

UNCLASSIFIED



OFFICE OF THE
CHIEF EXECUTIVE

Our Ref: 09/123211

Peter Hallahan
Committee Secretary
Senate Standing Committee on Legal and Constitutional Affairs
PO Box 6100
Parliament House
CANBERRA ACT 2600

Dear Mr Hallahan

Questions on notice regarding the Crimes Legislation Amendment (Serious and Organised Crime) Bill (No. 2) 2009

I am writing in relation to the consolidated Attorney-General's Department (AGD), Australian Federal Police and Australian Crime Commission response to the Committee's questions on notice regarding the Crimes Legislation Amendment (Serious and Organised Crime) Bill (No. 2) 2009 that was submitted to you on 10 November 2009 by Sarah Chidgey of AGD. I understand that AGD has advised you that the ACC has identified a need to revise the answer to the Committee's question 16.

Attached is a revised answer to question 16. I would be grateful if you could substitute this for the answer originally included in the consolidated response.

In compiling the figures for the original answer, ACC staff inadvertently overlooked a number of recent cases of non-compliant conduct at examinations that had yet to be formally incorporated in our statistical records. The attachment provides corrected figures as at 1 November 2009. On 9 and 10 November charges were laid in relation to another four non-compliance cases that are not covered by these figures.

You will see that the figures for 2009-10 are considerably higher than those I gave to the Committee on 29 October 2009. It is now clear that the figures I provided on 29 October were based on incomplete information and I would be grateful if you could convey my apologies to the Committee. However, I think this problem

ACC HEADQUARTERS
44 Mort Street Canberra ACT 2601
GPO Box 1936 Canberra ACT 2601
Tel: (02) 6243 6613 | Fax: (02) 6243 6679 | Internet: www.crimecommission.gov.au

UNCLASSIFIED

illustrates my point that there has recently been a significant increase in the incidence of non-compliance at examinations.

I might also point out that, in order to provide an answer that adequately deals with this question, it was necessary to develop statistics based on the incidence of non-compliant conduct during the reporting period, rather than on charges laid for such conduct. This is the main reason why the figures for 2007-08 and 2008-09 now provided differ from the figures I gave on 29 October.

Should your office require further information please have them contact Michael Manning

Yours sincerely

John Lawler APM
Chief Executive Officer
16 November 2009