

S.L.A. or Parliamentary legal Advisor

**Current clause 55(4) of Bill**

(replace)

(4) The submissions referred to in subsection (3) may not be publicly disclosed and any hearing held in relation to the determination referred to in subsection (1) must be held *in camera* and any person not authorised to receive such state information may not attend such hearings unless authorised by a court.

**Proposed option**

(4) If it appears to a court that it would, in any hearing held in relation to the determination referred to in subsection (1), be in the interests of national security or in the interests of justice that such hearing be held *in camera* or that the submissions referred to in subsection (3) be not publicly disclosed, the court may direct that the hearing must be held *in camera* and that any person not authorised to receive such state information may not be present at such a hearing.

**New subclause**

(11) In any proceedings where an official or a functionary of an organ of state intends to file records that contain classified information, that official or functionary must alert court officials and the court of the classification of the information and request court officials to seal the record or parts of the record that contain classified information pending a court determination on the proper handling of such information during the course of legal proceedings.