

LEGISLATIVE COUNCIL

FREEDOM OF INFORMATION AMENDMENT (FREEDOM OF INFORMATION
COMMISSIONER) BILL 2011

(Amendments and New Clauses to be proposed in Committee by Mr Barber)

NEW CLAUSE

1. Insert the following New Clause to follow clause 4—

'A New section 5A inserted

After section 5 of the Principal Act **insert—**

"5A Government contracts to provide that Act applies

- (1) This section applies to a contract with a business, commercial or financial undertaking entered into by—
- (a) a Minister, for and on behalf of the Crown; or
 - (b) an agency.
- (2) The contract must provide that the contract is a document that is subject to this Act."

NEW CLAUSE

2. Insert the following New Clause to follow clause 10—

"B Cabinet documents

Section 28(4), (5) and (6) of the Principal Act are **repealed**".

3. Clause 11, lines 12 to 14, omit all words and expressions on these lines.

NEW CLAUSE

4. Insert the following New Clause to follow clause 11—

"C Section 30 repealed

Section 30 of the Principal Act is **repealed**".

NEW CLAUSE

5. Insert the following New Clause to follow clause 15—

"D Applications for review

Section 50(5) of the Principal Act is **repealed**".

6. Clause 43, omit this clause.
7. Clause 47, omit this clause.
8. Clause 49, page 60, line 15, omit '1982.'" and insert "1982".

9. Clause 49, page 60, after line 15 insert—

- "() The majority of members of the Accountability and Oversight Committee must not be members of the party or parties forming the Government.
- () The chair of the Accountability and Oversight Committee must not be a member of the party or parties forming the Government."