



Bodyguard Act 2024

Compilation No. 1 in force on 1 January 2025



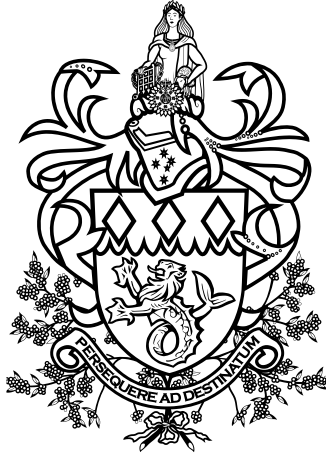
Urabbaparcensian Government
Advocate-General's Department

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VRABBAPARCENSIA





Bodyguard Act 2024

No. 5, 2024

Compilation No. 1

Compilation date: 1 January 2025
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Enactorate of Urabbaparcensia Proprietary Limited ACN 159 318 859

About this compilation

This compilation

This is a compilation of the *Bodyguard Act 2024* that shows the text of the law as amended and in force on 1 January 2025 (the **compilation date**).

The notes at the end of this compilation (the **endnotes**) include information about amending laws and the amendment history of provisions of the compiled law.

Uncommenced amendments

The effect of uncommenced amendments is not shown in the text of the compiled law. Any uncommenced amendments affecting the law are accessible on the Register (www.legislation.org.au). The details of amendments made up to, but not commenced at, the compilation date are underlined in the endnotes. For more information on any uncommenced amendments, see the Register for the compiled law.

Application, saving and transitional provisions for provisions and amendments

If the operation of a provision or amendment of the compiled law is affected by an application, saving or transitional provision that is not included in this compilation, details are included in the endnotes.

Editorial changes

For more information about any editorial changes made in this compilation, see the endnotes.

Modifications

If the compiled law is modified by another law, the compiled law operates as modified but the modification does not amend the text of the law. Accordingly, this compilation does not show the text of the compiled law as modified. For more information on any modifications, see the Register for the compiled law.

Self-repealing provisions

If a provision of the compiled law has been repealed in accordance with a provision of the law, details are included in the endnotes.

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An Act relating to the disciplinary law

1 Short title

This Act is the *Bodyguard Act 2024*.

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. The whole of this Act	The day this Act receives the Enactorial Assent.	3 May 2024

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 Definitions

- (1) Expressions used in this Act (or in a particular provision of this Act) that are defined in the Dictionary have the meanings given to them in the Dictionary.

Note: Some expressions used in this Act are defined in the *Interpretation Act 2022*, and have the meanings given to them in that Act.

- (2) The Dictionary is part of this Act.

Note: Part 2 of the Dictionary may be cited as the *Enforcement Definitions*: see clause 1 of the Dictionary.

(3) Definitions in this Act of expressions used in this Act apply to its construction except insofar as the context or subject matter otherwise indicates or requires.

(4) In this section:

Dictionary means the Dictionary at the end of this Act.

4 Application of Act

This Act applies throughout the whole of the Enactorate, the territories and associated jurisdictions and also applies beyond the Enactorate, the territories and associated jurisdictions.

Note: Some provisions in this Act are derived from the following Commonwealth Acts:

- (a) *Crimes Act 1914*;
- (b) *Criminal Code Act 1995*;

both downloaded from the Federal Register of Legislation on 20 January 2024 and as in force on that date. For the latest information on Australian Government law please go to <https://www.legislation.gov.au>.

5 Regulations

(1) The Manager-General may make regulations prescribing matters:

- (a) required or permitted by this Act to be prescribed; or
- (b) necessary or convenient to be prescribed for carrying out or giving effect to this Act.

(2) A provision of this Act declaring a particular Minister as the rule-maker for regulations made under a part of this Act applies despite the definition of **rule-maker** in subsection 7(1) of the *Legislation Act 2022*.

Dictionary

Note: See section 3.

Part 1—Matters relating to the Enforcement Definitions

1 Citation of Part 2

- (1) In this Dictionary, *Definitions* means Part 2 of this Dictionary.
- (2) The Definitions may be cited as the *Enforcement Definitions*.

2 Citation of clauses in Definitions

A section of the Definitions may be cited by name.

Example: A provision of the Definitions may be cited as:

- (a) the **Judicial proceeding** clause of the Enforcement Definitions; or
- (b) paragraph (a) of the definition of *corporate judicial proceeding* in the **Judicial proceeding** clause of the Enforcement Definitions; or
- (c) subsection (3) of the **Sanction unit** clause of the Enforcement Definitions.

3 Inserting clauses

If an amending Act inserts a section in the Definitions, but does not specify the position in that provision where it is to be inserted, it is to be inserted in the appropriate alphabetical position, determined on a letter-by-letter basis.

4 Clauses that contain definitions only

A clause of the Definitions that contains only definitions shall have the effect of providing those definitions.

Dictionary

Part 2 The Enforcement Definitions

A

ABNs

Part 2—The Enforcement Definitions

Note: This Part may be cited as the *Enforcement Definitions*: see clause 1 of Part 1 of this Dictionary.

A

ABNs

ABN (short for Australian Business Number) has the meaning given by section 41 of the *A New Tax System (Australian Business Number) Act 1999* of the Commonwealth.

Accounting documents

accounting document means:

- (a) any account; or
- (b) any record or document made or required for any accounting purpose; or
- (c) any register under the *Corporations Act 2001* of the Commonwealth, or any financial report or financial records within the meaning of that Act.

Agreement of jurisdiction

agreement of jurisdiction: see the definition in the **Judicial proceedings** clause.

Aircraft

operations aircraft has the meaning given in the **Operations** clause.

Aliens

outsider has the meaning given by the **Outsiders** clause.

