

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

**Program 1.1**

**Question No. 61**

**Senator Barnett asked the following question at the hearing on 18 October 2010:**

- a) Please provide the latest figures of legal fees expended by the Australian government across the portfolio, by agency and by department, compared against figures previously provided (over the previous few years – three if possible)
- b) Please identify the agencies which did not provide their information this year by the required date of 30 August.

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

- a) Legal Services Expenditure data has been required to be reported using a template approved by OLSC since 2008-09. The 2009-10 financial year is only the second time that agencies have been required to report using the template. Therefore the 2009-10 reporting period is the first opportunity to evaluate comparable data on legal services expenditure.

The 2009-10 and 2008-09 legal services expenditure figures are as follows:

**FMA Act agencies**

<b>Agency</b>	<b>2008–09 total (GST Inclusive)</b>	<b>2009–10 total (GST Inclusive)</b>
Australian Securities and Investments Commission	70,803,026.00	80,728,134.00
Australian Taxation Office	75,561,417.00	74,786,243.00
Department of Defence	61,249,724.06	56,769,373.04
Department of Immigration and Citizenship	38,595,674.00	32,186,000.00
Department of Finance and Deregulation	25,323,841.86	31,907,194.54
Australian Competition and Consumer Commission	28,425,188.00	29,801,573.51
Department of Education, Employment and Workplace Relations	31,936,873.40	28,479,967.19
Centrelink	21,811,854.63	13,698,241.85

<b>Agency</b>	<b>2008–09 total (GST Inclusive)</b>	<b>2009–10 total (GST Inclusive)</b>
Defence Materiel Organisation	18,045,278.41	13,542,180.22
Office of the Fair Work Ombudsman	8,936,348.69	12,955,881.44
Attorney-General's Department	9,397,101.70	12,851,432.29
Department of Families, Housing, Community Services and Indigenous Affairs	12,434,247.89	11,767,472.53
Department of Health and Ageing	11,268,576.38	11,589,674.72
Department of Human Services	8,594,186.21	10,575,232.00
Department of the Environment, Water, Heritage and the Arts	7,179,892.04	10,284,001.35
Department of Veterans' Affairs	10,084,213.56	10,092,905.02
Department of Foreign Affairs and Trade	6,082,601.00	9,810,222.00
Office of the Australian Building and Construction Commissioner	6,365,399.08	9,066,124.02
Australian Customs and Border Protection Service	8,382,986.46	8,758,870.18
Australian Federal Police	7,787,011.36	8,712,759.09
Department of Broadband, Communications and the Digital Economy	8,529,991.13	7,561,048.00
Department of Resources, Energy and Tourism	3,769,389.84	7,083,211.00
Department of Innovation, Industry, Science and Research	5,146,350.87	6,196,070.92
Department of Climate Change and Energy Efficiency	4,569,402.59	6,125,727.66
Australian Crime Commission	5,175,499.64	5,707,708.60
Department of the Treasury	4,512,972.82	5,484,066.91
Australian Communications and Media Authority	5,040,838.53	4,994,146.87
Department of Infrastructure, Transport, Regional Development and Local Government	5,507,345.96	4,375,833.03
Department of Agriculture, Fisheries and Forestry	4,317,873.37	3,841,656.80

<b>Agency</b>	<b>2008–09 total (GST Inclusive)</b>	<b>2009–10 total (GST Inclusive)</b>
Medicare Australia	2,607,345.81	3,648,395.00
Australian Prudential Regulation Authority	3,997,068.03	3,182,101.78
ComSuper	2,638,243.45	2,867,035.54
Migration Review Tribunal and Refugee Review Tribunal	2,743,485.19	2,847,898.90
Murray-Darling Basin Authority	666,294.99	2,624,850.87
Australian Trade Commission	1,074,379.00	2,031,790.00
National Competition Council	542,547.00	1,721,708.94
Australian Sports Anti-Doping Authority	954,655.14	1,307,533.66
AusAID	863,366.91	1,269,134.59
Insolvency and Trustee Service Australia	1,271,440.00	1,247,072.00
Australian Transaction Reports and Analysis Centre	1,386,157.71	1,225,843.00
Australian Human Rights Commission	1,038,639.04	1,119,521.92
Professional Services Review Scheme	697,026.06	1,100,529.00
Australian Pesticides and Veterinary Medicines Authority	1,402,931.73	990,554.07
Future Fund Management Agency	1,080,849.27	941,915.31
Australian Fisheries Management Authority	1,434,569.95	934,293.59
Australian Electoral Commission	975,183.24	929,608.80
National Native Title Tribunal	693,541.00	884,480.00
Department of the Prime Minister and Cabinet	605,796.32	862,421.00
Bureau of Meteorology	524,065.76	696,512.00
Great Barrier Reef Marine Park Authority	644,327.50	695,825.00
CrimTrac Agency	746,886.13	604,995.86
Australian Transport Safety Bureau	Was not an agency until 1 July 2009	580,683.73

