

**Submission
No 1**

DRAFT CONSTITUTION (DISCLOSURES BY MEMBERS) REGULATION 2025

Organisation: NSW Independent Commission Against Corruption

Date Received: 15 September 2025

The Hon C J Minns MP
Premier of New South Wales

By email:



Your Ref: A6294232
Our Ref: Z22/0017

Dear Premier

**Update regarding the corruption prevention recommendations made in the report:
*Investigation into the conduct of the local member for Drummoyne (July 2022)***

I refer to your letter of 19 August 2025 providing an update on the NSW Government's implementation of the recommendations from the Independent Commission Against Corruption (the Commission) report on the *Investigation into the conduct of the local member for Drummoyne* (the Operation Witney report).

I also acknowledge receipt of the revised draft of the Constitution (Disclosures by Members) Regulation 2025 (Draft Regulation 2025). I note that Draft Regulation 2025 follows reports concerning the earlier draft Constitution (Disclosures by Members) Regulation 2024 (Draft Regulation 2024), as examined by the Legislative Assembly Parliamentary Privilege and Ethics Committee (report 3/58) and the Legislative Council Privileges Committee (report 96). You also provided a response to report 3/58 and a document outlining how Draft Regulation 2025 implements the NSW Government's response to report 96.

The Commission welcomes the progress that Draft Regulation 2025 will make on many reforms, including:

- continuous pecuniary interest disclosure requirements for Members
- an electronic register for the publication of Members' pecuniary interests
- additional disclosure requirements relating to trusts, superannuation funds and other beneficial interests, and
- omitting the reference to the use of a Member's parliamentary position to provide services.

However, in its current form, Draft Regulation 2025 does not require the disclosure of:

- interests of immediate family members
- conflicts of interest (which are to be disclosed at the discretion of the Member).

The Commission's views on these issues are set out in detail in the submissions it has provided to past inquiries by the Privileges Committee and the Parliamentary Privilege and Ethics Committee regarding Draft Regulation 2024, and its correspondence dated 30 October 2024.

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It is also noted that Draft Regulation 2025 provides for the creation of a confidential register containing the addresses of parcels of tenanted real property. The Commission suggests that consideration be given to disclosing the interest of immediate family members on this confidential register. This could facilitate a suitable level of transparency without publishing the interests of individuals who are not public figures.

Thank you for providing the Commission with an opportunity to review Draft Regulation 2025. As is the Commission's usual process, a redacted version of your update regarding the implementation of the Operation Witney recommendations will be uploaded to our website in due course.

If you require further information or assistance in this matter, please contact my office via Lewis Rangott, Executive Director Corruption Prevention on [REDACTED] or [REDACTED]

Yours sincerely



The Hon Helen Murrell SC
A/Chief Commissioner

15 September 2025

Copy: Hon Stephen Lawrence MLC, Chair, Privileges Committee
Mr Alex Greenwich MP, Chair, Parliamentary Privilege and Ethics
Mr Steven Reynolds, Clerk of the Parliaments, Legislative Council
Ms Helen Minnican, Clerk of the Legislative Assembly

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