

Explanatory note

This explanatory note relates to this Bill as introduced into Parliament.

Overview of Bill

The object of this Bill is to amend the Independent Commission Against Corruption Act 1988 to confer on the Commission the function of investigating and reporting on connections between political donations and decisions made by elected public officials (including decisions made by officials acting on behalf of elected public officials or in the course of their employment in agencies responsible to elected public officials).

Outline of provisions

Clause 1 sets out the name (also called the short title) of the proposed Act.

Clause 2 provides for the commencement of the proposed Act on the date of assent to the proposed Act.

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Independent Commission Against Corruption Amendment (Political Donations) Bill 2009

Explanatory note

Schedule 1 Amendment of Independent
Commission Against Corruption Act
1988 No 35

Schedule 1 inserts section 13A into the Independent Commission Against Corruption Act 1988. The new section includes, as a function of the Commission, the function of conducting on-going investigations into (and reporting on) any connections between reportable political donations to elected public officials (or to the political parties to which they belong) and the decisions made by those officials. The new section provides that there is such a connection if the official makes a decision that benefits the political donor and the decision is apparently made because of the donation (whether because it was a benefit to which the political donor was not reasonably entitled or for any other reason). The elected public officials to whom the new section applies are elected members of Parliament or of local councils and any candidates for election to Parliament or to a local council. For the purposes of the new section, decisions made by officials acting on behalf of elected public officials, or in the course of their employment in agencies responsible to elected public officials, are to be regarded as the decisions of the elected public officials.