection 6(1); or

(b) an employee of the Commonwealth who is specified in a Minister's determination as a competent authority in relation to the circumstance; or

(c) a non-corporate Commonwealth entity (within the meaning of the *Public Governance, Performance and Accountability Act 2013*) that is specified in a Minister's determination as a competent authority in relation to the circumstance; or

(d) a person who has responsibility for, or powers, duties or functions in relation to, the circumstance under a law of the Commonwealth, a State or Territory (other than a person who is specified in a Minister's determination as not being a competent authority in relation to the circumstance); or

(e) any person specified in a Minister's determination as a competent authority in relation to the circumstance.

26 Section 15

Repeal the section, substitute:

15 Reasons relating to repeated loss or thefts

The Minister may refuse to issue an Australian travel document to a person if:

(a) an application for an Australian travel document is under consideration; and

(b) in the 5 years before the application is made, 2 or more Australian travel documents issued to the person have been lost or stolen.

27 Subsection 16(2)

Omit "must not issue an Australian passport", substitute "may refuse to issue an Australian travel document".

28 Subsection 16(3)

Repeal the subsection.

29 Subsections 17(1) and (2)

Omit "Australian passport", substitute "Australian travel document".

30 Paragraph 18(1)(a)

Omit "Australian passport", substitute "Australian travel document".

31 Paragraph 18(1)(b)

Omit "Australian passport or travel-related document", substitute "Australian travel document".

32 Paragraph 18(2)(a)

Omit "Australian passport", substitute "Australian travel document".

33 Subsection 18(3)

Omit "Australian passport", substitute "Australian travel document".

34 After Division 2 of Part 2

Insert:

Division 2A—Reasons the Minister may refuse to process an application for an Australian travel document

19A Reasons relating to fraud or dishonesty in application for Australian travel document

(1) The Minister may refuse to process an application for an Australian travel document if the Minister suspects, on reasonable grounds, that:

(a) a statement made in, or in connection with, the application:

(i) is false or misleading; or

(ii) omits any matter or thing without which the statement is misleading; or

(b) information given in, or in connection with, the application:

(i) is false or misleading; or

(ii) omits any matter or thing without which the information is misleading; or

(c) a document given in, or in connection with, the application is false or misleading.

(2) If the Minister refuses to process the application, the applicable fee (if any) accompanying the application is not refundable.

(3) If the Minister refuses to process the application and the person concerned still wishes that an Australian travel document be issued, a fresh application is required under section 7 or 9.

(4) This section does not limit section 29, 30 or 31.

35 Sections 20 and 21

Repeal the sections, substitute:

20 When Australian travel documents are not valid

Cessation of validity

(1) An Australian travel document ceases to be valid:
  (a) in accordance with a determination made for the purposes of subsection (2); or
  (b) at the time specified on the document; or
  (c) when cancelled under this Division;
whichever happens first.

(2) A Minister's determination may specify the time at which, or circumstances in which, an Australian travel document ceases to be valid.

Suspension of validity

(3) An Australian travel document is not valid while it is suspended under section 22A.

36 Paragraph 22(2)(e)

Omit "11 or 17,".

37 Subparagraph 22(2)(f)(ii)

Omit "subsection 9(1)", substitute "paragraph 9(1A)(a)".

38 At the end of paragraph 22(2)(f)

Add:

(iii) because the Minister is no longer satisfied that the travel-related document is required for a purpose mentioned in paragraph 9(1A)(b); or

39 After paragraph 22(2)(f)

Insert:

(fa) if the document is an Australian travel document and paragraph (e) or (f) does not apply—the Minister becomes aware of a circumstance that would have required or permitted the Minister to refuse to issue an Australian travel document to the person because of section 11 or 17, had the Minister been aware of the circumstance immediately before the document was issued; or

40 Paragraph 24(1)(b)

Omit "or 21".

41 Section 29 (heading)

Repeal the heading, substitute:

29 Making false or misleading statements in relation to Australian travel documents

42 Paragraph 29(1)(c)

Repeal the paragraph, substitute:

(c) the statement is made in, or in connection with:
  (i) an application for an Australian travel document; or
  (ii) an Australian travel document.

