

## Extradition and Mutual Assistance and Criminal Justice Certificates

### 11.1 EXTRADITION MATTERS DEALT WITH IN 1998–99 OR CONTINUING AS AT 30 JUNE 1999

#### Extradition requests by Australia

Requests carried forward from 1997–98	23
New requests made	6
Requests granted	10

The requests were granted by the following countries:

Malaysia	2
Netherlands	1
Philippines	2
Singapore	1
South Africa	1
United Kingdom	2
United States of America	1

The persons surrendered to Australia were citizens of the following countries:

Australia	7
Malaysia	1
Vietnam	1
United States of America	1

Two requests, to the United Kingdom, were withdrawn. A request is classified as withdrawn where a foreign government has been requested to surrender a person and either Australia decides that the matter should not proceed or the person is subsequently located in another country. Extradition practice is to advise the requested country of the withdrawal of the request.

Persons were surrendered for the following major categories of offences:

Drug trafficking	2
Fraud	1
Murder and related offences	5
Escape imprisonment	1
Citizenship fraud	1

Most of the above persons surrendered faced multiple types of charges upon extradition.

In previous reporting years, Australia has requested the prosecution of persons in foreign countries following the refusal by those countries of Australian extradition requests on the grounds of nationality. As at 30 June 1999, three such cases are continuing.

Requests refused	0
Requests continuing	17

Requests were still being considered by the following countries:

Canada	2
France	3
Italy	2
Poland	1
South Africa	1
Spain	1
United Arab Emirates	1
United Kingdom	5
United States of America	1

#### **Extradition requests of Australia**

Requests carried forward from 1997–98	33
New requests received	16
Requests granted	8

Requests were granted to the following countries:

Germany	2
Hong Kong (SAR)	2
Indonesia	1
United Kingdom	1
United States of America	2

The people surrendered by Australia were citizens of the following countries:

Australia	1
Germany	1
Hong Kong (SAR)	1
Indonesia	2
United Kingdom	1
United States of America	2

Six of the people surrendered consented to being returned to the requesting country.

Persons were surrendered for the following major categories of offences:

Fraud (including securities fraud)	6
Tax evasion	1
Drug offences	1

Most of the above persons surrendered faced multiple types of charges upon extradition.

Requests discontinued in Australia	1
Requests withdrawn	4
Requests refused by Attorney-General	2
Requests refused by courts	0
Requests continuing	34

Requests were still under consideration for the following countries:

Argentina	1
Germany	2
Greece	1
Hong Kong (SAR)	1
Hungary	3
India	1
Indonesia	1
Italy	2
Macedonia	1
Mexico	3
Portugal	1
South Africa	2
Spain	1
Switzerland	2
United Kingdom	6
United States of America	4
Republic of Korea	2

Note: Extradition requests vary considerably in complexity and time taken to resolve. The complexity of an extradition request is dependent on the complexity of the criminal offences and the criminal conduct underlying the offences. The time taken to resolve an extradition request can vary from a few years, if a fugitive wishes to contest extradition and exercise all appeals, to a few months if a fugitive consents to extradition.

11.2 MUTUAL ASSISTANCE MATTERS DEALT WITH IN 1998-99 OR CONTINUING AS AT 30 JUNE 1999

**Mutual assistance requests made by Australia**

Requests carried forward from 1997-98		72	
New requests made		60	
Requests executed		64	
Austria	1	Isle of Man	2
Belgium	1	Israel	3
Canada	4	Italy	1
Chile	1	Japan	1
Croatia	1	Jersey	1
Czech Republic	1	Netherlands	3
Fiji	1	New Zealand	7
France	1	Romania	1
Germany	2	South Africa	1
Guernsey	2	Switzerland	4
Hong Kong (SAR)	1	United Kingdom	8
Hungary	1	United States of America	12
Ireland	3		

The types of assistance granted to Australia can be categorised as follows:

Obtain bank/business records	30
Take evidence	4
Search and seizure	2
Transfer of prisoner to give evidence	1
Service of documents	7
Other (obtain statement; obtain criminal records; obtain brief of evidence; obtain company records etc.)	20

Note that some requests required the provision of more than one type of assistance.

Requests otherwise completed	17
Requests continuing	50

Four requests made by Australia were not executed by the foreign countries to which the requests were made. In one of those cases, the request was refused; in another of those cases, the request was not executed by the relevant foreign country at the time the relevant proceedings in Australia were concluded; and in the remaining two cases, the requests were withdrawn by Australia.

