



Our Ref: 66433S.004
Your Ref:

**THE
POLICE
ASSOCIATION**
FOUNDED 1917

5 August 2005

Mr Jonathan Curtis
Committee Secretary
Parliamentary Joint Committee on the
Australian Crime Commission
Parliament House
CANBERRA ACT 2600

PARLIAMENTARY JOINT COMMITTEE ON
THE AUSTRALIAN CRIME COMMISSION

RECD: 12 AUG 05.
FROM: Police Assoc. Vic.
AUTHORISED FOR PUBLICATION:
SECRETARY: *[Signature]*

Dear Mr Curtis

Re: Review of Australian Crime Commission Act 2002

We refer to your letter of 27 July 2005 where you invited The Police Association ("the Association") to lodge a submission on the review of the Australian Crime Commission Act 2002 ("the Act"). We acknowledge that this review is governed by Terms of Reference ("the Terms") developed in accordance with Section 61A of the Act.

We have examined the Terms and offer input to part '4' of those Terms.

4. Any other related matter.

Upon examination of the Act we have noted that a condition of employment with the Australian Crime Commission ("ACC"), the Chief Executive Officer and Examiners are required at law, to disclose all interests including pecuniary, in accordance with Sections 41 and 46F of the Act.

We note that the Act is silent on the issue of interest disclosure in relation to members of Police Forces seconded to the ACC. We understand that such disclosures are necessary when secondees or applicant's for appointment to the ACC are the subject of the ACC security clearance process. We also understand that this disclosure extends to the spouse of the seconded/applicant and, in some instances their family members.

We acknowledge that the security clearance process is vital to the integrity of the ACC however, we oppose the practice of our members and members of theirs being required to fully disclose their interests. We would however, wish to be involved in discussions where an appropriate amendment be considered for inclusion into the Act that reflects disclosure provisions that are identical

Clarendon St
East Melbourne
Victoria 3002

Box 76
Carlton South
Victoria 3053

Fax: 210680
Melbourne

Phone: (03) 9495 6899
Fax: (03) 9495 6933

General@tpass.com.au
www.tpass.com.au

BN 78 004 251 325

to those currently contained in Sections 41 and 46F that relate to the CEO and Examiners.

We are of the view that our members are subjected to a range of security and integrity testing methods within the Victoria Police Force and therefore, we would envisage that our members who are seconded or attached to the ACC would satisfy the highest levels of integrity and security scrutiny.

We thank you for allowing the Association to make this submission and should you wish to seek clarification of this issue or discuss the matter further, please do hesitate to contact me directly on (03) 9495 6899.

Yours sincerely

A handwritten signature in black ink, appearing to read 'Paul Mullett', with a long horizontal flourish extending to the right.

Paul Mullett
Secretary