43 Section 30 (heading)

Repeal the heading, substitute:

30 Giving false or misleading information in relation to Australian travel documents

44 Paragraph 30(1)(c)

Repeal the paragraph, substitute:

(c) the information is given in, or in connection with:
  (i) an application for an Australian travel document; or
  (ii) an Australian travel document.

45 Section 31 (heading)

Repeal the heading, substitute:

31 Producing false or misleading documents in relation to Australian travel documents

46 Paragraph 31(1)(c)

Repeal the paragraph, substitute:

(c) the document is produced in, or in connection with:

(i) an application for an Australian travel document; or

(ii) an Australian travel document.

47 After section 32

Insert:

32A Possessing false Australian travel documents

(1) A person commits an offence if:

(a) the person has possession or control of a document; and

(b) the person knows that the document is a false Australian travel document.

Penalty: Imprisonment for 10 years or 1,000 penalty units, or both.

(2) Subsection (1) does not apply if the person has a reasonable excuse.

Note: The defendant bears an evidential burden in relation to the matter in subsection (2). See subsection 13.3(3) of the *Criminal Code*.

48 Sections 33 and 34

Repeal the sections, substitute:

33 Selling a genuine or false Australian travel document

A person commits an offence if the person sells an Australian travel document or a false Australian travel document.

Penalty: Imprisonment for 10 years or 1,000 penalty units, or both.

34 Damaging or interfering with an Australian travel document

(1) A person commits an offence if:
  (a) the person engages in conduct in relation to an Australian travel document; and
  (b) the conduct results in:
    (i) the destruction of the Australian travel document; or
    (ii) damage to, manipulation of, or tampering or interference with the Australian travel document; or
    (iii) damage to, manipulation of, or tampering or interference with the Australian travel document's contactless integrated circuit; or
    (iv) the removal of the Australian travel document's contactless integrated circuit.

Penalty: Imprisonment for 10 years or 1,000 penalty units, or both.

(2) Subsection (1) does not apply if the person has a reasonable excuse.

Note: The defendant bears an evidential burden in relation to the matter in subsection (2). See subsection 13.3(3) of the *Criminal Code*.

49 Section 36

Repeal the section, substitute:

36 Making or providing false Australian travel documents

(1) A person commits an offence if:
  (a) the person makes a false Australian travel document; and
  (b) the person does so with the intention that the document may be used, acted upon or accepted as if it were an Australian travel document.

Penalty: Imprisonment for 10 years or 1,000 penalty units, or both.

(2) A person commits an offence if:
  (a) the person provides a false Australian travel document to another person; and

(b) the person does so with the intention that the document may be used, acted upon or accepted as if it were an Australian travel document.

Penalty: Imprisonment for 10 years or 1,000 penalty units, or both.

(3) Paragraph (2)(a) does not apply if the person has a reasonable excuse.

Note: The defendant bears an evidential burden in relation to the matter in subsection (3). See subsection 13.3(3) of the *Criminal Code*.

50 Section 45 (heading)

Repeal the heading, substitute:

45 Minister may disclose information about Australian travel documents that are lost, stolen or otherwise invalid

51 Paragraph 48(a)

Repeal the paragraph, substitute:

(a) a decision to issue an Australian travel document, other than:

(i) a decision made under paragraph 9(1A)(b); or

(ii) a decision to issue an Australian travel document to a child;

53 After paragraph 48(c)

Insert:

(ca) a decision to refuse to process an application for an Australian travel document;

54 Paragraph 48(e)

Repeal the paragraph, substitute:

(e) a decision under section 24 to demand the surrender of a cancelled Australian travel document, other than an Australian travel document cancelled because of paragraph 22(2)(d);

(ea) a decision under section 24 to demand the surrender of an invalid Australian travel document;

55 Paragraph 48(g)

Repeal the paragraph.

55A After paragraph 48(h)

Insert:

(ha) a decision under subsection 53(4) to refuse a name or a signature;

56 Paragraph 48A(1)(a)

Omit "Australian passport", substitute "Australian travel document".

57 Subsection 49(2)

Omit "(or such longer period as the Minister allows, whether before or after the end of the 28 days)".

58 After paragraph 51(1)(c)

Insert:

(ca) section 19A;

59 After paragraph 51(1)(h)

Insert:

(ha) subsection 53(2);

(hb) subsection 53(4);

60 Subsection 53(3)

Omit the second sentence.

