

The Hon. Damien Tudehope MP
Chair
Committee on the NSW Independent Commission Against Corruption

Via email: ICACCommittee@parliament.nsw.gov.au

Our Ref: A19/0029/D10496901

Dear Mr Tudehope,

Review of the 2016-2017 Annual Reports of the ICAC and the Inspector of the ICAC

The Commission has been provided with a transcript of the proceedings before the Committee on 1 June 2018.

I wish to correct one matter on behalf of the Chief Commissioner who is currently on leave. At page 16 of the transcript the Hon. Lynda Voltz MP asked the Chief Commissioner whether the additional funding which has been provided to the Commission would enable it to increase its investigation teams from three to four as had been the position in the past. The Chief Commissioner answered that the funding would enable the Commission to get back to four teams.

Please note that at present there are three investigation teams but their investigative capacity will be enhanced by the employment of the nine additional investigation staff referred to by the Chief Commissioner. It is possible that in the future there may be changes to the structural organisation of the investigation staff which will increase the number of teams from three to four. However, that is not the Commission's current intention. What is significant is that the additional resources should now enable the Commission's investigative functions to operate as they did in the past with four teams.

In relation to the Committee's questions on notice, please refer to the information provided below:

1. Page 18: **Mr HOITINK:** *"I understand it is 28 days for the assessments – I might have to be corrected by our assessment's manager on that fact".*

Answer: In 2016-17, the average time to deal with matters in the Assessments Section was 30 days.

2. Page 19-20: **Mr HALL:** *"Commissioner McDonald, who is engaged to do prosecution work in the criminal area, has a particular interest in disclosure requirements. Of course, it is part and parcel of what she does. She has volunteered to steer that committee from our point of view. In terms of the history of matters referred to the*

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DPP, there was a history of long time lags. I am not quite sure of the reasons for that occurring. Those days are over. There are much more efficient systems. In terms of time and the like, I am not in a position-but I can get the information if the Committee requires it"

Please find attached document setting out prosecution brief timelines.

3. Page 17: **FRED NILE**: *"Is it possible for a copy of the KPMG report to be given to the Committee?"*

Please find attached a copy of the relevant KPMG Report.

I also wish to note one minor amendment to the transcript at page 17 as follows:

- **Mr KOUREAS**: *"That cost \$63,000 excluding GST". Not including GST.*

I would be grateful if you could have the Committee Manager, Ms Dyer, provide a copy of my letter to the other members of the Committee.

Yours sincerely,



Stephen Rushton SC
Commissioner

7 June 2018

Enc: ICAC prosecution brief timelines
KMPG Report_ICAC 2018

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