



New South Wales

# Independent Commission Against Corruption Amendment (Protections for Disclosure of Information) Bill 2019

## Explanatory note

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

## Overview of Bill

The objects of this Bill are to—

- (a) provide certain protections to persons who voluntarily give any statement of information or produce any document or thing to the Independent Commission Against Corruption (the *Commission*) in connection with a complaint made to, or an investigation conducted by, the Commission about a matter that concerns or may concern corrupt conduct (a *voluntary disclosure*), being—
  - (i) protection from criminal or civil liability, and from disciplinary proceedings, in relation to making a voluntary disclosure, and
  - (ii) protection against self-incrimination, by providing that the statement, document or thing disclosed may not be used in any proceedings against a person (subject to certain exceptions) if the Director of Public Prosecutions, on the recommendation of the Commission, certifies that the protection is to apply to the person, and
- (b) require the Commission to publish guidelines on its website relating to the making of voluntary disclosures, including the protections that may be available to persons who make a voluntary disclosure, and
- (c) set out the limited circumstances in which information may be disclosed to a person or body that might identify or tend to identify a person who has made a voluntary disclosure.

## 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** amends the *Independent Commission Against Corruption Act 1988* in the manner described in the above overview.