



6 May 2022

Portfolio Committee 4
Legislative Council
Parliament of New South Wales

Post Hearing Response – Inquiry into the Approved Charitable Organisations under POCTAA

To whom it may concern,

In response to the question by The Hon. Peter Primrose below, the AWL NSW Inspectorate has not identified any areas of the current legislation that would make enforcement easier particularly in relation to POCTAA. AWL NSW Inspectorate acknowledges that while some aspects of the current legislation are time consuming or procedurally heavy, the legislation has been drafted in a way that functions as intended.

POCTAA in its current form provides clarity and ease of interpretation for Inspectors to facilitate its enforcement.

The Hon. PETER PRIMROSE: I have asked this question of other witnesses in relation to compliance and enforcement functions. Are there any particular changes you believe may need to be made to any legislation that you enforce, particularly in relation to POCTAA that would make it easier to undertake those enforcement functions? Please feel free to take this question on notice.

MATTHEW GODWIN: I might have to take that on notice actually.

The Hon. PETER PRIMROSE: Just to explain, for instance, from talking to local government inspectors, I am aware that simply changing provisions around penalty notices on signs would make their lives incredibly easier and a one word-change in a particular regulation. Given that one of the focuses in this inquiry is the exercise of your compliance and enforcement functions, I would be grateful if you would come back with some advice, if anything, on that for the Committee.



MATTHEW GODWIN: Yes, sure.

If you require further information or clarification, please do not hesitate to contact me.

Regards,

Matthew Godwin
Chief Inspector
AWL NSW Inspectorate