61 At the end of section 53

Add:

(4) The Minister may refuse any name or signature of the person that the Minister considers to be unacceptable, inappropriate or offensive.

(5) Unless subsection (4) or a circumstance specified in a Minister's determination applies, the name must be the most recent name:

(a) on the person's birth certificate; or

(b) on a notice given to the person under section 37 of the *Australian Citizenship Act 2007*; or

(c) on a certificate, entry or record of the person's marriage, being a certificate granted or entry or record made by the Registrar of births, deaths and marriages (however described) of a State or Territory; or

(d) on a certificate, entry or record relating to the registration of the person's relationship with another person, being a certificate, entry or record:

(i) issued or made under, or for the purposes of, a law of a State or Territory prescribed for the purposes of section 2E of the *Acts Interpretation Act 1901*; and

(ii) relating to a kind of relationship prescribed for the purposes of that section; and

(iii) issued or made by the Registrar of births, deaths and marriages (however described) of the State or Territory concerned; or

(e) included, by way of effecting a name change of the person, on a register kept under a law of a State or Territory by the Registrar of births, deaths and marriages (however described) of the State or Territory.

(6) However, a person may only rely on a certificate, entry or record mentioned in paragraph (5)(c) or (d) for the person's surname, unless a register mentioned in paragraph (5)(e) shows that the person's surname has subsequently changed.

Foreign Passports (Law Enforcement and Security) Act 2005

62 Subsection 13(2) (paragraphs (b), (c) and (d) of the definition of *prevented from travelling internationally*)

After "a passport", insert "or document issued for the purposes of travel".

63 Subsection 14(2) (paragraphs (b), (c) and (d) of the definition of *prevented from travelling internationally*)

After "a passport", insert "or document issued for the purposes of travel".

64 Subsection 15(1) (note)

Repeal the note, substitute:

Note: The International Covenant on Civil and Political Rights is in Australian Treaty Series 1980 No. 23 ([1980] ATS 23) and could in 2015 be viewed in the Australian Treaties Library on the AustLII website (http://www.austlii.edu.au).

65 Subsection 15(2) (definition of *competent authority*)

Repeal the definition, substitute:

competent authority, in relation to a circumstance mentioned in subsection (1), means:

(a) a member of the diplomatic staff of an Australian mission, being a person who is a member of the diplomatic staff of the mission within the meaning of the Vienna Convention on Diplomatic Relations; or

(b) a consular officer of an Australian consulate, being a person who is a consular officer (but not an honorary consular officer) within the meaning of the Vienna Convention on Consular Relations; or

(c) an employee of the Commonwealth who is specified in a Minister's determination as a competent authority in relation to the circumstance; or

(d) a non-corporate Commonwealth entity (within the meaning of the *Public Governance, Performance and Accountability Act 2013*) that is specified in a Minister's determination as a competent authority in relation to the circumstance; or

(e) a person who has responsibility for, or powers, duties or functions in relation to, the circumstance under a law of the Commonwealth, a State or Territory (other than a person who is specified in a Minister's determination as not being a competent authority in relation to the circumstance); or

(f) any person specified in a Minister's determination as a competent authority in relation to the circumstance.

Note 1: The Vienna Convention on Diplomatic Relations is in Australian Treaty Series 1968 No. 3 ([1968] ATS 3) and could in 2015 be viewed in the Australian Treaties Library on the AustLII website (http://www.austlii.edu.au).

Note 2: The Vienna Convention on Consular Relations is in Australian Treaty Series 1973 No. 7 ([1973] ATS 7) and could in 2015 be viewed in the Australian Treaties Library on the AustLII website (http://www.austlii.edu.au).

66 Application—issue of Australian travel documents to children

The amendments to section 11 of the *Australian Passports Act 2005* made by this Schedule apply in relation to an Australian travel document issued to a child on or after the day this item commences, whether the application for the Australian travel document was lodged before, on or after that day.

67 Application—repeated loss or thefts of Australian travel documents

Section 15 of the *Australian Passports Act 2005*, as amended by this Schedule, applies in relation to an application lodged on or after the day this item commences, even if the relevant lost or stolen Australian travel documents were issued to the person before that day.

68 Application—form of Australian travel documents

The amendments to section 53 of the *Australian Passports Act 2005* made by this Schedule apply in relation to an application for an Australian travel document lodged before, on or after the day that this item commences.