Agency	2008–09 total (GST Inclusive)	2009–10 total (GST Inclusive)
National Offshore Petroleum Safety Authority	655,717.22	522,862.82
Office of the Commonwealth Ombudsman	385,453.79	507,573.43
IP Australia	572,448.00	491,595.00
National Blood Authority	561,860.20	442,684.00
Australian Public Service Commission	623,050.12	438,784.00
National Capital Authority	311,125.71	434,084.05
Office of the Director of Public Prosecutions	272,853.69	394,599.20
Australian Commission for Law Enforcement Integrity	299,192.15	367,279.55
Australian Reward Investment Alliance	284,070.00	366,365.00
Australian Bureau of Statistics	491,692.17	343,029.25
Australian Radiation Protection and Nuclear Safety Agency	38,235.00	338,300.00
National Archives of Australia	206,443.55	266,272.28
Office of the Renewable Energy Regulator	128,767.03	248,085.23
Family Court of Australia	211,231.00	228,456.23
Department of Parliamentary Services	285,488.18	217,075.84
National Water Commission	126,819.07	207,394.26
Australian National Audit Office	279,025.00	206,122.00
Wheat Exports Australia	477,027.08	197,158.00
Office of the Privacy Commissioner	133,972.02	178,049.10
Royal Australian Mint	378,295.53	171,908.18
Fair Work Australia *these figures include the Workplace Authority	Was not an agency until 1 July 2009	170,318.76
Office of National Assessments	27,134.88	147,769.85
Australian Research Council	122,070.73	140,663.33

<b>Agency</b>	<b>2008–09 total (GST Inclusive)</b>	<b>2009–10 total (GST Inclusive)</b>
Geoscience Australia	352,252.67	135,313.53
Australian Office of Financial Management	21,345.50	95,249.00
Department of the Senate	3,916.40	74,983.83
Office of the Official Secretary to the Governor-General	45,454.75	71,044.53
Old Parliament House	20,406.00	60,456.97
Federal Court of Australia	68,451.29	60,353.47
National Health and Medical Research Council	161,869.84	54,741.95
Administrative Appeals Tribunal	25,030.12	53,058.80
Australian Organ and Tissue Donation and Transplantation Authority	336	42,664.99
Office of the Inspector-General of Intelligence and Security	54,889.73	32,413.60
Safe Work Australia	Commenced operation 1 November 2009	32,019.90
Australian Institute of Family Studies	36,020.00	30,357.14
Australian Centre for International Agricultural Research	0	22,391.60
Productivity Commission	24,996.55	19,660.30
Cancer Australia	11,372.96	14,424.45
Commonwealth Grants Commission	0	12,035.00
Equal Opportunity for Women in the Workplace Agency	15,342.80	11,172.45
Department of the House of Representatives	0	10,307.50
Private Health Insurance Ombudsman	7,250.31	9,550.20
Inspector-General of Taxation	0	3,300.00
Federal Magistrates Court of Australia	21,528.00	904.75

Agency	2008–09 total (GST Inclusive)	2009–10 total (GST Inclusive)
Office of the Auditing and Assurance Standards Board	22,285.45	821.21
Australian Industrial Registry	77,363.00	0
Corporations and Markets Advisory Committee	0	0
Office of Parliamentary Counsel	1,983.85	0
Office of the Australian Accounting Standards Board	3,069.00	0
Seafarers Safety, Rehabilitation and Compensation Authority	0	0
Workplace Authority	4,582,890.80	Superseded by Fair Work Australia
Australian Fair Pay Commission Secretariat	56,456.27	Ceased operation in 2009
Dairy Adjustment Authority	5,781.00	Ceased operation 31 December 2008
<b>Total FMA (GST-inclusive)</b>	<b>\$555,916,170.1</b> <b>1</b>	<b>\$571,921,310.8</b> <b>7</b>

#### CAC Act agencies

Agency	2008–09 total (GST inclusive)	2009–10 total (GST inclusive)
Comcare	27,583,073.00	26,998,775.00
Commonwealth Scientific and Industrial Research Organisation	8,792,308.93	8,613,909.78
Airservices Australia	4,833,398.00	6,242,702.00
Indigenous Business Australia	2,700,548.00	3,089,431.82
Screen Australia	3,432,829.67	2,569,656.50
Torres Strait Regional Authority	154,556.75	2,265,261.00