### Mutual assistance requests made to Australia

Requests carried forward from 1997–98	33
New requests	117
Requests executed	84

Argentina	1	Lithuania	1
Austria	2	Mexico	3
Belgium	2	Netherlands	4
Canada	1	New Zealand	3
Fiji	1	Papua New Guinea	1
Finland	2	Singapore	1
France	6	Spain	6
Germany	6	Switzerland	4
Greece	3	Thailand	1
Hong Kong (SAR)	1	Turkey	10
Hungary	8	United Kingdom	5
India	1	United States of America	9
Italy	2		

The types of assistance granted by Australia can be categorised as follows:

Obtain bank/business records	7
Take evidence	4
Search and seizure	5
Proceeds of crime	6
Transfer of a prisoner to give evidence	1
Service of documents	34
Other (obtain statement; obtain brief of evidence etc.)	31

Note that some requests required the provision of more than one type of assistance.

Requests otherwise completed	10
Requests continuing	53

Three requests made to Australia were not executed by the Australian authorities. The three requests sought assistance in arranging for service of documents and the persons upon whom the documents were to be served could not be located in Australia.

Two requests were received and executed under the Mutual Assistance in *Business Regulation Act 1992* in the past year, one from New Zealand and one from the United States of America.

In addition to mutual assistance requests, substantial advices were provided in 40 matters during the year.

Note: In the case of mutual assistance requests, most are completed within a period of months. However, the increasing complexity of matters concerning transnational criminal activity, particularly in the nature of narcotics trafficking, corporate fraud and money laundering, as well as collateral challenges to the execution of mutual assistance requests, means that some cases may take several years to complete.

### International War Crimes Tribunals

At the end of the year, 113 cases were on hand concerning the International War Crimes Tribunal (for the former Yugoslavia) in The Hague. However, not all requests required formal action to be taken under the *International War Crimes Tribunals Act 1995*. During 1998–99, assistance provided to the Tribunal included locating witnesses in Australia, and conducting interviews and taking statements.

There were no cases on hand concerning the International War Crimes Tribunal for Rwanda.

11.3 CRIMINAL JUSTICE CERTIFICATES DEALT WITH IN 1998-99 OR CONTINUING AS AT 30 JUNE 1999

Criminal Justice Certificates issued:

Commonwealth entry <sup>1</sup>	8
Commonwealth stay <sup>2</sup>	50
State entry (endorsed) <sup>2</sup>	13

Criminal Justice Certificates cancelled <sup>3</sup>:

Commonwealth entry	13
Commonwealth stay	31

Criminal Justice Certificates current as at 30 June 1999:

Commonwealth entry	13
Commonwealth stay	96

Nationalities of persons who hold current Commonwealth Criminal Justice Certificates as at 30 June 1999:

Albania	1	Japan	4
Austria	1	Malaysia	1
Belguim	1	Malta	1
Brazil	3	New Zealand	2
Canada	4	Nigeria	1
China	13	Papua New Guinea	4
Fiji	4	Philippines	1
France	1	Singapore	12
Germany	1	Spain	1
Hong Kong (SAR)	5	Switzerland	2
Indonesia	18	Tonga	1
Israel	2	United Kingdom	16
Italy	1	United States of America	8

<sup>1</sup> Commonwealth Certificates are issued in relation to proceedings involving Commonwealth offences.

<sup>2</sup> State Certificates are issued in relation to proceedings involving State offences. State Entry Certificates are issued by the relevant State agency, and endorsed by the Commonwealth Attorney-General's Department. State Stay Certificates are issued by the relevant State agency. State Entry and State Stay Certificates may be cancelled by the relevant State agency without notification to the Commonwealth Attorney-General's Department.

<sup>3</sup> Commonwealth Certificates are cancelled by the Commonwealth Attorney-General's Department.

11.4 COMPARATIVE STATISTICS FOR EXTRADITION AND MUTUAL ASSISTANCE CASES 1994-95 TO 1998-99

**Extradition requests made by Australia**

<i>Year</i>	<i>Cases carried forward</i>	<i>New requests made</i>	<i>Requests granted</i>	<i>Requests refused</i>	<i>Requests otherwise completed</i>
1994-95	18	16	14	2	1
1995-96	18	7	9	0	1
1996-97	15	18	13	2	2
1997-98	16	22	10	2	3
1998-99	23	6	10	0	2

**Extradition requests made to Australia**

<i>Year</i>	<i>Cases carried forward</i>	<i>New requests made</i>	<i>Requests granted</i>	<i>Requests refused</i>	<i>Requests otherwise completed</i>
1994-95	17	12	7	1	2
1995-96	20	11	11	2	3
1996-97	15	22	8	1	1
1997-98	27	21	8	2	5
1998-99	33	16	8	2	5

