

Economics Legislation Committee
ANSWERS TO QUESTIONS ON NOTICE
Industry, Innovation, Science, Research and Tertiary Education Portfolio
Supplementary Budget Estimates Hearing 2012-13
17 October 2012

AGENCY/DEPARTMENT: COMMONWEALTH SCIENTIFIC AND INDUSTRIAL RESEARCH ORGANISATION (CSIRO)

TOPIC: Adequate evidence

REFERENCE: Written Question – Senator Bushby

QUESTION No.: SI-80

The answer to BI-143, from the last round of Estimates, talks about “adequate evidence”. Please provide more detail about what precisely is meant in the context of that answer by the term “adequate evidence”.

ANSWER

Consistent with the requirements of administrative law, the CSIRO Misconduct Policy provides that the standard of proof for determining whether a breach of the Code of Conduct has occurred is on the balance of probabilities. As a result, if an allegation was made that a CSIRO Officer had fabricated allegations against another CSIRO Officer, the evidence provided in support of that allegation or obtained during the investigation of it would need to be sufficient to establish on the balance of probabilities that the allegation had been fabricated.