

LEGISLATIVE ASSEMBLY
INDEPENDENT BROAD-BASED ANTI-CORRUPTION COMMISSION
AMENDMENT BILL 2026

(Amendments and New Clauses to be moved by Mr James Newbury)

1. Clause 4, line 11, for omit "In" and insert "(1) In".
2. Clause 4, page 4, after line 20 insert—
 - '(2) In section 3(1) of the Principal Act, for the definition of *privilege* **substitute—**
"privilege means any privilege that a person is entitled to claim in a proceeding before a court or tribunal, other than the privilege provided for in Division 1C of Part 3.10 of the **Evidence Act 2008**;"

NEW CLAUSE

3. Insert the following New Clause to follow clause 6—

'6A Determination of claim

 - (1) After section 59N(6) of the Principal Act **insert—**
 "(7) It is the intention of the Parliament that an application under section 59M be determined with as much speed as the requirements of this Act and the proper consideration of the application permit."
 - (2) After section 101(6) of the Principal Act insert—
 "(7) It is the intention of the Parliament that an application under section 100 be determined with as much speed as the requirements of this Act and the proper consideration of the application permit."
 - (3) After section 148(8) of the Principal Act insert—
 "(9) It is the intention of the Parliament that an application under section 147 be determined with as much speed as the requirements of this Act and the proper consideration of the application permit."

NEW CLAUSES

4. Insert the following New Clauses to follow clause 7—

'7A Examinations generally to be held in private
 Section 117(1)(a) of the Principal Act is **repealed**.

7B Special reports

(1) For section 162(2) of the Principal Act **substitute**—

"(2) If the IBAC intends to include in a report under this section adverse findings about a public body—

- (a) the IBAC must give the relevant principal officer of that public body an opportunity to respond to the adverse material within 3 months or the later time determined by the IBAC; and
- (b) if the relevant principal officer responds within the time referred to in paragraph (a), the IBAC must fairly set out each element of the response in its report; and
- (c) if the relevant principal officer does not respond within the time referred to in paragraph (a), the IBAC may transmit the report to the Parliament regardless."

(2) For section 162(3) of the Principal Act **substitute**—

"(3) If the IBAC intends to include in a report under this section a comment or opinion which is adverse to any person—

- (a) the IBAC must give the person an opportunity to respond to the adverse material within 3 months or the later time determined by the IBAC; and
- (b) if the person responds within the time referred to in paragraph (a), the IBAC must fairly set out each element of the response in its report; and
- (c) if the person does not respond within the time referred to in paragraph (a), the IBAC may transmit the report to the Parliament regardless."

5. Clause 8, page 8, lines 8 to 18, omit all words and expressions on these lines.

NEW CLAUSE

6. Insert the following New Clause to follow clause 8—

'8A New section 201 inserted

At the end of Part 10 of the Principal Act **insert**—

"201 Transitional provision—Independent Broad-based Anti-corruption Commission Amendment Act 2026—special reports

(1) This section applies if—

- (a) before the commencement day, the IBAC gave a relevant principal officer of a public body or another person an opportunity to respond to adverse material in a proposed report under section 162; and

- (b) the officer or person has not responded, and the report has not been transmitted to the Parliament, before the commencement day.
- (2) Section 162(2) or (3) as amended by the **Independent Broad-based Anti-corruption Commission Amendment Act 2026** applies in relation to the relevant principal officer or other person as if the period of 3 months referred to in those subsections began on the commencement day.
- (3) The amendments made by **Independent Broad-based Anti-corruption Commission Amendment Act 2026** apply to the report known as the Operation Richmond report.
- (4) In this section—
commencement day means the day on which the **Independent Broad-based Anti-corruption Commission Amendment Act 2026** comes into operation.".'.