

**LEGISLATIVE COUNCIL**

**INDEPENDENT BROAD-BASED ANTI-CORRUPTION COMMISSION  
AMENDMENT (EXAMINATIONS) BILL 2012**

(Amendments and New Clause to be proposed in Committee by Ms PENNICUIK)

1. Clause 13, page 19, line 15, after "Inspectorate" insert "with the reasons for issuing each confidentiality notice and".
2. Clause 20, page 38, after line 23 insert—

"( ) When referring a complaint or notification to a person or body specified in subsection (2), the IBAC may recommend—

  - (a) what action should be taken by the person or body; and
  - (b) the time within which the action should be taken."
3. Clause 20, page 40, lines 2 to 5, omit all the words and expressions on these lines and insert "The IBAC must not make a referral under this Division to a person or body unless the IBAC has carried out appropriate consultation with the relevant person or body and taken into consideration the views of the person or body before making the referral."
4. Clause 21, page 43, lines 13 and 14, omit all words and expressions on these lines.
5. Clause 21, page 43, line 15, omit "(b)" and insert "(a)".
6. Clause 21, page 43, line 17, omit "(c)" and insert "(b)".
7. Clause 21, page 43, line 21, omit "(b)" and insert "(a)".
8. Clause 21, page 49, line 23, omit "issue of".
9. Clause 21, page 49, line 30, omit "issued." and insert "issued;".
10. Clause 21, page 49, after line 30 insert—

"(c) if a witness summons does not state the nature of the matters about which a person to whom it is directed is to be questioned on the grounds specified in section 82G(2), the reasons for withholding information about the nature of those matters."
11. Clause 21, page 54, after line 36 insert—

"( ) Without limiting section 82B or 82Q, an Australian legal practitioner appointed by the IBAC in accordance with section 30(2) to assist it, or an Australian legal practitioner representing a witness at an examination, with leave of the IBAC, may examine or cross-examine any witness on any matter that the IBAC considers relevant."
12. Insert the following New Clause to follow clause 31—

**"A New section 112 inserted**

After section 111 of the **Independent Broad-based Anti-corruption Act 2011** insert—

**'112 Review of Act**

- (1) The Minister must cause to be carried out a review of the operation and effectiveness of this Act as soon as practicable after 3 years from the date that it comes into operation.
- (2) The Minister must cause a copy of a report of the review under subsection (1) to be laid before each House of the Parliament within 4 years after the commencement of this Act.'".