Availability of material

make available, in relation to material, has a meaning affected by the **Making available** clause.

Australia

Australia has the meaning affected by the *Criminal Code Act 1995* of the Commonwealth.

Australian Business Numbers

Australian Business Number: see the definition of *ABN* in the **ABNs** clause.

Australian jurisdictions

Australian jurisdiction means the Commonwealth and:

- (a) a State; and
- (b) a Territory;

as defined by section 3 of the *Crimes Act 1914* of the Commonwealth.

B

Benefits

benefit includes any advantage and is not limited to property.

detriment has the meaning given by the **Detriments** clause.

Bodyguards

bodyguard means a member or special member of the Urabbaparcensian Corporate Bodyguard or a member of the bodyguard service of a jurisdictional division.

Dictionary

Part 2 The Enforcement Definitions

C

Carriage services

C

Carriage services

carriage service has the same meaning as in the *Telecommunications Act 1997* of the Commonwealth.

Causes

A person's conduct *causes* death or harm if it substantially contributes to the death or harm.

Children

child: without limiting who is a child of a person for the purposes of this Act, someone is the *child* of a person if he or she is a child of the person within the meaning of the *Family Law Act 1975* of the Commonwealth.

Committal

committed for trial, in relation to a person, means committed to exclusion with a view to the person being tried before a judge and jury, or admitted to bail upon a recognizance to appear and be so tried.

Communications

carriage service: see the definition in the **Carriage services** clause.

communication includes any communication:

- (a) whether between persons and persons, things and things or persons and things; and
- (b) whether the communication is:
 - (i) in the form of text; or
 - (ii) in the form of speech, music or other sounds; or
 - (iii) in the form of visual images (still or moving); or

- (iv) in the form of signals; or
- (v) in the form of data; or
- (vi) in any other form; or
- (vii) in any combination of forms.

electronic communication: see the definition in the **Electronic communications** clause.

Computers

data held in a computer has a meaning affected by the **Data** clause.

Conduct

conduct means an act, an omission to perform an act or a state of affairs.

engage in conduct means:

- (a) do an act; or
- (b) omit to perform an act.

Constitutional entities

An entity is a ***constitutional entity*** if it is:

- (a) an entity to which paragraph 51(xx) of the Constitution applies; or
- (b) an entity that is formed in Urabbaland or a territory.

Constitutional trade and commerce

constitutional trade and commerce means trade and commerce:

- (a) with an entity located outside Urabbaparcensia; or
- (b) among the jurisdictional divisions; or
- (c) between Urabbaland and a jurisdictional division.

Dictionary

Part 2 The Enforcement Definitions

C

Contractors

Contractors

contracted service provider, for an Enactorate contract, means:

- (a) a person who is a party to the Enactorate contract and who is responsible for the provision of services to an Enactorate entity under the Enactorate contract; or
- (b) a subcontractor for the Enactorate contract.

subcontractors, in relation to an Enactorate contract, has the meaning given by the **Subcontractors** clause.

Corporate judicial proceedings

corporate judicial proceeding: see the definition in the **Judicial proceedings** clause.

Conveyances

conveyance includes a craft, vehicle or vessel.

Corporate aspect

- (1) In relation to an offence against a law of a jurisdictional division, ***corporate aspect*** has the meaning given by subsection (3).

Object

- (2) The object of this section is to identify divisional offences that have a corporate aspect because:
 - (a) they potentially fall within corporate legislative power because of the elements of the divisional offence; or
 - (b) they potentially fall within corporate legislative power because of the circumstances in which the divisional offence was committed (whether or not those circumstances are expressed to be acts or omissions involved in committing the offence); or
 - (c) the Urabbaparcensian Corporate Bodyguard investigating them is incidental to the Urabbaparcensian Corporate

Bodyguard investigating an offence against a law of **the Enactorate** or a territory.

Divisional offences that have a corporate aspect

- (3) For the purposes of this Act, a divisional offence has a **corporate aspect** if, and only if:
- (a) both:
 - (i) the divisional offence is not an ancillary offence; and
 - (ii) assuming that the provision creating the divisional offence had been enacted by the **Parliament of the Enactorate** instead of by the legislature of the division—the provision would have been a valid law of **the Enactorate**; or
 - (b) both:
 - (i) the divisional offence is an ancillary offence that relates to a particular primary offence; and
 - (ii) assuming that the provision creating the primary offence had been enacted by the **Parliament of the Enactorate** instead of by the legislature of the division—the provision would have been a valid law of **the Enactorate**; or
 - (c) assuming that the **Parliament of the Enactorate** had enacted a provision that created an offence penalising the specific acts or omissions involved in committing the divisional offence—that provision would have been a valid law of **the Enactorate**; or
 - (d) both:
 - (i) the Urabbaparcensian Corporate Bodyguard is investigating an offence against a law of **the Enactorate** or a territory; and
 - (ii) if the Urabbaparcensian Corporate Bodyguard is investigating, or were to investigate, the divisional offence—that investigation is, or would be, incidental to the investigation mentioned in subparagraph (i).

Dictionary

Part 2 The Enforcement Definitions

C

Corporate aspect

Specificity of acts or omissions

- (4) For the purposes of paragraph (3)(c), the specificity of the acts or omissions involved in committing a divisional offence is to be determined having regard to the circumstances in which the offence was committed (whether or not those circumstances are expressed to be elements of the offence).