<b>Agency</b>	<b>2008–09 total (GST inclusive)</b>	<b>2009–10 total (GST inclusive)</b>
Civil Aviation Safety Authority	1,829,507.00	2,140,299.00
Export Finance and Insurance Corporation	1,725,958.15	2,099,971.81
Australian Nuclear Science and Technology Organisation	1,627,517.00	2,077,986.00
Australian Maritime Safety Authority	650,899.34	1,299,959.80
Central Land Council	915,636.50	1,256,867.00
Indigenous Land Corporation	2,347,282.00	1,211,015.43
Reserve Bank of Australia	841,816.27	1,165,913.51
Food Standards Australia New Zealand	830,259.29	854,241.00
Tourism Australia	671,818.84	748,285.23
Australian Sports Commission (Australian Institute of Sport)	551,316.00	537,615.00
National Transport Commission	624,696.91	504,693.00
Australian Curriculum, Assessment and Reporting Authority	4,064.52	468,444.54
Grains Research and Development Corporation	474,670.71	413,778.73
Australian Institute of Marine Science	313,105.91	399,449.00
Director of National Parks	375,154.66	388,969.58
National Museum of Australia	201,658.45	327,359.02
Australian Hearing Services (Australian Hearing)	640,801.88	312,252.00
National Film and Sound Archive	228,401.00	305,960.55
Australian National Maritime Museum	195,036.60	278,303.01
Australian Film, Television and Radio School	112,840.85	211,419.96
Fisheries Research and Development Corporation	129,343.94	195,466.29
Sydney Harbour Federation Trust	258,899.59	148,402.00
Australian War Memorial	68,373.50	134,041.85

Agency	2008–09 total (GST inclusive)	2009–10 total (GST inclusive)
Albury-Wodonga Development Corporation	Exempt from the CAC Act until 1 July 2009	128,819.00
Anindilyakwa Land Council	2,640.00	128,344.00
Australian Wine and Brandy Corporation	15,173.35	127,960.94
Private Health Insurance Administration Council	184,325.48	123,361.06
Rural Industries Research and Development Corporation	84,329.00	122,222.02
National Library of Australia	267,741.22	112,748.87
Australia Council	78,685.00	100,692.00
Northern Land Council	Did not report	100,000.00
Australian Institute of Aboriginal and Torres Strait Islander Studies	57,216.00	98,241.65
Australian Institute of Health and Welfare	15,883.00	79,991.00
Health Workforce Australia	0.00	77,791.32
Australian Reinsurance Pool Corporation	93,131.75	65,199.93
Grape and Wine Research and Development Corporation	65,150.28	43,131.69
Tiwi Land Council	312,988.82	41,286.47
Cotton Research and Development Corporation	15,250.00	40,141.50
National Gallery of Australia	2,931.69	31,531.27
Coal Mining Industry (Long Service Leave Funding) Corporation	30,000.00	16,000.00
Sugar Research and Development Corporation	25,674.00	12,131.22
Australian Institute of Criminology	22,111.00	8,965.34
Army and Air Force Canteen Service (Frontline Defence Services)	1,094.50	6,544.34
Royal Australian Navy Central Canteens Board	7,340.74	5,575.29



<b>Agency</b>	<b>2008–09 total (GST inclusive)</b>	<b>2009–10 total (GST inclusive)</b>
Wreck Bay Aboriginal Community Council	30,876.06	2,243.30
Royal Australian Air Force Veterans' Residences Trust Fund	382.47	448.80
Royal Australian Navy Relief Trust Fund	0	0
Royal Australian Air Force Welfare Trust Fund	0	0
NEPC Service Corporation	0	0
Criminology Research Council	0	0
Australian Military Forces Relief Trust Fund (Army Relief Trust Fund)	0	0
Australian Law Reform Commission	0	0
Australian Industry Development Corporation	0	0
Land and Water Resources Research and Development Corporation (Land and Water Australia)	128,091.00	Ceased operation in May 2009
<b>Total CAC (GST-inclusive)</b>	<b>\$64,556,788.62</b>	<b>\$68,733,170.42</b>

**b) List of agencies that did not provide OLSC with their expenditure information by 30 August 2010**

Office of the Inspector-General of Taxation  
Australian Human Rights Commission  
Department of Agriculture, Fisheries and Forestry  
Department of Veterans' Affairs  
Australian Military Forces Relief Trust Fund  
Department of the Environment, Water, Heritage and the Arts  
Civil Aviation Authority  
Australian Law Reform Commission  
Australian Reinsurance Pool Corporation  
Criminology Research Council  
Australian Research Council  
Australian Film, Television and Radio School  
Australian Hearing Services

Australian Institute of Marine Science  
National Transport Commission  
Australia Council