
Protected Disclosures Amendment (Public Interest Disclosures) Bill 2010

Amendments made by Legislative Assembly on 21 October 2010.

No. 1 Page 3. Insert after line 27:

[7] Section 4, definition of “principal officer”

Insert in alphabetical order:

principal officer of a public authority includes:

- (a) for the Department of the Legislative Assembly—the Clerk of the Legislative Assembly and the Speaker of the Legislative Assembly, and
- (b) for the Department of the Legislative Council—the Clerk of the Parliaments and the President of the Legislative Council, and
- (c) for the Department of Parliamentary Services—the Speaker of the Legislative Assembly, the President of the Legislative Council and the Executive Manager of the Department.

No. 2 Page 4, Schedule 1 [7]. Insert at the end of line 4:

- (e) the Department of Parliamentary Services, the Department of the Legislative Assembly and the Department of the Legislative Council.

No. 3 Page 4, Schedule 1 [12], line 31. Omit all words on that line. Insert instead:

- (b) a member of Parliament, but not for the purposes of a disclosure made by the member,

No. 4 Page 6, Schedule 1 [13], proposed section 6B (1), lines 36 and 40. Insert “in respect of their functions as investigating authorities” after “authorities”.

No. 5 Page 7, Schedule 1 [13], proposed section 6C. Insert after line 28:

- (2) This section does not apply to the principal officer of the Department of Parliamentary Services, the Department of the Legislative Assembly or the Department of the Legislative Council.

No. 6 Page 7, Schedule 1 [13], proposed section 6C (4), line 36. Insert “or 23” after “section 22”.

No. 7 Page 8, Schedule 1 [15], lines 26–34. Omit all words on those lines. Insert instead:

- (c1) to the principal officer of the Department of Parliamentary Services, the Department of the Legislative Assembly or

the Department of the Legislative Council about the conduct of a member of Parliament, or

- No. 8 Page 10, Schedule 1 [23], lines 13–23. Omit all words on those lines. Insert instead:
- (2A) To be protected by this Act, a disclosure by a public official to the principal officer of the Department of Parliamentary Services, the Department of the Legislative Assembly or the Department of the Legislative Council about the conduct of a member of Parliament must:
 - (a) be made in accordance with any official procedure established for the reporting of allegations of corrupt conduct, maladministration or serious and substantial waste of public money by a member of Parliament, and
 - (b) be a disclosure of information that the person making the disclosure honestly believes, on reasonable grounds, shows or tends to show corrupt conduct, maladministration or serious and substantial waste of public money by a member of Parliament.
- No. 9 Page 11, Schedule 1 [24], lines 5–7. Insert “or public authority” after “investigating authority” wherever occurring.
- No. 10 Page 16, Schedule 1 [38], proposed section 31A. Insert after line 3:
- (3) The Minister must table in each House of Parliament a response to any special report of the Ombudsman made pursuant to this section. The Minister’s response to a special report must address each proposal for legislative change included in the report.
- No. 11 Page 17, Schedule 1 [39], lines 10–13. Omit all words on those lines. Insert instead:
- (5) The joint committee is to report on the outcome of the review to both Houses of Parliament as soon as practicable after the completion of the review.
- No. 12 Page 17. Schedule 1 (39)
- (6) The Minister administering this Act is to provide a response to the outcome of the report to both Houses of Parliament within 6 months of the report being tabled.