



New South Wales

Independent Commission Against Corruption Amendment (Ministerial Code of Conduct) Bill 2014

Explanatory note

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

The *Constitution Amendment (Disclosures by Members) Bill 2014* is cognate with this Bill.

Overview of Bill

The object of this Bill is to prescribe a ministerial code of conduct for the purposes of the *Independent Commission Against Corruption Act 1988*. Under that Act, conduct of a Minister of the Crown will be dealt with as corrupt conduct only in certain circumstances, one of which is if the conduct could constitute or involve a substantial breach of a ministerial code of conduct prescribed or adopted by the regulations.

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.

Schedule 1 Amendment of Independent Commission Against Corruption Regulation 2010

Schedule 1 [1] provides that the ministerial code of conduct set out in Schedule 1 to the Regulation is prescribed as a ministerial code of conduct for the purposes of the definition of *applicable code of conduct* in section 9 (3) of the *Independent Commission Against Corruption Act 1988*.

Schedule 1 [2] sets out the ministerial code of conduct. It is substantially the same as the *Code of Conduct for Ministers of the Crown* published by the Department of Premier and Cabinet in the

New South Wales Government Ministerial Handbook (see Premier's Memorandum M2011-09) and includes additional provisions about the keeping of public diaries relating to contact with lobbyists.