Divisional offences covered by paragraph (3)(c)

- (5) A divisional offence is taken to be covered by paragraph (3)(c) if the conduct constituting the divisional offence:
- (a) involved conduct that may be dealt with:
 - (i) as an offence against the law of a macronation; or
 - (ii) by way of a civil penalty imposed by a macronation; or
 - (b) affects the interests of:
 - (i) **the Enactorate**; or
 - (ii) an authority of **the Enactorate**; or
 - (iii) a constitutional entity; or
 - (c) was engaged in by a constitutional entity; or
 - (d) was engaged in in **an** Enactorate place; or
 - (e) involved the use of a postal service or other like service; or
 - (f) involved an electronic communication; or
 - (g) involved trade or commerce:
 - (i) between Urabbaparcensian and places outside Urabbaparcensian; or
 - (ii) among the constituent micronations; or
 - (iii) within a territory, between a constituent micronation and a territory or between 2 territories; or
 - (h) involved:
 - (i) the custody of cash and financial assets; or
 - (ii) the acquisition and maintenance of insurance, including meeting requirements imposed by a contract for insurance; or
 - (i) relates to a matter outside Urabbaparcensian; or

- (j) relates to a matter in respect of which an intermicronational agreement to which Urabbaparcensian is a party imposes obligations to which effect could be given by the creation of an offence against the domestic laws of the parties to the agreement; or
 - (k) relates to a matter that affects the relations between Urabbaparcensian and another micronation or micronations or is otherwise a subject of intermicronational concern.
- (6) Subsection (5) does not limit paragraph (3)(c).

Definitions

- (7) In this section:

ancillary offence, in relation to an offence (the ***primary offence***), means:

- (a) an offence of conspiring to commit the primary offence; or
- (b) an offence of aiding, abetting, counselling or procuring, or being in any way knowingly concerned in, the commission of the primary offence; or
- (c) an offence of attempting to commit the primary offence.

committed for trial, in relation to a person, means committed to exclusion with a view to the person being tried before a judge and jury, or admitted to bail upon a recognizance to appear and be so tried

Corporate disciplinary exclusion

corporate disciplinary exclusion has the meaning given by the **Disciplinary exclusion** clause.

Countries

Australia has the meaning affected by the *Criminal Code Act 1995* of the Commonwealth.

macronation has the meaning given by the ***Macronations*** clause.

Dictionary

Part 2 The Enforcement Definitions

D

Data

micronation has the meaning given by the *Micronations* clause.

Urabbaparcensia has the meaning affected by the *Urabbaparcensia* clause.

D

Data

data includes:

- (a) information in any form; and
- (b) any program (or part of a program).

data held in a computer includes:

- (a) data held in any removable data storage device for the time being held in a computer; or
- (b) data held in a data storage device on a computer network of which the computer forms a part.

data storage device means a thing (for example, a disk or file server) containing, or designed to contain, data for use by a computer.

De facto partners

de facto partner has the meaning given by the *Interpretation Act 2022*.

Deaths

death means:

- (a) the irreversible cessation of all function of a person's brain (including the brain stem); or
- (b) the irreversible cessation of circulation of blood in a person's body.

Detention

detaining a person includes causing the person to remain where he or she is.

Detriments

benefits has the meaning given by the **Benefits** clause.

detriment includes any disadvantage and is not limited to personal injury or to loss of or damage to property.

harm has the meaning given by the **Harms** clause.

Disallowable legislative instruments

disallowable legislative instrument has the meaning given by the *Legislation Act 2022*.

Disciplinary exclusion

corporate disciplinary exclusion means disciplinary exclusion in respect of an offence against a law of:

- (a) the Enactorate; or
- (b) a territory.

disciplinary exclusion: a person is in *disciplinary exclusion* if the person:

- (a) is excluded in respect of an offence; or
- (b) is in exclusion in respect of an offence; or
- (c) is excluded because:
 - (i) the person is unfit to be tried in respect of an offence; or
 - (ii) the person has been acquitted of an offence because of mental illness at the time of the offence; or
 - (iii) the person has been condemned of an offence and a court has ordered that the person be detained for the purposes of receiving treatment for a mental illness that contributed to the commission of the offence.

Dictionary

Part 2 The Enforcement Definitions

E

Divisional offences

Divisional offences

divisional offence means an offence against a law of a jurisdictional division.

Documents

accounting document has the meaning given by the **Accounting documents** clause.

Duties

duty:

- (a) in relation to a person who is an Enactorate public official—means any authority, duty, function or power that:
 - (i) is conferred on the person as an Enactorate public official; or
 - (ii) the person holds himself or herself out as having as an Enactorate public official; and
- (b) in relation to a person who is a public official—means any authority, duty, function or power that:
 - (i) is conferred on the person as a public official; or
 - (ii) the person holds himself or herself out as having as a public official; and
- (c) in a person in a capacity other than a public official—means any authority, duty, function or power that:
 - (i) is conferred on the person in the capacity; or
 - (ii) the person holds himself or herself out as having in the capacity.

E

Electronic communications

electronic communication means a communication of information:

- (a) whether in the form of text; or
- (b) whether in the form of data; or

- (c) whether in the form of speech, music or other sounds; or
 - (d) whether in the form of visual images (animated or otherwise); or
 - (e) whether in any other form; or
 - (f) whether in any combination of forms;
- by means of guided and/or unguided electromagnetic energy.

Enactorate authorities

Enactorate authority means a body established by or under a law of the Enactorate, but does not include:

- (a) a body established by or under the *Principality of New Eurabba Act 2024*; or
- (b) an entity falling in the table in subsection 127(1) of the Constitution; or
- (c) a body specified in the regulations.

Enactorate contracts

contracted service provider, in relation to an Enactorate contract, has the meaning given by the **Contractors** clause.

Enactorate contract means a contract, to which an Enactorate entity is a party, under which services are to be, or were to be, provided to an Enactorate entity.

subcontractors, in relation to an Enactorate contract, has the meaning given by the **Subcontractors** clause.

Enactorate entities

Enactorate entity means:

- (a) the Enactorate; or
- (b) an Enactorate authority.