**Mutual assistance requests made by Australia**

<i>Year</i>	<i>Cases carried forward</i>	<i>New requests made</i>	<i>Requests executed</i>	<i>Requests refused</i>	<i>Requests otherwise completed</i>
1994-95	56	64	33	1	15
1995-96	71	73	46	7	8
1996-97	83	79	64	0	10
1997-98*	88	77	83	0	4
1998-99	72	60	64	1	17

**Mutual assistance requests made to Australia**

<i>Year</i>	<i>Cases carried forward</i>	<i>New requests made</i>	<i>Requests executed</i>	<i>Requests refused</i>	<i>Requests otherwise completed</i>
1994-95	27	105	48	5	28
1995-96	51	87	78	2	12
1996-97	46	84	72	4	4
1997-98*	50	104	119	1	0
1998-99	33	117	84	0	10

\*Figures for mutual assistance requests during the 1997-1998 reporting year included work done on matters preparatory and ancillary to the making and execution of mutual assistance requests and therefore differ from corresponding figures for the present reporting year.

## Consultancy Services

### POLICY ON SELECTION AND ENGAGEMENT OF CONSULTANTS

Departmental policy requires that the approving officer must ensure that the selection processes for consultants will promote open and effective competition to the extent practicable. Departmental selection procedures detail criteria which are to be addressed and also refer to the *Commonwealth Procurement Guidelines* which outlines core policies and principles for purchasing activities, including engaging consultants. All consultants were engaged by the Department in accordance with appropriate principles and practices.

### DETAILS OF CONSULTANCIES DURING 1998–99

<i>Name of Consultant</i>	<i>Agreed Total Cost of Consultancy†</i>	<i>Payments made in 1998–99</i>	<i>Purpose</i>	<i>Key</i>
	\$	\$		
<b>Executive and support (19 consultancies; \$724 042 total agreed value; \$304 670 payments)</b>				
Arbiter Pty Ltd	54 562	54 562	Quality assurance services across the management and coordination of the Year 2000 activities of the Attorney-General's Portfolio	e**
BHP Information Technology	103 000	13 400	SAP system support	a#
Brightstar	20 000	15 400	SAP system support	a#
Catalyst Interactive Pty Ltd	48 500	48 500	SAP system support	a#
Claymore Structured Finance Ltd	26 500	nil	Finalise financial package for Melbourne Law Courts project	a***
Claymore Structured Finance Ltd	62 500	nil	Prepare business case for Adelaide Law Courts project	a***
Department of Employment, Workplace Relations and Small Business	6 423	6 423	Provide advice, assistance and representation re certification of AGD Enterprise Agreement	a*
Falls Corporate Research	20 000	10 200	Staff opinion poll	e*
Gartner Group Pacific Pty Ltd	42 125	42 125	Research advisory service	a*
Hay Group	4 250	4 250	Conduct 'culture sort' for senior executives and present findings	a*
Intech Pacific Pty Ltd	251 500	25 128	Business continuity planning services	a*
Olney, L	14 536	14 536	Edit Department's 1997–98 Annual Report	a*
Origin Consulting Group Pty Ltd	31 526	31 526	Facilitate focus groups and complete development of AGD People Plan	b*

<i>Name of Consultant</i>	<i>Agreed Total Cost of Consultancy†</i> \$	<i>Payments made in 1998–99</i> \$	<i>Purpose</i>	<i>Key</i>
PALM Management	3 500	3 500	Conference facilitation	f*
PALM Management	14 750	14 750	Analyse workforce requirements, conduct capability analysis and develop strategic directions for AGD People Plan	b*
Public Service and Merit Protection Commission	4 650	4 650	Investigate grievance	e*
Quality Management Solution	6 720	6 720	Investigate grievance	e*
Tibbs, H	4 000	4 000	Scenario planning	a*
Triulzi	5 000	5 000	Conduct refresher training for Harassment Contact Officers and provide options for dealing with harassment in the Department	b*