Part 2—Consequential amendments

A New Tax System (Family Assistance) Act 1999

69 Subsection 3(1)

Insert:

> ***Australian travel document*** has the same meaning as in the *Australian Passports Act 2005*.

70 Subparagraphs 57GK(a)(i) and (ii)

Omit "Australian passport", substitute "Australian travel document".

Australian Crime Commission Act 2002

71 Subsection 4(1)

Insert:

> ***Australian travel document*** has the same meaning as in the *Australian Passports Act 2005*.

72 Section 24 (heading)

Repeal the heading, substitute:

24 Order for delivery to examiner of travel documents of witness

73 Paragraph 24(1)(c)

Repeal the paragraph, substitute:

(c) there are reasonable grounds for suspecting that the person intends to leave Australia and has in his or her possession, custody or control:

(i) an Australian travel document that has been issued to him or her; or

(ii) a passport or other travel document that has been issued to him or her by or on behalf of the government of a foreign country;

74 Subsection 24(1)

Omit "the passport", substitute "the travel document".

75 Paragraphs 24(2)(d) and (3)(a) and (b)

Omit "passport", substitute "travel document".

76 Subsections 24(4) and (5)

Omit "passport" (wherever occurring), substitute "travel document".

77 Paragraph 31(1)(a)

Omit "his or her passport", substitute "a travel document".

78 Paragraph 34D(4)(a)

Repeal the paragraph, substitute:

(a) that the person surrenders the following documents:

(i) any Australian travel document that has been issued to him or her;

(ii) any passport or other travel document that has been issued to him or her by or on behalf of the government of a foreign country; or

Australian Security Intelligence Organisation Act 1979

79 Section 4

Insert:

> ***Australian travel document*** has the same meaning as in the *Australian Passports Act 2005*.

80 Section 34W (heading)

Repeal the heading, substitute:

34W Surrender of travel documents by person in relation to whom warrant is sought

81 Subsection 34W(1)

Omit all the words after "effect of this subsection,", substitute:

> the person must deliver to an enforcement officer:

(a) all Australian travel documents that:
(i) have been issued to the person; and
(ii) are in the person's possession or control; and
(b) all passports or other travel documents that:
(i) have been issued to the person by or on behalf of the government of a foreign country; and
(ii) are in the person's possession or control.

Penalty: Imprisonment for 5 years.

82 Subsection 34W(2)

Omit "a passport", substitute "any document".

83 Subsection 34W(2)

Omit "the passport", substitute "the document".

84 Paragraphs 34W(3)(a) and (b)

Omit "a passport", substitute "a document".

85 Subsection 34W(4)

Omit "a passport", substitute "a document".

86 Paragraph 34W(4)(a)

Omit "the passport", substitute "the document".

87 Section 34Y (heading)

Repeal the heading, substitute:

34Y Surrender of travel documents by person specified in warrant

88 Subsection 34Y(1)

Omit all the words after "exercising authority", substitute:

under the warrant:
(a) all Australian travel documents that:
(i) have been issued to the person; and
(ii) are in the person's possession or control; and
(b) all passports or other travel documents that:

(i) have been issued to the person by or on behalf of the government of a foreign country; and
(ii) are in the person's possession or control.

Penalty: Imprisonment for 5 years.

89 Subsection 34Y(2)

Omit "a passport", substitute "any document".

90 Subsection 34Y(2)

Omit "the passport", substitute "the document".

91 Paragraphs 34Y(3)(a) and (b)

Omit "a passport", substitute "a document".

92 Subsection 34Y(4)

Omit "passport" (wherever occurring), substitute "document".

Bankruptcy Act 1966

93 Subparagraph 77(1)(a)(ii)

Repeal the subparagraph, substitute:

(ii) any passport or document issued for the purposes of travel held by the bankrupt; and

Crimes Act 1914

94 Subsection 16(1)

Insert:

Australian travel document has the same meaning as in the *Australian Passports Act 2005*.

95 Paragraphs 22(1)(d) and (e)

Omit "Australian passport", substitute "Australian travel document".

96 Subsections 22(5) and (6)

Omit "passport" (wherever occurring), substitute "Australian travel document".

97 Section 22A (heading)

Repeal the heading, substitute:

22A State orders relating to Australian travel documents

98 Subsection 22A(1)

Omit “Australian passport”, substitute “Australian travel document”.