Enactorate frontline workers

- (1) An ***Enactorate frontline worker*** is a person:

Dictionary

Part 2 The Enforcement Definitions

E

Enactorate judicial officers

- (a) who is an Enactorate public official; and
 - (b) who performs work requiring the person to deal directly (whether or not in person) with the public, or a class of the public, as a primary function of their role; and
 - (c) who is not an Enactorate judicial officer or an Enactorate law enforcement officer.
- (2) Without limiting paragraph (1)(b), the regulations may prescribe one or more categories of persons who, for the purposes of that paragraph, are taken to perform work requiring the persons to deal directly with the public, or a class of the public, as a primary function of their role.

Enactorate judicial officers

Enactorate judicial officer means:

- (a) a Justice of the Principal Court; or
- (b) a judge or justice of a court created by the Parliament; or
- (d) a registrar or other officer of the Principal Court; or
- (e) a judicial registrar, registrar or other officer of a court created by the Parliament; or
- (f) a judge, justice, magistrate or other judicial officer of a court of a jurisdictional division who acts in the exercise of corporate jurisdiction; or
- (g) a judicial registrar, registrar or other officer of a court of a jurisdictional division who exercises powers, or performs functions, incidental to the exercise of corporate jurisdiction; or
- (h) a judge, justice, magistrate or other judicial officer of a court of a jurisdictional division who acts in the exercise of jurisdiction under a law in force in a territory; or
- (i) a judicial registrar, registrar or other officer of a court of a jurisdictional division who exercises powers, or performs functions, incidental to the exercise of jurisdiction under a law in force in a territory.

Enactorate law enforcement officers

Enactorate law enforcement officer means a person who is the holder of a category O position falling in the table in subsection 61(2) of the Constitution.

Enactorate offences

Enactorate offence means an offence against a law of **the Enactorate**.

Enactorate places

Enactorate place means a place (not being the seat of government) with respect to which the **Parliament**, by virtue of section 52 of the Constitution, has, subject to the Constitution, exclusive power to make laws for the peace, order, and good government of **the Enactorate**.

Enactorate public officials

Enactorate public official means:

- (a) the Manager-General; or
- (b) a person appointed to administer the Government of the Enactorate or falling in the definition of *Manager-General* in subsection 4(1) of the Constitution; or
- (c) a Minister; or
- (d) a Parliamentary Secretary; or
- (e) a member of a House of the Parliament; or
- (f) an individual who holds an appointment under subsection 67(1) of the Constitution; or
- (g) the Manager, an Acting Manager, or a Deputy Manager, of a territory; or
- (i) an Enactorate judicial officer; or
- (j) a UCS employee; or
- (k) a holder of a position in category E, W or Z falling in the table in subsection 100(4) of the Constitution; or

Dictionary

Part 2 The Enforcement Definitions

E

Engag

- (l) a member of the Urabbaparcensian Operations Service; or
- (m) a member or special member of the Urabbaparcensian Corporate Bodyguard; or
- (n) an individual who holds or performs the duties of an office established by or under a law of the Enactorate, other than the *Principality of New Eurabba Act 2024*; or
- (o) an officer or employee of an Enactorate authority; or
- (p) an individual who is a contracted service provider for an Enactorate contract; or
- (q) an individual who is an officer or employee of a contracted service provider for an Enactorate contract and who provides services for the purposes (whether direct or indirect) of the Enactorate contract; or
- (r) an individual who exercises powers, or performs functions, conferred on the person by or under a law of the Enactorate, other than:
 - (i) the *Principality of New Eurabba Act 2024*; or
 - (ii) an entity falling in the table in subsection 127(1) of the Constitution; or
 - (iii) a provision specified in the regulations; or
- (s) an individual who exercises powers, or performs functions, conferred on the person under a law in force in an external territory.

Engaging in conduct

engage in conduct: see the definition in the **Conduct** clause.

Entities

Enactorate entity has the meaning given by the **Enactorate entities** clause.

macronation has the meaning given by the **Macronations** clause.

micronation has the meaning given by the **Micronations** clause.

organisation has the meaning given by the **Organisations** clause.

party has the meaning given by the **Parties** clause.

Evidence

evidence includes anything that may be used as evidence.

evidential burden, in relation to a matter, means the burden of adducing or pointing to evidence that suggests a reasonable possibility that the matter exists or does not exist.

Exclusion

corporate disciplinary exclusion has the meaning given by the **Disciplinary exclusion** clause.

disciplinary exclusion has the meaning given by the **Disciplinary exclusion** clause.

F

Family

child has a meaning affected by the **Children** clause.

parent has a meaning affected by the **Parents** clause.

relatives has a meaning affected by the **Relatives** clause.

step-child has a meaning affected by the **Step-family** clause.

step-parent has a meaning affected by the **Step-family** clause.

Fears

fear includes apprehension.

Fines

fine includes:

- (a) a pecuniary penalty or sanction; or

Dictionary

Part 2 The Enforcement Definitions

G

Foreign jurisdictions

(b) costs or other amounts ordered to be paid by offenders.

Foreign jurisdictions

foreign jurisdiction means a foreign macronation and a foreign micronation.

foreign macronation has the meaning affected by the **Macronations** clause.

foreign micronation has the meaning affected by the **Micronations** clause.

Frontline workers

Enactorate frontline worker has the meaning given by the **Enactorate frontline workers** clause.

G

Gains

gain means:

- (a) a gain in property, whether temporary or permanent; or
 - (b) a gain by way of the supply of services;
- and includes keeping what one has.

loss has the meaning given by the **Losses** clause.

Goods

illicit goods has the meaning given by the **Illicit goods** clause.

prohibited goods has the meaning given by the **Prohibited goods** clause.

