



Australian Capital Territory

Auditor-General Amendment Act 2014

A2014-31

An Act to amend the *Auditor-General Act 1996*

The Legislative Assembly for the Australian Capital Territory enacts as follows:

1 Name of Act

This Act is the *Auditor-General Amendment Act 2014*.

2 Commencement

This Act commences on the day after its notification day.

Note The naming and commencement provisions automatically commence on the notification day (see [Legislation Act](#), s 75 (1)).

3 Legislation amended

This Act amends the *Auditor-General Act 1996*.

4 Section 18

substitute

18 Comments on proposed reports

- (1) This section applies if the auditor-general is preparing a report for the Legislative Assembly under section 17.
- (2) The auditor-general must give a draft of the report (the ***proposed report***), or, if the auditor-general considers that only part of the proposed report relates to a person, a part of the proposed report, to the following people:
 - (a) if the proposed report is about an audit under section 12 (Performance audits—Territory)—the responsible director-general for the directorate, territory authority, public sector company, joint venture or trust;

- (b) if the proposed report is about an audit under section 13C (Minister or public accounts committee may request audit of non-public sector entity) or section 13D (Non-public sector entity audits—initiated by auditor-general)—
 - (i) if the non-public sector entity is—
 - (A) an individual—the individual; or
 - (B) not an individual—the chief executive officer (however described) of the non-public sector entity; and
 - (ii) the responsible director-general for the public sector entity that gave the property to the non-public sector entity;
 - (c) if the proposed report is about a multi-entity audit—the head of service.
- (3) The auditor-general may also give all or part of the proposed report to anyone else the auditor-general considers has a direct interest in the proposed report.
- (4) However, if the auditor-general must give all or part of the proposed report to a non-public sector entity under subsection (2) (b) (i), the auditor-general must not give the report, or the part of the report, to anyone else under subsection (2) or (3) until after—
- (a) the time for comments under the non-public sector entity's proposed report notice has ended; and
 - (b) the auditor-general has considered any comments received from the non-public sector entity.

- (5) If the auditor-general gives a person all or part of a proposed report under subsection (2) or (3), the auditor-general must also give the person written notice (a ***proposed report notice***) stating that the person may give written comments about the proposed report to the auditor-general before the end of—

- (a) 14 days after the day the notice is given to the person; or
- (b) a longer period stated in the notice.

Note Comments received under this section must be taken into consideration and included in the final report (see s (7) and s 17 (2)).

- (6) However, the auditor-general need not give a proposed report notice in relation to more than 1 proposed report, or part of a proposed report, given to a person.
- (7) If the auditor-general receives comments under this section, the auditor-general must consider the comments in preparing the final report.

Endnotes

1 Presentation speech

Presentation speech made in the Legislative Assembly on 5 June 2014.

2 Notification

Notified under the [Legislation Act](#) on 20 August 2014.

3 Republications of amended laws

For the latest republication of amended laws, see www.legislation.act.gov.au.

I certify that the above is a true copy of the Auditor-General Amendment Bill 2014, which was passed by the Legislative Assembly on 7 August 2014.

Clerk of the Legislative Assembly

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