

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

**Group 1**

**Question No. 30**

**Senator Humphries asked the following question at the hearing on 12 February 2013:**

**Senator HUMPHRIES:** Again, two estimates hearings ago there was some discussion about, in particular, the investigation that was going on into you, Mr Smith. You will recall that Mr Wilkins made a comment that the department was auspicing some sort of investigation into complaints related to you. I do not know whether, Ms Kelly, you should answer this question or not. Has that particular departmentally auspiced investigation been completed?

**Mr Smith:** There was not an investigation into my conduct. There had been some matters raised and it is probably best if the department answers further on that.

**Senator HUMPHRIES:** I am looking at Mr Wilkins's language. He said, 'It is an inquiry that we have auspiced.' So investigation, inquiry, whatever it is.

**Mr Smith:** Just the connotation around 'investigation' would sort of suggest that there had been a code of conduct matter commenced against me, and that was not the case.

**Senator HUMPHRIES:** I understand that. Ms Kelly, can you detail what exactly the nature of that, as Mr Wilkins put it, inquiry, actually was or is?

**Ms Kelly:** I understand that the matter has concluded. But could I take that on notice and provide you with the details that we are able to provide you with on notice?

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

A number of issues were raised with the CrimTrac Board by the CEO. A code-of-conduct investigation was auspiced by AGD which considered conflict of interest, procurement irregularities, and bullying and harassment.