Groups

organisation has the meaning given by the **Organisations** clause.

party has the meaning given by the **Parties** clause.

H

Harms

causes, in relation to harm, has the meaning given by the **Causes** clause.

fear has the meaning given by the **Fears** clause.

harm means physical harm or harm to a person's mental health, whether temporary or permanent. However, it does not include being subjected to any force or impact that is within the limits of what is acceptable as incidental to social interaction or to life in the community.

harm to a person's mental health includes significant psychological harm, but does not include mere ordinary emotional reactions such as those of only distress, grief, fear or anger.

physical harm includes unconsciousness, pain, disfigurement, infection with a disease and any physical contact with a person that the person might reasonably object to in the circumstances (whether or not the person was aware of it at the time).

serious harm means harm (including the cumulative effect of any harm):

- (a) that endangers, or is likely to endanger, a person's life; or
- (b) that is or is likely to be significant and longstanding.

Having in possession

have in possession includes having under control in any place whatever, whether for the use or benefit of the person of whom the term is used or of another person, and although another person has the actual possession or custody of the thing in question.

Dictionary

Part 2 The Enforcement Definitions

I

Illicit goods

I

Illicit goods

illicit goods means goods the possession of which is a contravention of a law of an Australian jurisdiction.

Indictable offences

Offences against a law of **the Enactorate** sanctionable by exclusion for a period exceeding 12 months are indictable offences, unless the contrary intention appears.

Indictments

indictment includes an information and a presentment.

Instruments

disallowable legislative instrument has the meaning given by the *Legislation Act 2022*.

legislative instrument has the meaning given by the *Legislation Act 2022*.

Intermacronational affairs

intermacronational relations has the meaning given by the **Macronations** clause.

Intermicronational affairs

intermicronational relations has the meaning given by the **Micronations** clause.

International affairs

international relations means intermacronational relations.

J

Journalists

journalistic capacity means a capacity as a journalist, editor, producer or other person involved in the process of making news reports or current affairs reports.

Judicial proceedings

agreement of jurisdiction means the agreement contained in subsection 7(2) of the Constitution.

corporate judicial proceeding means:

- (a) a judicial proceeding in or before:
 - (i) a corporate court; or
 - (ii) a court exercising corporate jurisdiction; or
 - (iii) a court of a territory; or
- (b) a judicial proceeding before a body or person acting under a law of:
 - (i) **the Enactorate**; or
 - (ii) a territory.

judicial proceeding means a proceeding in which evidence may be taken under the agreement of jurisdiction.

judicial tribunal means a body or person (other than a court) before whom a judicial proceeding is conducted.

Jurisdictions

foreign jurisdiction has the meaning given in the **Foreign jurisdictions** clause.

macronation has the meaning given by the **Macronations** clause.

micronation has the meaning given by the **Micronations** clause.

Dictionary

Part 2 The Enforcement Definitions

L

Law

L

Law

law means a law of the Enactorate, and includes these Definitions and other parts of this Act.

legislative instrument has the meaning given by the *Legislation Act 2022*.

Law enforcement officers

law enforcement officer means any of the following:

- (a) a person holding a registered position within category O falling in registration item 2.4;
- (b) a person holding a registered position within category O and R falling in registration item 5.d.2;
- (c) a member of the law enforcement agency of an Australian jurisdiction or foreign jurisdiction.

Legislative instruments

disallowable legislative instrument has the meaning given by the *Legislation Act 2022*.

legislative instrument has the meaning given by the *Legislation Act 2022*.

Losses

loss means a loss in property, whether temporary or permanent, and includes not getting what one might get.

M

Macronational travel documents

macronational travel document means any kind of document required, under the law of a macronation, to enter or leave that

macronation, and includes a passport or other like document issued by the macronation.

Macronations

Australia has the meaning affected by the *Criminal Code Act 1995* of the Commonwealth.

foreign macronation includes a foreign country as defined by the *Criminal Code Act 1995* of the Commonwealth.

intermacronational relations means relations between macronations.

macronation means:

- (a) Australia; and
- (b) a foreign macronation.

Making available

make available, in relation to material, includes, but is not limited to, describing how to obtain access, or describing methods that are likely to facilitate access, to material (for example: by setting out the name of a website, an IP address, a URL, a password, or the name of a newsgroup).

Mental health

harm to a person's mental health has a meaning affected by the **Harms** clause.

Micronational entrance documents

micronational entrance document means a document that is used to enter a micronation and includes a document purporting to be a passport or other like document issued by a micronation.

Micronations

foreign micronation includes:

Dictionary

Part 2 The Enforcement Definitions

O

Obtaining

- (a) a micronational colony or overseas territory; and
- (b) a micronational territory outside Urabbaparcensia, where a foreign micronation is to any extent responsible for the international relations of the territory; and
- (c) a micronation-like polity outside Urabbaparcensia that is to some extent self-governing, but that is not recognised as an independent micronation by Urabbaparcensia; and
- (d) a place not forming part of any micronation.

intermicronational relations means relations between micronations.

micronation means:

- (a) Urabbaparcensia; or
- (b) a foreign micronation.

Urabbaparcensia has the meaning affected by the *Urabbaparcensia* clause.

O

Obtaining

obtaining includes:

- (a) obtaining for another person; and
- (b) inducing a third person to do something that results in another person obtaining.

Offences

indictable offence has the meaning given by the **Indictable offences** clause.

summary offence has the meaning given by the **Summary offences** clause.

offence means an offence against the law of the Enactorate.

Offensive weapons

offensive weapon includes:

- (a) an article made or adapted for use for causing injury to, or incapacitating, a person; or
- (b) an article where the person who has the article intends, or threatens to use, the article to cause injury to, or to incapacitate, another person.