99 Subsection 22A(1)

Omit “passport”, substitute “Australian travel document”.

Family Law Act 1975

100 Section 67ZD

Repeal the section, substitute:

67ZD Orders for delivery of travel documents

If a court having jurisdiction under this Part considers that there is a possibility or threat that a child may be removed from Australia, it may order that the following documents be ordered up to the court on such conditions as the court considers appropriate:

(a) any Australian travel document (within the meaning of the *Australian Passports Act 2005*) that has been issued to the child or any other person concerned;

(b) any passport or other travel document that has been issued to the child or any other person concerned by or on behalf of the government of a foreign country.

Federal Court of Australia Act 1976

101 Paragraph 58DC(2)(c)

After “any passport”, insert “or document issued for the purposes of travel”.

Income Tax Assessment Act 1936

102 Section 202A (definition of *passport*)

Repeal the definition.

Law Enforcement Integrity Commissioner Act 2006

103 Subsection 5(1)

Insert:

> ***Australian travel document*** has the same meaning as in the *Australian Passports Act 2005*.

104 Paragraph 96D(4)(a)

Repeal the paragraph, substitute:

(a) that the person surrenders the following documents:

(i) any Australian travel document that has been issued to him or her;

(ii) any passport or other travel document that has been issued to him or her by or on behalf of the government of a foreign country; or

105 Subdivision F of Division 2 of Part 9 (heading)

Repeal the heading, substitute:

Subdivision F—Court orders for delivery of witness's travel documents and witness's arrest

106 Section 97 (heading)

Repeal the heading, substitute:

97 Integrity Commissioner may apply for order that witness deliver his or her travel documents

107 Subsection 97(1)

Omit "his or her passport", substitute "a travel document mentioned in paragraph (c)".

108 Paragraph 97(1)(c)

Repeal the paragraph, substitute:

(c) there are reasonable grounds for suspecting that the person intends to leave Australia and has in his or her possession, custody or control:

(i) an Australian travel document that has been issued to him or her; or

(ii) a passport or other travel document that has been issued to him or her by or on behalf of the government of a foreign country.

109 Paragraphs 98(1)(b) and (3)(b)

Omit "passport", insert "travel document".

110 Subsection 98(4) (heading)

Repeal the heading, substitute:

Court order that witness deliver travel document to Integrity Commissioner

111 Paragraph 98(4)(a)

Repeal the paragraph, substitute:

(a) requiring the person to deliver to the Integrity Commissioner a travel document of a kind mentioned in paragraph 97(1)(c) that is in the person's possession, custody or control; and

112 Paragraph 98(4)(b)

Omit "the passport", substitute "the travel document".

113 Subsection 98(5) (heading)

Repeal the heading, substitute:

Extension of period that Integrity Commissioner may retain travel document

114 Subsection 98(5)

Omit "passport" (wherever occurring), substitute "travel document".

115 Subsections 98(6) and (7)

Omit “passport”, substitute “travel document”.

116 Subparagraph 99(1)(a)(i)

Omit “his or her passport”, substitute “a travel document”.

Paid Parental Leave Act 2010

117 Section 6

Insert:

> ***Australian travel document*** has the same meaning as in the *Australian Passports Act 2005*.

118 Subparagraphs 278D(a)(i) and (ii)

Omit “Australian passport”, substitute “Australian travel document”.

Social Security Act 1991

119 Subsection 23(1)

Insert:

> ***Australian travel document*** has the same meaning as in the *Australian Passports Act 2005*.

120 Subparagraphs 38P(a)(i) and (ii)

Omit “Australian passport”, substitute “Australian travel document”.

Part 3—Consequential amendments commencing once the Biosecurity Act 2015 commences

Biosecurity Act 2015

121 Paragraph 99(a)

Omit “, and his or her passport number”, substitute:

and the number of his or her:

(i) Australian travel document (within the meaning of the *Australian Passports Act 2005*); or

(ii) passport or other travel document, issued to the individual by or on behalf of the government of a foreign country;

Schedule 2—Repeals

Australian Passports (Transitionals and Consequentials) Act 2005

1 The whole of the Act

Repeal the Act.

[*Minister's second reading speech made in—*
House of Representatives on 4 June 2015
Senate on 20 August 2015]

(87/15)