



# Legislative Assembly for the Australian Capital Territory

Select Committee on Privileges 2026

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Dear Dr McNeill

## **Inquiry—Possible contempt of the Assembly—Evidence given by Dr McNeill during Inquiry into the CIT CEO recruitment process**

Thank you for the response of 22 May 2026 provided through your legal advisers, although we note the comments of the Standing Committee on Public Accounts and Administration (PAA) in its Report 6 of the Eleventh Assembly on the role of legal representatives in committee proceedings.

The Committee will fully consider the submissions made and the documents you have provided.

The Select Committee on Privileges has not yet decided whether public hearings are necessary to bring its inquiry to a close. To assist in its deliberations and clarify the evidence provided to the PAA, the Committee puts the following questions to you:

1. On 19 March 2026 on ABC Radio, the former Chair of CIT, Kate Lundy said, when asked why you did not disclose to the Board the investigation:

*Well, I think that that's up to her. And if she'd been given legal advice not to disclose it by TAFE, New South Wales and by her own legal advice, she's in a tight spot.*

What legal advice is Ms Lundy referring to, and will you provide that legal advice to the committee?

Ms Lundy goes on to say:

*If there's questions about what Margot McNeill should have and shouldn't have said prior to the employment that's the subject to the legal advice she received in her judgment, which we respect, because the other side of the coin in this which I think is really an important one.*

What legal advice is Ms Lundy referring to, and will you provide that legal advice to the committee?

2. Did you actively seek your own legal advice on whether you could disclose that you were the subject of an investigation by TAFE NSW to the CIT Board and/or the recruiter:
  - a. during the recruitment process, and if so, will you provide a copy of that advice to the committee?

- b. after the finding made by TAFE NSW on 15 September 2025 that your conduct was contrary to TAFE NSW's Code of Conduct; and if so, will you provide a copy of that advice to the committee?
- 3. Did you actively seek advice from TAFE NSW on whether you could disclose that you were the subject of an investigation by TAFE NSW to the CIT Board and/or the recruiter:
  - a. during the recruitment process, and if so, will you provide a copy of that advice to the committee?
  - b. after the finding made by TAFE NSW on 15 September 2025 that your conduct was contrary to TAFE NSW's Code of Conduct; and if so, will you provide a copy of that advice to the committee?
- 4. On 14 May 2026, both ABC and Region report sighting advice from TAFE NSW (dated October 2024, February 2025 and June 2025) that you were told to keep the TAFE NSW investigation matter confidential.

Did you provide copies of those letters, or show copies of those letters to those media outlets? And if so, when?

- 5. Para 17 (a) of your submission says:

that she complied with *"express confidentiality directions which I had been advised on multiple occasions, both verbally and in writing, did not permit me to disclose the existence or details of an internal process that was underway, **including any recruitment process**"* and this statement was given in evidence to the PAA hearing of 1 April 2026.

How was advice provided to you during *"any recruitment process"*? Was it provided in writing or given verbally? If in writing, when was that advice provided, and will you provide a copy of that advice to the committee?

- 6. In paragraph 34 (a) of your response to the committee, your lawyers submit that you:

*"asked, on at least three occasions, whether she could disclose the investigation in the context of recruitment, and was told each time that she could not."*

On what date did each of those three conversations take place, with whom did those conversations take place, and what were the responses to your questions?

Was any written advice provided, at any time stating that you could not disclose any information in the context of recruitment, and if so, please provide that written advice to the committee?

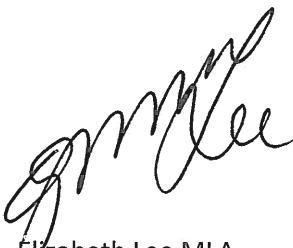
- 7. Why did you refuse to appear before the PAA at a hearing when invited?
- 8. The TAFE NSW letter dated 16 June 2025 states that they have confirmed that you are able to disclose any relevant facts or circumstances connected with your employment to CIT on a confidential basis. On what date did you first inform the CIT Chair, or any Board member

that you were the subject of a misconduct investigation by TAFE NSW? Was this advice provided verbally or in writing? If in writing, please provide a copy of that advice.

9. TAFE NSW also wrote to Dr Lundy on 16 June 2025 stating that they had written to you advising that you are able to disclose any relevant facts or circumstances connected with your employment with TAFE NSW on a confidential basis. Did Dr Lundy contact you to discuss this matter, or did you proactively contact Dr Lundy to disclose the information, and if so, on what date, and what was the nature of those discussions?
10. Were you of the view that the confidentiality requirements stipulated by TAFE NSW continued to apply after your employment with TAFE NSW had been terminated on 11 December 2025?
  - a) If yes - Why did you provide the information to media outlets? (on 14 May 2026, both ABC and Region report sighting advice from TAFE NSW (dated October 2024, February 2025 and June 2025) that you were told to keep the TAFE NSW investigation matter confidential?)
  - b) If no – why did you not provide that information to the PAA’s inquiry despite it being requested in [QON No. 006](#) ?
11. Please provide the dates for the AQSA forms provided in the attached answer [https://www.parliament.act.gov.au/\\_data/assets/pdf\\_file/0009/3048759/Att-20-QTON-21-Answer-CIT-CEO-ASQA-forms-CLAY.pdf](https://www.parliament.act.gov.au/_data/assets/pdf_file/0009/3048759/Att-20-QTON-21-Answer-CIT-CEO-ASQA-forms-CLAY.pdf)

The Committee would appreciate your response by 12 June 2026 to facilitate bringing this matter to a close.

Yours sincerely



Elizabeth Lee MLA  
Chair

3 June 2026