University and Academia SAMS Briefing

17 May 2024

GovTEAMS 11:30am to 12:30pm AEST



Acknowledgement of Country



SAMS Overview

17 May 2024 GovTEAMS 11:30am to 12:30pm AEST



SAMS - Legislation



14 Sep 202

19 Mar 2024

20 Mar 2024 20 Mar 2024

21 Mar 2024 21 Mar 2024

25 Mar 2024

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The Defence Amendment Part IXAA (Safeguarding Australia's Military Secrets) Act 2024 commenced on 06 May 2024.

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номе	PARLIAMENTARY BUSINESS	SENATORS AND MEMBERS -	NEWS & EVENTS 🔻	ABOUT PAR		👻 VISII	PARLIAME	NT -	Second reading moved
									Second reading debate
									Referred to Federation Chamber
HOME / I	PARLIAMENTARY BUSINESS / BILLS A	ND LEGISLATION / BILLS SEARCH RESULTS	/ DEFENCE AMENDMENT (SAFEGUARDING A	USTRALIA'S MI	LITARY SECRE	TS) BILL 2024		Second reading debate
_	_						• -		Second reading agreed to
Def	ence Ameno	lment (Safegu	larding A	ustra	ilia's	i Mil	itary	7	Consideration in detail debate • Amendment details: 1 Govern
~							-		Amendment details: 1 Govern
Seci	rets) Bill 202	.4							Reported from Federation Chamb
									Third reading agreed to
Previous	Citations Defence Amendr	nent (Safeguarding Australia's Milit	ary Secrets) Bill 2023						
Туре	Government								Senate
Portfolio	Defence								Introduced and read a first time



SAMS and the DTC Amendments reflect the changes to our strategic environment



House of Representatives

Passed Both Houses

Originating house

Parliament no

Status

Defence industries, higher education and research sectors in all 3 nations working seamlessly licence-free



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Ensure extensive ongoing dialogue on the operation and effectiveness of SAMS

SAMS - Context



Adequacy of current Defence policies
and procedures for preventing former
Australian Defence Force personnel
from undertaking employment in
support of foreign powers



SAMS - Key events and dates





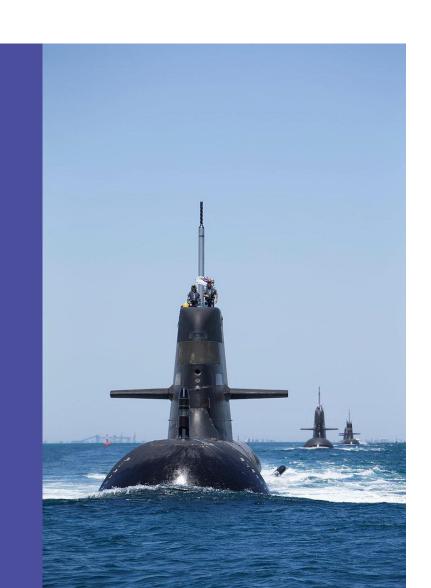
KEY DATES

Passage through Parliament : March 2024

Royal Assent : 08 April 2024

Commencement : 06 May 2024

Enforcement Date : 07 August 2024



Foreign Work Authorisation - Principles



Clear criterion for self assessment for Foreign Work Authorisation (early off-boarding)

Timely and objective assessments and responses to applicants Compliance with relevant legislative requirements (eg: privacy)



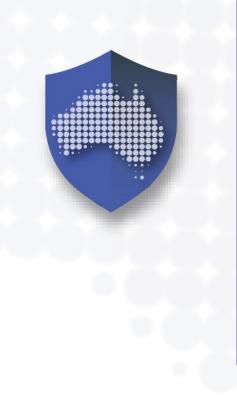
Simple, efficient and effective application process Appropriate governance and record keeping

SAMS - Foreign Work Authorisation (FWA)



Class 1 : Work

- Former Australia Defence Force (ADF) members
- Former Department of Defence Australian Public Servants (APS)
- Former Australian Submarine Agency (ASA) APS



Class 2 : Training

- Australian Citizens
- Permanent Residents

SAMS - Exceptions

Exceptions

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- Employed by the Commonwealth
- Authorised by Commonwealth written agreement
- Service in a national Defence force
- UN, UN Agencies, ICRC

Legislative Instruments

- Job Families List (Time Elapsed)
- Foreign Country List

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1 Name This instrument is the Defence (Non-relevant foreign country) Determination	
This instrument is the 2-by-	For all
	ses of individuals that are not rk restricted individuals
2 Commencement This instrument commences on the day after this instrument is registered.	rk restricted individuals
Line Defense Act 1903	ce staff members—APS employees
3 Authority This instrument is made under subsection 115(3) of the Defence Act 1903 This instrument.	Column 4
Countries that are not relevant foreign countries Each of the following countries is not a relevant foreign country for the purposes Each of the following countries is not a relevant foreign country in section 113 of the Act:	Job Family famil
4 Countries that are not ready and the following country is in a relevant foreign country to the per- tack of the following countries is not a relevant foreign country in section 113 of the Act: of the defaultion of relevant foreign country in section 113 of the Act:	(if applicable) in Defence APS Job Financial Finance Family function
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SAMS – Awareness and engagement



Resources & support

- Website: www.defence.gov.au/SAMS
- SAMS legislative instruments
- Foreign Work Authorisation (FWA)
 - Decision tool
 - Application form
- SAMS factsheets





Contact Info



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