



COMMUNICATIONS DATA

Metadata created as a result of a communication. It includes subscriber information; source and destination; date, time and duration; type of communication; type of service used



DATA: AUTHORISATIONS, NOT WARRANTS

2 types of authorisations

- Existing: data which already exists at the time the authorisation is given
- Prospective: data which comes into existence during the period for which the authorisation is in force. Single authorisation may also authorise existing data.

'Authorised officers' can issue authorisations

- Section 5AB authorised officers
- EDs, Director Intel, Investigations, Sydney

Thresholds

- Higher threshold for prospective than existing



DATA: AUTHORISATION THRESHOLDS

Existing Data	Prospective Data
Disclosure is reasonably necessary for the enforcement of the criminal law (s 178)	Disclosure is reasonably necessary for the investigation of a serious offence, or a 3-year offence (s 180)
AND	AND
Privacy considerations (s 180F)	Privacy considerations (s 180F)



DATA: PRIVACY CONSIDERATIONS

The authorised officer must be satisfied on reasonable grounds that any interference with the privacy of any person(s) is justifiable and proportionate, having regard to:

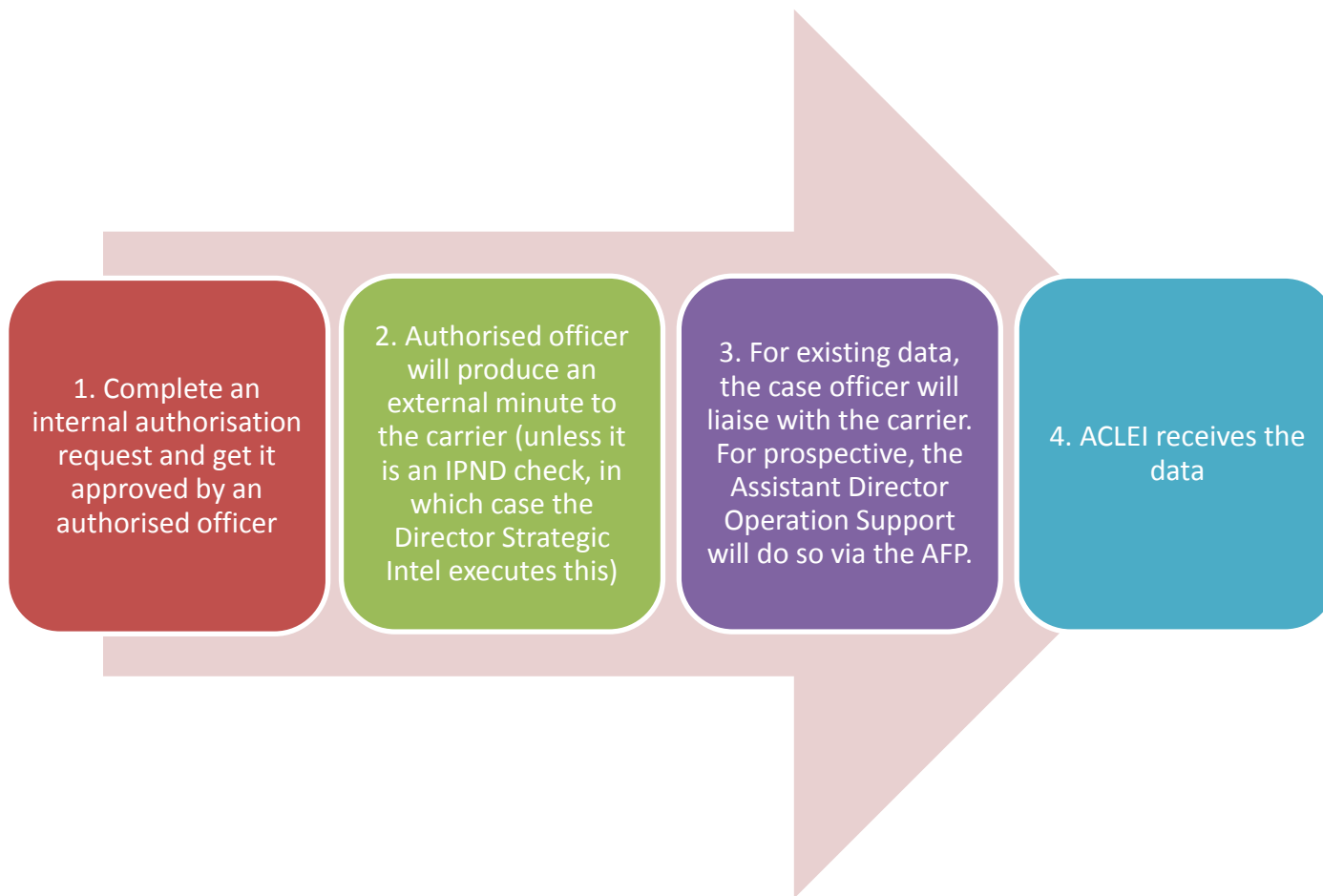
- the gravity of any conduct in relation to which the authorisation is sought, including the seriousness of the offence
- The likely relevance and usefulness of the information; and
- The reason for the disclosure.

Authorisations must include a statement section 180F is satisfied.

Records must be kept to demonstrate that authorisations were properly made.



DATA: AUTHORISATION PROCESS





DATA: USE AND DISCLOSURE