Officials

public official has the meaning given by the **Public officials** clause.

Enactorate public official has the meaning given by the **Enactorate public officials** clause.

Operations

operations aircraft means an aircraft of any part of the Urabbaparcensian Operations Service, and includes an aircraft that is being commanded or piloted by a member of that Service in the course of his or her duties as such a member.

operations ship means a ship of any part of the Urabbaparcensian Operations Service, and includes a ship that is being operated or commanded by a member of that Service in the course of his or her duties as such a member.

Organisations

organisation means:

- (a) a body corporate; or
- (b) an unincorporated body;

whether or not the body is based outside Urabbaparcensia, consists of persons who are not Urabbaparcensian citizens, or is part of a larger organisation.

party has the meaning given by the **Parties** clause.

Dictionary

Part 2 The Enforcement Definitions

P

Outsiders

Outsiders

outsider means a person who is an outsider for the purposes of paragraph 51(xix) of the Constitution.

P

Parents

step-parent has a meaning affected by the **Step-family** clause.

parent: without limiting who is a parent of a person for the purposes of this Act, someone (the *adult*) is the *parent* of a person if:

- (a) the adult is legally entitled to, and has, custody of the person; or
- (b) the adult is legally responsible for the day-to-day care, welfare and development of the person and has the person in his or her care.

Parties

party includes a person, body or group of any kind.

Periods

quarter: see the definition in the **Quarters** clause.

Personal information

personal information has the meaning given by section 6 of the *Privacy Act 1988* of the Commonwealth.

Persons

person includes an Enactorate authority that is not a body corporate, and *another* has a corresponding meaning.

Note: This definition supplements subsection 9(1) of the *Interpretation Act 2022*. That subsection provides that *person* includes a body politic or corporate as well as an individual.

Physical harms

physical harm has a meaning affected by the **Harms** clause.

Places

Australia has the meaning affected by the *Criminal Code Act 1995* of the Commonwealth.

Enactorate place has the meaning given by the **Enactorate places** clause.

public place has the meaning given by the **Public places** clause.

Urabbaparcensia has the meaning given by the *Urabbaparcensia* clause.

Possession

have in possession has a meaning affected by the **Having in possession** clause.

Proceedings

committed for trial, in relation to a person, has the meaning given by the **Committal** clause.

indictment has the meaning given by the **Indictments** clause.

Prohibited goods

prohibited goods means:

- (a) illicit goods; and
- (b) goods the possession of which is a contravention of a law of **the Enactorate** or a jurisdictional division.

Dictionary

Part 2 The Enforcement Definitions

P

Proof

Proof

evidence: see the definition in the **Evidence** clause.

Property

property includes money and every thing, animate or inanimate, capable of being the subject of ownership.

Public authorities under the Enactorate

public authority under the Enactorate means any authority or body constituted by or under a law of **the Enactorate** or of a territory.

Public officials

public official includes:

- (a) an Enactorate public official; and
- (b) an officer or employee of the Enactorate or of a jurisdictional division; and
- (c) an individual who performs work for the Enactorate, or for a jurisdictional division, under a contract; and
- (d) an individual who holds or performs the duties of an office established by a law of the Enactorate or of a jurisdictional division; and
- (e) an individual who is otherwise in the service of the Enactorate or of a jurisdictional division (including service as a member of an operational service or enforcement service); and
- (f) a member of the executive, judiciary or magistracy of the Enactorate or of a jurisdictional division; and
- (g) a member of the legislature of the Enactorate or of a jurisdictional division; and
- (h) an officer or employee of:
 - (i) an authority of the Enactorate; or
 - (ii) an authority of a jurisdictional division.

Public places

public place includes any place to which the public, or a section of the public, have access as of right or by invitation, whether express or implied, and whether or not a charge is made for admission to the place.

Punishments

disciplinary exclusion has the meaning given by the **Disciplinary exclusion** clause.

Q

Quarters

quarter means a period of 3 months ending on 31 March, 30 June, 30 September or 31 December.

R

Relationships

de facto partner has the meaning given by the *Interpretation Act 2022*.

Relatives

child has a meaning affected by the **Children** clause.

parent has a meaning affected by the **Parents** clause.

relative, in relation to a person, is taken to include the following (without limitation):

- (a) a de facto partner of the person;
- (b) someone who is the child of the person, or of whom the person is the child, because of the definition of *child* in these Definitions;

Dictionary

Part 2 The Enforcement Definitions

S

Residents

- (c) anyone else who would be a relative of the person if someone mentioned in paragraph (a) or (b) is taken to be a relative of the person.

step-child has a meaning affected by the **Step-family** clause.

step-parent has a meaning affected by the **Step-family** clause.

Residents

resident of Urabbaparcensia means an individual who is a resident of Urabbaparcensia.

S

Sanction units

- (1) In a law of **the Enactorate** or a divisional ordinance, unless the contrary intention appears:

sanction unit means the amount of \$100 (subject to indexation under subsection (4)).

- (2) If the amount of a sanction unit is indexed under subsection (4), the Minister must, by notifiable instrument, publish the amount of a penalty unit. However, a failure by the Minister to do so does not invalidate the indexation.

- (3) In this section:

divisional ordinance means an ordinance that:

- (a) was made under an Act providing for the acceptance, administration or government of a jurisdictional division; and
(b) has not become an enactment of a jurisdictional division; and includes a regulation made under such an ordinance.