<i>Name of Consultant</i>	<i>Agreed Total Cost of Consultancy†</i>	<i>Payments made in 1998–99</i>	<i>Purpose</i>	<i>Key</i>
	\$	\$		
<b>Legal policy and services</b>				
<b>(14 consultancies; \$442 432 total agreed value; \$335 099 payments)</b>				
Arbiter Pty Ltd	30 104	30 104	Review strategic issues affecting the Office of Legislative Drafting's major data repositories	e**
Booz-Allen and Hamilton (Australia) Ltd		7 700	Prepare a Regulatory Impact Statement for accessible public transport under the <i>Disability Discrimination Act 1992</i>	a#**
Cabassi, J	2 100	3 000	Prepare a paper on barriers to access and effective use of anti-discrimination remedies for people living with HIV/AIDS	a#*
Health Access Pty Ltd	27 730	27 730	In-house occupational therapy assistance and OOS prevention program	a**
Ian Leader-Elliott & Associates	24 000	24 560	Assist with development of the Commonwealth's Criminal Code and the Model Criminal Code	b*
Loff, B	7 500	3 500	Prepare paper for Australian National Council on AIDS & Related Diseases (ANCARD) on criminal and public health regulation of HIV transmission	a#*
Marsden Jacob Associates	53 750	53 750	Undertake a survey of small business and analyse and report the results	a*
McMillan, J	Agreed rate, as required	2 507	Participate as a member of the Federal Prisoners Parole Panel, to comment on departmental recommendations	h**
National Federation of Blind Citizens, Australia	10 000	5 000	Prepare a discussion paper entitled 'Mandating Action Plans under the <i>Disability Discrimination Act 1992</i> '	a*
National Federation of Blind Citizens, Australia	210 000	105 000	Facilitate involvement in and consultation with the disability community on the development of disability standards under the <i>Disability Discrimination Act 1992</i>	a*

<i>Name of Consultant</i>	<i>Agreed Total Cost of Consultancy†</i> \$	<i>Payments made in 1998–99</i> \$	<i>Purpose</i>	<i>Key</i>
Perfect Technology Pty Ltd	41 601	41 601	Develop the Perfect Balance billing system	a*
Tower Technology Pty Ltd	5 147	5 147	Year 2000 analysis and documentation for FRLI system	a**
Transformation Management Services	10 500	10 500	Assist in the design of the survey questionnaire regarding small business (conducted by Marsden Jacob above) and provide analysis of survey results	a*
Watchirs, H	20 000	15 000	Prepare a Rights Analysis Instrument on implementation of International Guidelines on HIV/AIDS and Human Rights	a#*

<i>Name of Consultant</i>	<i>Agreed Total Cost of Consultancy†</i>	<i>Payments made in 1998–99</i>	<i>Purpose</i>	<i>Key</i>
	\$	\$		
<b>Community affairs</b>				
<b>(15 consultancies; \$774 985 total agreed value; \$740 521 payments)</b>				
Australian Bureau of Statistics	3 000	3 000	Provide composite leading indicators of personal bankruptcy statistics	a*
Bradfield Nyland Group	142 000	52 400	Enhancement of administration and service delivery in women's community legal services	a#*
Colmar and Brunton Research (Rush Social Research)		51 562	Legal Aid Needs Study Phase 2	a**
Colmar and Brunton Research (Rush Social Research)	100 000	30 000	Review Discrimination Disability Act legal services	a#*
Community Link Australia Pty Ltd	179 900	40 000	Services Standards Project for community legal services	a#*
David J Foreman and Associates	133 560	70 000	Develop training program in relation to the National Information System for community legal services	a#*
Deloitte Touche Tohmatsu		241 651	Provide an enhancement program for OTISS	a**
Deloitte Touche Tohmatsu	Agreed rate, as required	51 183	Develop and conduct planning workshops for Year 2000 compliance project	a*
Falls Corporate Research	15 000	15 000	Develop Client Service Charter	a*
John Hawkless Consultants Pty Ltd	30 000	27 000	Review trustee registration provisions of the Bankruptcy Act	b*
John Morris Consulting Pty Ltd	45 000	33 000	Develop and conduct performance feedback workshops	a*
PALM Management	3 375	3 375	Facilitate planning workshops for Family Law & Legal Assistance Division	a**
PALM Management	6 000	6 000	Prepare and facilitate strategic planning session with ITSA Management Group	a*
Q Data Australasia Pty Ltd	80 000	79 200	Develop testing strategy and assist with testing for Year 2000 compliance	a*
Spice Consulting	37 150	37 150	Develop accrual accounting information package for community legal services	a#*

