



Legislative Assembly (Member's Staff) Act 1989

Instrument No. 177 of 1999

Arrangements under section 13CB(3) for the engagement of consultants or contractors by Office-Holders

Under subsection 13CB(3) of the *Legislative Assembly (Members' Staff) Act 1989* (the Act) I hereby determine the arrangements and conditions within which Officer-Holders may engage consultants or contractors.

Conditions for the Engagement of Consultants or Contractors

1. Officer-Holders may engage consultants or contractors only within the limits of the Gross Annual Salary amounts allocated by the Chief Minister for the employment of staff.
2. A contract for services shall at all times represent the best value for money for the Territory.
3. A consultant or contractor, in meeting a contract for services, shall:
 - (a) exercise reasonable care and skill;
 - (b) act with probity;
 - (c) treat members of the public and public employees with courtesy and sensitivity to their rights, duties and aspirations;
 - (d) not harass a member of the public or public employee, whether sexually or otherwise;
 - (e) not unlawfully coerce a member of the public or public employee;
 - (f) comply with the Act and all laws of the Territory;
 - (g) comply with any lawful and reasonable direction given by the Office-Holder;
 - (h) declare any interest, pecuniary or otherwise, that could conflict, or appear to conflict, with the proper supply of services, including
 - (i) disclosure of the interest to the Office-Holder; and
 - (ii) taking reasonable action to avoid the conflict.
 - (i) not take, or seek to take, improper advantage of the engagement for the supply of services;

- (j) not improperly disclose, or take (or seek to take) improper advantage of, any information acquired, or any document accessed, as a consequence of the engagement for the supply of services;
- (k) not make any comment which is not authorised by the Office-Holder where the comment may be expected to be taken to be a comment on behalf of the Office-Holder;
- (l) not make improper use of the property of the Territory;
- (m) avoid waste and extravagance in the use of the property of the Territory;
- (n) report to an appropriate authority:
 - (i) any corrupt or fraudulent conduct in the public sector that comes to his or her attention; or
 - (ii) any possible maladministration in the public sector that he or she has reason to suspect; and
- (o) not knowingly provide false information to any person acting on behalf of the Territory.

Dated this twenty-fourth day of June 1999

Kate Carnell MLA
Chief Minister