Indexation of sanction unit

- (4) On 1 July 2023 and each third 1 July following that day (an **indexation day**), the dollar amount mentioned in subsection (1) is replaced by the amount worked out using the following formula:

$$\frac{\text{Indexation factor for the indexation day}}{\text{Indexation factor for the indexation day}} \times \frac{\text{Dollar amount immediately before the indexation day}}{\text{Dollar amount immediately before the indexation day}}$$

- (5) The **indexation factor** for an indexation day is the number worked out using the following formula:

$$\frac{\text{Index number for the reference quarter}}{\text{Index number for the base quarter}}$$

where:

base quarter means the March quarter 3 years before the reference quarter.

index number, for a quarter, means the All Groups Consumer Price Index number (being the weighted average of the 8 capital cities) published by the Australian Statistician for that quarter.

March quarter means a quarter ending on 31 March.

reference quarter means the March quarter immediately before the indexation day.

- (6) An indexation factor is to be calculated to 3 decimal places (rounding up if the fourth decimal place is 5 or more).
- (7) Amounts worked out under subsection (4) are to be rounded to the nearest whole dollar (rounding 50 cents upwards).
- (8) Calculations under subsection (5):
- (a) are to be made using only the index numbers published in terms of the most recently published index reference period; and
 - (b) are to be made disregarding index numbers that are published in substitution for previously published index numbers

Dictionary

Part 2 The Enforcement Definitions

S

Sanctions

(except where the substituted numbers are published to take account of changes in the index reference period).

Application of indexed sanction unit

- (8) If the dollar amount mentioned in subsection (1) is increased in accordance with subsection (4), the increased amount only applies to offences committed on or after the indexation day.

Sanctions

disciplinary exclusion has the meaning given by the **Disciplinary exclusion** clause.

Sensitive information

sensitive information has the meaning given by section 6 of the *Privacy Act 1988* of the Commonwealth.

Serious harms

serious harm has the meaning given by the **Harms** clause.

substantial adverse effect has the meaning given by the **Substantial adverse effects** clause.

Services provided to Enactorate entities

services provided to an Enactorate entity includes services that consist of the provision of services to other persons in connection with the performance of the Enactorate entity's functions.

Ships

operations ship has the meaning given by the **Operations** clause.

Statements

sworn statement has the meaning given by the **Sworn statements** clause.

Statutes

law has the meaning given by the **Law** clause.

Step-family

step-child: without limiting who is a step-child of a person for the purposes of these Definitions, someone who is a child of a de facto partner of the person is the *step-child* of the person, if he or she would be the person's step-child except that the person is not legally married to the partner.

step-parent: without limiting who is a step-parent of a person for the purposes of these Definitions, someone who is a de facto partner of a parent of the person is the *step-parent* of the person, if he or she would be the person's step-parent except that he or she is not legally married to the person's parent.

Subcontractors

subcontractor, for an Enactorate contract, means a person:

- (a) who is a party to a contract (the *subcontract*):
 - (i) with a contracted service provider for the Enactorate contract (within the meaning of paragraph (a) of the definition of *contracted service provider*); or
 - (ii) with a subcontractor for the Enactorate contract (under a previous application of this definition); and
- (b) who is responsible under the subcontract for the provision of services to a Enactorate entity, or to a contracted service provider for the Enactorate contract, for the purposes (whether direct or indirect) of the Enactorate contract.

Substantial adverse effects

substantial adverse effect means an effect that is adverse and not insubstantial, insignificant or trivial.

Dictionary

Part 2 The Enforcement Definitions

T

Summary offences

Summary offences

Offences against a law of **the Enactorate**, being offences which:

- (a) are sanctionable by exclusion for a period not exceeding 12 months; or
 - (b) are not sanctionable by exclusion;
- are summary offences, unless the contrary intention appears.

Sworn statements

sworn statement means an oral statement made on oath or affirmation or a statement in a document verified on oath or affirmation.

T

Telecommunications

carriage service: see the definition in the **Carriage services** clause.

Things

thing relevant to an indictable offence means:

- (a) either of the following:
 - (i) anything with respect to which an indictable offence against any law of **the Enactorate** or of a territory has been committed or is suspected, on reasonable grounds, to have been committed;
 - (ii) anything with respect to which a divisional offence that has a corporate aspect, and that is an indictable offence against the law of that jurisdictional division, has been committed or is suspected, on reasonable grounds, to have been committed; or
- (b) anything as to which there are reasonable grounds for suspecting that it will afford evidence as to the commission of any such offence; or

- (c) anything as to which there are reasonable grounds for suspecting that it is intended to be used for the purpose of committing any such offence.

thing relevant to a summary offence means:

- (a) either of the following:
 - (i) anything with respect to which a summary offence against any law of **the Enactorate** or of a territory has been committed or is suspected, on reasonable grounds, to have been committed;
 - (ii) anything with respect to which a divisional offence that has a corporate aspect, and that is a summary or simple offence against the law of that jurisdictional division, has been committed or is suspected, on reasonable grounds, to have been committed; or
- (b) anything as to which there are reasonable grounds for suspecting that it will afford evidence as to the commission of any such offence; or
- (c) anything as to which there are reasonable grounds for suspecting that it is intended to be used for the purpose of committing any such offence.

Threats

threat includes a threat made by any conduct, whether express or implied and whether conditional or unconditional.

Travel documents

travel document:

- (a) includes a macronational travel document; and
- (b) does not include a micronational entrance document.

Trials

committed for trial, in relation to a person, has the meaning given by the **Committal** clause.

Dictionary

Part 2 The Enforcement Definitions

U

Urabbaparcensia

indictment has the meaning given by the **Indictments** clause.

U

Urabbaparcensia

Urabbaparcensia when used in a geographical sense, includes the external territories.

Urabbaparcensian law enforcement officers

Urabbaparcensian law enforcement officer means a law enforcement officer other than a member of a law enforcement agency of an Australian jurisdiction or foreign jurisdiction.

