

SENATE STANDING COMMITTEE ON LEGAL AND CONSTITUTIONAL AFFAIRS  
ATTORNEY-GENERAL'S DEPARTMENT

**Portfolio**

**Question No. 64**

**Senator Humphries asked the following question at the hearing on 14 February 2012:**

Staffing

1. How many ongoing staff left in the year 2010-11? What classification were these staff?
2. How many non ongoing staff left in the year 2010-11? What classification were these staff?

**The answer to the honourable senator's question is as follows:**

Please see the tables at **Attachment A**.

## Attachment A

For the period 1 July 2010 to 30 June 2011

Department/Agency	1) Number of staff who left in the year	APS1	APS2	APS3	APS4	APS5	APS6	Graduate APS	EL1	EL2	SES1	SES2	SES3
Attorney-General's Department	348	0	5	25	39	47	76	8	96	39	10	3	0
Australian Commission for Law Enforcement Integrity	5	0	0	0	1	0	0	0	3	2	0	0	0
Institute of Criminology	4	AIC Level C – 1 AIC Level D – 1 AIC Level E – 2  AIC employees were transferred from employment under the Criminology Research Act to the Public Service Act in August and September 2011 under a section 74 determination. Employment classifications until this time were based on the AIC Agency Agreement 2009-2011 and are not comparable to APS classifications.											
Federal Court	21	0	0	0	6	3	4	0	5	3	0	0	0
Office of the Australian Information Officer	14	0	0	1	3	2	7	0	1	0	0	0	0
	On 1 November 2010, the OAIC was established and the Office of the Privacy Commissioner (OPC) was integrated into the OAIC. The 2010–11 figure includes 9 staff from the former OPC (1 July–31 October 2011) and 5 staff from the OAIC (1 November 2010–30 June 2011).												
Australian Crime Commission	64	0	0	5	10	12	10	0	15	12	0	0	0
Australian Customs and Border Protection Service	518	<b>Classification</b>						<b>Ongoing separation numbers 2010/11 Financial Year</b>					
		SES						8					
		CL5						26					
		CL4						58					
		CL3						113					
		CL2						154					
		CL1						147					
	Trainee						12						
Australian Federal Police	320 on-going staff left in the 2010 – 2011 financial year. AFP salary classifications do not align with APS classifications. The table below outlines the AFP classifications of these staff.												
	<ul style="list-style-type: none"> <li>Band 2 – 35</li> </ul>												

Department/Agency	1) Number of staff who left in the year	APS1	APS2	APS3	APS4	APS5	APS6	Graduate APS	EL1	EL2	SES1	SES2	SES3
	<ul style="list-style-type: none"> <li>• Band 3 – 85</li> <li>• Band 4 – 44</li> <li>• Band 5 – 40</li> <li>• Band 6 – 29</li> <li>• Band 7 – 33</li> <li>• Band 8 – 25</li> <li>• Band 9 – 20</li> <li>• SES – 9</li> </ul>												
Australian Government Solicitor	115	AGS is a government business enterprise operating on a commercial and competitive basis in providing legal and related services to government and its agencies. AGS is not subject to the <i>Public Service Act 1999</i> and its employees are not Australian Public Service (APS) employees. AGS has a broadband classification structure which is significantly different to that for APS agencies. Of the 115 ongoing staff who departed AGS during 2010-11, 62 were lawyers and 53 were legal and business support.											
Australian Human Rights Commission	17	0	0	1	1	0	7	0	5	3	0	0	0
Australian Transaction Reports and Analysis Centre	59	0	0	0	9	16	17	0	11	6	0	0	0
National Native Title Tribunal	58	0	10	6	10	1	17	0	9	4	1		
	The NNTT has been actively downsizing since 2009 due to reductions in its annual appropriation. The details of staff who have left through natural attrition or redundancy (voluntary or involuntary) are above.												
Australian Law Reform Commission	Nil												
Australian Security Intelligence Organisation	95	85					4	0	5 (Senior Officers)		5 (SES)		
Commonwealth Director of Public Prosecutions	75	APS2 2 (1 APS2 & 1 a/g APS3) APS3 9 (8 APS3 & 1 a/g Legal Officer 1) APS4 15 (13 APS4 & 2 a/g Legal Officer 1) APS5 2 EL1 2 EL2 1 LO1 10 (4 Legal Officer 1 & 6 a/g Legal Officer 2) LO2 14 (10 Legal Officer 2 & 4 a/g Senior Legal Officer) SLO 11 (10 Senior Legal Officer & 1 a/g SES B1) PLO 5 (5 Principal Legal Officer) SES B1 2 SES B2 2											

