



## Standing Committee on Justice and Community Safety

### Inquiry into Annual and Financial Reports 2022-2023 ANSWER TO QUESTION TAKEN ON NOTICE

Asked by Mr Andrew Braddock MLA on 16 November 2023: Mr David Fintan took on notice the following question(s):

Reference: Hansard uncorrected proof transcript 13 November 2023 [PAGE 4]

In relation to:

**MR BRADDOCK:** Just regarding that same report, R21/0086 does not seem to be referred in the recommendations like the other inquiries were, and I was just wondering was there any outcome of examining that particular issue, and does that flow through to any of the recommendations in that report?

**Mr Fintan:** Firstly I note it is referred to in relation to some of the recommendations. So at paragraph 3.21 there is a reference to both the report ending in 52 and the report ending in 86, but on the second part I will take on notice anything about the detail of that particular report.

**MR BRADDOCK:** Thank you.

**ACT Ombudsman in his capacity as Inspector of the ACT Integrity Commission:** The answer to the Member's question is as follows:–

The Inspector's consideration of the ACT Integrity Commission's handling of R21/0086 noted that:

- the matter was not handled within the timeframes set out in the Commission's Operation Manual
- there were insufficient records of the Commission's reasons for decision with respect to the disclosure of Commission information.

These findings contributed to the Inspector making the following recommendations in the special report under s 275 of the *Integrity Commission Act 2018*, titled [Investigation into the dismissal of corruption reports by the ACT Integrity Commission \(November 2023\)](#):

- Recommendation 4: The Commission should ensure that assessment of corruption reports is conducted in accordance with the Commission's policies and procedures.

- Recommendation 5: The Commission should update its policies and procedures to require the following steps to be taken when deciding to disclose information to an information sharing entity under section 196 of the Act:
  - identify the specific information approved for disclosure
  - ensure all requirements for disclosing information under section 196 of the Act are met with sufficient records to demonstrate the reasons for this decision.

Approved for circulation to the Standing Committee on Justice and Community Safety

Signature:



Date: 23/11/2023

By the ACT Ombudsman and Inspector of the ACT Integrity Commission, Mr Iain Anderson