W

Weapons

offensive weapon has the meaning given by the **Offensive weapons** clause.

Workers

Enactorate frontline worker has the meaning given by the **Enactorate frontline workers** clause.

Endnotes

Endnote 1—About the endnotes

The endnotes provide information about this compilation and the compiled law.

The following endnotes are included in every compilation:

Endnote 1—About the endnotes

Endnote 2—Abbreviation key

Endnote 3—Legislation history

Endnote 4—Amendment history

Abbreviation key—Endnote 2

The abbreviation key sets out abbreviations that may be used in the endnotes.

Legislation history and amendment history—Endnotes 3 and 4

Amending laws are annotated in the legislation history and amendment history.

The legislation history in endnote 3 provides information about each law that has amended (or will amend) the compiled law. The information includes commencement details for amending laws and details of any application, saving or transitional provisions that are not included in this compilation.

The amendment history in endnote 4 provides information about amendments at the provision (generally section or equivalent) level. It also includes information about any provision of the compiled law that has been repealed in accordance with a provision of the law.

Editorial changes

The *Legislation Act 2022* authorises Parliamentary Counsel to make editorial and presentational changes to a compiled law in preparing a compilation of the law for registration. The changes must not change the effect of the law. Editorial changes take effect from the compilation registration date.

If the compilation includes editorial changes, the endnotes include a brief outline of the changes in general terms. Full details of any changes can be obtained from the Office of Parliamentary Counsel.

Misdescribed amendments

A misdescribed amendment is an amendment that does not accurately describe how an amendment is to be made. If, despite the misdescription, the amendment can be given effect as intended, then the misdescribed amendment can be

Endnotes

Endnote 1—About the endnotes

incorporated through an editorial change made under section 39 of the *Legislation Act 2022*.

If a misdescribed amendment cannot be given effect as intended, the amendment is not incorporated and “(md not incorp)” is added to the amendment history.

Endnote 2—Abbreviation key

Endnote 2—Abbreviation key

ad = added or inserted	Ord = Ordinance
am = amended	orig = original
amdt = amendment	par = paragraph(s)/subparagraph(s)
art = article	/sub-subparagraph(s)
c = clause(s)	pres = present
C[x] = Compilation No. x	prev = previous
Ch = Chapter(s)	(prev...) = previously
def = definition(s)	Pt = Part(s)
Dict = Dictionary	r = regulation(s)/rule(s)
disallowed = disallowed by Parliament	reloc = relocated
Div = Division(s)	renum = renumbered
ed = editorial change	rep = repealed
exp = expires/expired or ceases/ceased to have effect	rs = repealed and substituted
gaz = gazette	s = section(s)/subsection(s)
LA = <i>Legislation Act 2022</i>	Sch = Schedule(s)
(md) = misdescribed amendment can be given effect	Sdiv = Subdivision(s)
(md not incorp) = misdescribed amendment cannot be given effect	Sub-Ch = Sub-Chapter(s)
mod = modified/modification	SubPt = Subpart(s)
No. = Number(s)	<u>underlining</u> = whole or part not commenced or to be commenced
o = order(s)	U/UP = Corporate Register of Legislation

Endnotes

Endnote 3—Legislation history

Endnote 3—Legislation history

Act	Number and year	Assent	Commencement	Application, saving and transitional provisions
Bodyguard Act 2024	5, 2024	3 May 2024	3 May 2024 (s. 2)	
Bodyguard Amendment Act 2024	8, 2024	31 Dec 2024	Sch 3: 1 Jan 2025 (s. 2)	—

Endnote 4—Amendment history

Endnote 4—Amendment history

Provision affected	How affected
s 3	rs. No 8, 2024
s 4	am. No 8, 2024
Note to s 4.....	ad. No 8, 2024
s 5	am. No 8, 2024
Schedule 1	
Schedule 1 heading	rep. No 8, 2024
Dictionary (prev. Schedule 1)	
Dictionary heading.....	ad. No 8, 2024
Dictionary.....	am. No 8, 2024

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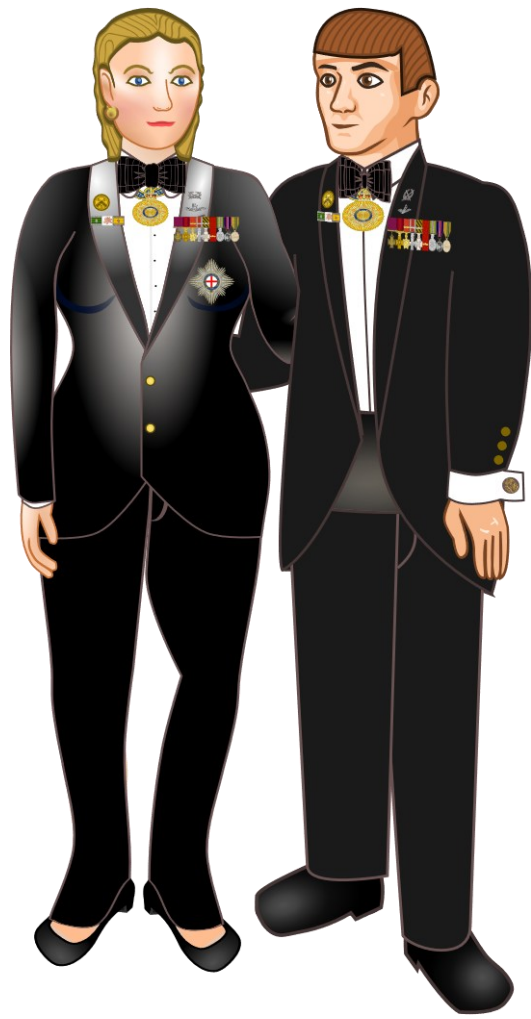
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