Department/Agency	1) Number of staff who left in the year	APS1	APS2	APS3	APS4	APS5	APS6	Graduate APS	EL1	EL2	SES1	SES2	SES3
CrimTrac	41	0	0	0	8	2	12	0	11	8	0	0	0
High Court of Australia	7	High Court Employee 1 = 1 High Court Employee 3 = 1 High Court Employee 4 = 3 High Court Employee 6 = 1 Executive Level 2 = 1											
Insolvency and Trustee Service Australia	24	0	0	7	3	3	7	0	2	0	2		
Office of Parliamentary Counsel	4	0	0	0	1	0	0	0	1	2	0	0	0
Family Court of Australia	56	0	8	11	5	15	3	0	10	3	1	0	0
Federal Magistrates Court of Australia	20	0	0	0	8	10	2	0	0	0	0	0	0
Administrative Appeals Tribunal	12	0	0	0	8	0	3	0	1	0	0	0	0

Department/Agency	2) Number of non-ongoing staff who left in the year	APS1	APS2	APS3	APS4	APS5	APS6	Graduate APS	EL1	EL2	SES1	SES2	SES3
Attorney-General's Department	113	5	8	21	26	12	17	0	11	12	1	0	0
Australian Commission for Law Enforcement Integrity	2	0	0	0	2	0	0	0	0	0	0	0	0
Institute of Criminology	17	AIC Trainee - 1 AIC Level A - 5 AIC Level B - 1 AIC Level C - 5 AIC Level D - 3 AIC Level E - 2											
Federal Court	94	0	13	7	8	60	3	0	1	2	0	0	0
Office of the Australian Information Commissioner	3	0	0	0	0	1	0	0	2	0	0	0	0
	On 1 November 2010, the OAIC was established and the Office of the Privacy Commissioner (OPC) was integrated into the OAIC. The 2010-11 figure includes nil staff from the former OPC (1 July-31 October 2011) and 3 staff from the OAIC (1 November 2010-30 June 2011).												
Australian Crime Commission	39	0	0	12	5	3	6	0	10	3	0	0	0
Australian Customs and Border Protection Service	35	<b>Classification</b>						<b>Non-ongoing separation numbers 2010/11 Financial Year</b>					
		CL5						4					
		CL4						11					
		CL3						9					
		CL2						4					
	CL1						7						
Australian Federal Police	<p>36 non-ongoing staff ceased employment with the AFP in the 2010 – 2011 Financial Year. AFP salary classifications do not align with APS classifications. The table below outlines the AFP classifications of these staff.</p> <ul style="list-style-type: none"> <li>• Band 2 – 3</li> <li>• Band 3 – 14</li> <li>• Band 4 – 7</li> <li>• Band 6 – 3</li> <li>• Band 7 – 4</li> <li>• Band 8 – 1</li> </ul>												

Department/Agency	2) Number of non-ongoing staff who left in the year	APS1	APS2	APS3	APS4	APS5	APS6	Graduate APS	EL1	EL2	SES1	SES2	SES3
	<ul style="list-style-type: none"> <li>Band 9 - 4</li> </ul>												
Australian Government Solicitor	AGS does not have designated non-ongoing positions. Where AGS has a need for duties or a role to be performed for a set period, or for a defined and finite project, it will generally be more suitable for that job to be filled on a fixed term and casual basis. During 2010-11, 35 AGS employees who were engaged on this basis ceased employment with AGS. Of this number, 11 were lawyers and 24 were legal and business support.												
Australian Human Rights Commission	17	0	0	1	1	0	7	0	5	3	0	0	0
Australian Transaction Reports and Analysis Centre	2	0	0	0	1	0	0	0	0	1	0	0	0
National Native Title Tribunal	41	0	19	10	3	5	2	0	1	0	1	0	0
Australian Law Reform Commission	8	0	0	2 (P/T)	0	0	3 (LO)	0	1 (P/T) (SLO)	2 (SLO)	0	0	0
Australian Security Intelligence Organisation	14	3			4			0	5 (Senior Officers)		2 (SES)		
Commonwealth Director of Public Prosecutions	38	APS2 5 APS3 10 APS4 4 APS5 2 APS6 1 LO1 4 (4 Legal Officer 1) LO2 6 (6 Legal Officer 2) SLO 5 (5 Senior Legal Officer) PLO 1 (1 Principal Legal Officer)											
CrimTrac	15	0	0	0	5	1	2	0	5	1	1 CEO		
High Court of Australia	23 (excluding casual employees)	High Court Employee 1 = 1 High Court Employee 2 = 3 High Court Employee 3 = 2 High Court Employee 4 = 1 High Court Employee 5 = 14 High Court Employee 6 = 2											
Insolvency and Trustee	34	0	2	20	4	1	4	0	3	0	0	0	0

<b>Department/Agency</b>	<b>2) Number of non-ongoing staff who left in the year</b>	<b>APS1</b>	<b>APS2</b>	<b>APS3</b>	<b>APS4</b>	<b>APS5</b>	<b>APS6</b>	<b>Graduate APS</b>	<b>EL1</b>	<b>EL2</b>	<b>SES1</b>	<b>SES2</b>	<b>SES3</b>
Service Australia													
Office of Parliamentary Counsel	Nil												
Family Court of Australia	66	0	17	18	20	3	2	0	3	3	0	0	0
Federal Magistrates Court of Australia	25	0	0	4	13	7	0	0	1	0	0	0	0
Administrative Appeals Tribunal	36	0	3	11	13	2	5	0	0	2	0	0	0