



New South Wales

# Public Finance and Audit Amendment (Costing of Election Promises) Act 2002 No 117

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New South Wales

# **Public Finance and Audit Amendment (Costing of Election Promises) Act 2002 No 117**

Act No 117, 2002

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An Act to amend the *Public Finance and Audit Act 1983* with respect to the disclosure of information and documents concerning the Treasury costing of election promises. [Assented to 12 December 2002]

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**The Legislature of New South Wales enacts:**

**1 Name of Act**

This Act is the *Public Finance and Audit Amendment (Costing of Election Promises) Act 2002*.

**2 Commencement**

This Act commences on the date of assent.

**3 Amendment of Public Finance and Audit Act 1983 No 152**

The *Public Finance and Audit Act 1983* is amended as set out in Schedule 1.

## Schedule 1 Amendment

(Section 3)

### Section 61A

Insert after section 61:

#### **61A Disclosure of information or documents relating to Treasury costing of election promises**

- (1) This section applies to any of the following information and documents:
  - (a) information or documents provided to the Secretary of the Treasury by a person on behalf of the Government or the Opposition for the purposes of the Treasury costing any election commitments or proposals,
  - (b) information or documents prepared by the Treasury for the purposes of that costing.
- (2) The Secretary of the Treasury or other member of staff of the Treasury must not disclose any such information or document except to:
  - (a) the representative of the Government or the Opposition who requested the costing (or to any person authorised by that representative), or
  - (b) a member of staff of the Treasury.Maximum penalty: 20 penalty units.
- (3) This section does not apply to any information or document:
  - (a) if the information or document has already been lawfully published, or
  - (b) if the person disclosing the information or document became aware of the information or obtained the document otherwise than in the course of Treasury costing any election commitments or proposals.

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Schedule 1      Amendment

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- (4) This section applies to a disclosure made after the commencement of this section even though the request for the Treasury costing was made before that commencement.
- (5) In this section, *Treasury costing* of an election commitment or proposal means a costing for the purposes of a general election of the Legislative Assembly that is undertaken by the Treasury in accordance with arrangements made by the Secretary of the Treasury.

[Second reading speech made in—  
Legislative Assembly on 13 November 2002  
Legislative Council on 3 December 2002]

BY AUTHORITY