New South Wales

Independent Commission Against Corruption Amendment (Register of Disclosures by Members) Act 2012 No 83

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Act No 83, 2012

Independent Commission Against Corruption Amendment (Register of Disclosures by Members) Act 2012 No 83

Act No 83, 2012

An Act to amend the Independent Commission Against Corruption Act 1988 with respect to the use of a register of pecuniary interests or other matters disclosed by members of Parliament. [Assented to 29 October 2012]
The Legislature of New South Wales enacts:

1 Name of Act

This Act is the Independent Commission Against Corruption Amendment (Register of Disclosures by Members) Act 2012.

2 Commencement

This Act commences on the date of assent to this Act.
Schedule 1 Amendment of Independent Commission Against Corruption Act 1988 No 35

Section 122 Parliament

Insert at the end of the section:

(2) The Commission may use a relevant register:
   (a) for the purpose of any investigation into whether or not a
       member of Parliament publicly disclosed a particular
       matter or as to the nature of any matter disclosed, and
   (b) for the purpose of any finding, opinion or recommendation
       concerning the disclosure or non-disclosure,

   and for that purpose Parliament is taken to have waived any
   parliamentary privilege that may apply to the register.

(3) Subsection (2) extends to investigations instigated, and relevant
    registers obtained for use, before the commencement of that
    subsection.

(4) In this section, relevant register means a register of pecuniary
    interests or other matters required to be compiled and maintained
    pursuant to the regulations made under section 14A of the
    Constitution Act 1902, and includes:

    (a) a copy of any such register (or of a part of any such
        register) that is published as a parliamentary paper or
        otherwise, and
    (b) a return or other document furnished by a member of
        Parliament for the purpose of the compilation and
        maintenance of the register, or a copy of the whole or any
        part of any such return or document.

[Second reading speech made in—
  Legislative Assembly on 23 October 2012
  Legislative Council on 25 October 2012]