

Passed by both Houses



New South Wales

Public Finance and Audit Amendment (Costing of Election Promises) Bill 2002

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I certify that this PUBLIC BILL, which originated in the LEGISLATIVE ASSEMBLY, has finally passed the LEGISLATIVE COUNCIL and the LEGISLATIVE ASSEMBLY of NEW SOUTH WALES.

*Clerk of the Legislative Assembly.
Legislative Assembly,
Sydney, , 2002*



New South Wales

Public Finance and Audit Amendment (Costing of Election Promises) Bill 2002

Act No , 2002

An Act to amend the *Public Finance and Audit Act 1983* with respect to the disclosure of information and documents concerning the Treasury costing of election promises.

I have examined this Bill, and find it to correspond in all respects with the Bill as finally passed by both Houses.

Chairman of Committees of the Legislative Assembly.

The Legislature of New South Wales enacts:

1 Name of Act

This Act is the *Public Finance and Audit Amendment (Costing of Election Promises) Act 2002*.

2 Commencement

This Act commences on the date of assent.

3 Amendment of Public Finance and Audit Act 1983 No 152

The *Public Finance and Audit Act 1983* is amended as set out in Schedule 1.

Schedule 1 Amendment

(Section 3)

Section 61A

Insert after section 61:

61A Disclosure of information or documents relating to Treasury costing of election promises

- (1) This section applies to any of the following information and documents:
 - (a) information or documents provided to the Secretary of the Treasury by a person on behalf of the Government or the Opposition for the purposes of the Treasury costing any election commitments or proposals,
 - (b) information or documents prepared by the Treasury for the purposes of that costing.
- (2) The Secretary of the Treasury or other member of staff of the Treasury must not disclose any such information or document except to:
 - (a) the representative of the Government or the Opposition who requested the costing (or to any person authorised by that representative), or
 - (b) a member of staff of the Treasury.Maximum penalty: 20 penalty units.
- (3) This section does not apply to any information or document:
 - (a) if the information or document has already been lawfully published, or
 - (b) if the person disclosing the information or document became aware of the information or obtained the document otherwise than in the course of Treasury costing any election commitments or proposals.

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Schedule 1 Amendment

- (4) This section applies to a disclosure made after the commencement of this section even though the request for the Treasury costing was made before that commencement.
- (5) In this section, ***Treasury costing*** of an election commitment or proposal means a costing for the purposes of a general election of the Legislative Assembly that is undertaken by the Treasury in accordance with arrangements made by the Secretary of the Treasury.