

SENATE STANDING COMMITTEE ON LEGAL AND CONSTITUTIONAL AFFAIRS  
COMMONWEALTH DIRECTOR OF PUBLIC PROSECUTIONS

**Question No. 116**

**Senator Ludwig asked the following question at the hearing on 23 May 2007:**

For the years 2002-03, 2003-04, 2004-05, 2005-06 and 2006-07:

- (a) How many prosecutions or programs were there for which the DPP received tied funding?
- (b) Can you provide a breakdown showing:
  - (i) The program and the amount that was originally allocated;
  - (ii) Any additional funds that were allocated (if there are, provide details of how much was allocated and when it was allocated);
  - (iii) How much of this has been expended;
  - (iv) Whether or not the prosecution or program has ceased;
  - (v) If the program has ceased, how much funding that was allocated to the program has been left unspent.

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

**2002-2003**

- (a) For the year 2002-03, the program for which the DPP received tied funding was: Interim Taskforce for the Building and Construction Industry - prosecutions: \$0.804m
- (b)
  - (i) See (a)
  - (ii) Nil
  - (iii) \$0.206m
  - (iv) Yes
  - (v) \$0.598m has been returned to Consolidated Revenue

**2003-2004**

- (a) For the year 2003-04, the programs for which the DPP received tied funding were: Proceeds of Crime legislation - additional funding for implementation: \$1.945m, HIH Insurance Group - collapse related prosecutions: \$2.750m; Identity fraud - improving and increasing the number of investigations: \$1.999m.
- (b)
  - (i) See (a) for 2003- 04
  - (ii) See below
  - (iii) See Note below
  - (iv) No
  - (v) Not applicable

**2004-2005**

- (a) For the year 2004-05, the programs for which the DPP received tied funding were: Proceeds of Crime legislation - additional funding for implementation: \$2.920m; HIH Insurance Group - collapse related prosecutions: \$5.722m; and Identity fraud - improving and increasing the number of investigations: \$2.974m.

- (b) (i) See (a) for 2003-04
- (ii) See below
- (iii) See Note below
- (iv) No
- (v) Not applicable

### **2005-2006**

- (a) For the year 2005-06 the programs for which the DPP received tied funding were: Proceeds of Crime legislation - additional funding for implementation: \$2.959m; HIH Insurance Group - collapse related prosecutions: \$5.465m; Identity fraud - improving and increasing the number of investigations: \$2.971m; Providing for Australia's Security - counter-terrorism prosecutions: \$3.500m; Pan Pharmaceuticals recall - prosecute offences: \$0.700m; Illegal foreign fishers in Australia's northern waters - increased enforcement: \$0.149m
- (b) (i) See (a) 2003-2004 and (a) for 2004-05
- (ii) See below.
- (iii) See Note below.
- (iv) No.
- (v) Not applicable.

### **2006-2007**

- (a) For the year 2006-07, the programs for which the DPP received tied funding were: Proceeds of Crime legislation - additional funding for implementation: \$2.983m; Identity fraud - improving and increasing the number of investigations: \$2.956m; Providing for Australia's Security - counter-terrorism prosecutions: \$3.491m; Pan Pharmaceuticals recall - prosecute offences: \$1.399m; Illegal foreign fishers in Australia's northern waters - increased enforcement: \$0.678m; Operation Wickenby - investigations and prosecutions: \$11.343m; Fraud and Compliance - legal action on serious fraud: \$2.401m; Criminal Cartel enforcement - investigations and prosecutions: \$0.789m; Securing Borders against Illegal Foreign Fishing - investigation and prosecution: \$1.381m; Fraud and Compliance - improving child care compliance: \$1.289m.
- (b) (i) See (a) for 2003-04, (a) for 2004-05 and (a) for 2005-06
- (ii) Nil. However, \$1.157m of the \$1.381m provided for "Securing Borders against Illegal Foreign Fishing - investigation and prosecution: \$1.381m" was declared as savings in June 2007 and our appropriation was reduced accordingly
- (iii) See Note below
- (iv) No
- (v) Not applicable

#### **Notes:**

1. All the programs outlined above (apart from the prosecutions flowing from the Building and Construction Industry Task Force) have not yet concluded and funds have been carried forward to meet ongoing workloads. The program costs cannot be determined until the programs have been completed.
2. From 2007-08 the measures "Proceeds of Crime legislation - additional funding for implementation" and "Providing for Australia's Security - counter-terrorism prosecutions" were changed from lapsing to ongoing and that these items are therefore no longer deemed to be tied funding.