<i>Name of Consultant</i>	<i>Agreed Total Cost of Consultancy†</i>	<i>Payments made in 1998–99</i>	<i>Purpose</i>	<i>Key</i>
	\$	\$		
<b>Community protection</b>				
<b>(35 consultancies; \$1 910 638 total agreed value; \$1 608 434 payments)</b>				
AB Housley	102 500	102 500	Year 2000 compliance testing	ae*
Admiral Management Services	5 198	5 198	Year 2000 compliance testing of computer systems	ae*
Andersen Contracting	23 446	23 446	Review IT infrastructure	b*
ATSC	37 799	37 799	Project management for modification of Australian Protective Service control room	b*
Bilney, E	3 000	nil	Prepare <i>Public Events</i> reports for final editing	a***
BMA Human Resource Management	33 000	33 000	Re-assess Australian Protective Service positions	b*
Crime Research Centre UWA		120 000	Survey of young people's attitudes to domestic violence	a#**
Crime Research Centre UWA		21 212	Map all work currently occurring with adolescents to prevent domestic violence	a#**
DGR Consulting	7 200	7 200	Strategic planning for National Crime Prevention	af*
Engtec Pty Ltd	26 053	26 053	Year 2000 consultancy services	a*
Equalizers Pty Ltd	36 784	36 784	Assist & advise in the development of a tender for counter-terrorist first response (CTFR) function	a*
Equalizers Pty Ltd	19 333	19 333	Tender development for CTFR Sydney Airport	a*
Ernst & Young	3 550	3 550	Draft report on review of Australian Protective Service National Headquarters	e*
Fellows Medlock	11 526	11 526	Enterprise bargaining facilitator	a*
Green Words	10 917	10 917	Operations manual for Australian Protective Service	b*
Health Access	15 030	15 030	OH&S assessments	a*
Henderson, M	30 000	15 000	Meta-evaluation of residential burglary research	a*
Hoadley Budge Olphert (Aust) Pty Ltd	2 000	2 000	Professional services for relocation of control room	a*

<i>Name of Consultant</i>	<i>Agreed Total Cost of Consultancy† (\$)</i>	<i>Payments made in 1998–99 (\$)</i>	<i>Purpose</i>	<i>Key</i>
Interiors Australia Pty Ltd	Agreed hourly rate, as required	16 700	Design Year 2000 testing program for equipment installed as part of Physical Security Program for Commonwealth holders of high office	ag*
JAK Consulting	10 270	nil	Provide technical writing services for the CrimTrac initiative	a***
Kodiak	80 920	nil	Provide procurement advice for the CrimTrac initiative	a***
MaD Management	5 127	5 127	Advice on management system structure	a*
Mercadier	38 595	38 595	Design, develop and conduct client feedback survey; services for strategic planning process	a*
Monash University	102 000	nil	Identify best practice for crime prevention at public events	a#
Murdoch University		40 000	Develop a range of methods to evaluate community crime prevention projects and strategies	a#**
OOSW Consulting	191 322	nil	Provide consultancy management, business analysis and technical architecture services for the CrimTrac initiative	a***
Paul Memmott and Associates	31 000	30 000	Violence in Indigenous communities research	a#**
Pay Connect Solutions	7 508	7 508	Consultancy bureau services for payrolls	a*
Poynbau	21 325	21 325	Prepare expression of interest for passenger screening at Sydney Airport	a*
Quay Connection	350 000	121 710	Strategic public relations advice	b
Rationale	32 020	nil	Provide business analysis services for the CrimTrac initiative	a***

<i>Name of Consultant</i>	<i>Agreed Total Cost of Consultancy†</i> \$	<i>Payments made in 1998–99</i> \$	<i>Purpose</i>	<i>Key</i>
Redletter Words	20 588	20 588	Operations manual for uniformed staff of the Australian Protective Service	b*
Rochfort Thomas Mackintosh		182 706	Advice and professional services in graphic design, including production of materials, and Internet development	a**
Rochfort Thomas Mackintosh	585 515	585 515	Advice and professional services in graphic design, including production of materials, and Internet development	a*
Shrives Consulting	67 112	48 112	Plan, prepare and facilitate national forum on domestic violence	af*

#### Departmental Totals:

83 consultancies in 1998–99

\$3 852 097 total agreed value of new consultancies in 1998–99

\$2 988 724 payments to consultants during 1998–99

#### Key

- † New consultancy contracts let during 1998–99.
- a Special skills not available within the Department.
- b Special skills available within the Department but because of other staff resource priorities consultant engaged.
- c Participation of outside professional is a requirement of the Department of Finance and Administration.
- d Requirement to use particular consultant a condition of conducting project for client.
- e Need for independent study.
- f Need for change agent or facilitator.
- g Need for rapid access to latest technology or experience with application.
- h Participation of outside professional on Federal Prisoners Parole Panel, independent of law enforcement agencies, is necessary.
- # Consultancies publicly advertised.
- \* Consultant engaged in 1998–99 and paid in 1998–99.
- \*\* Consultant paid in 1998–99 but engaged in a different financial year.
- \*\*\* Consultant engaged in 1998–99 but paid in a different financial year.

**Notes:**

- (1) The *Requirements for Departmental Annual Reports* issued in April 1998 revised the section dealing with consultancy services. In particular the definition of the term ‘consultant’ was refined and examples provided to draw a clearer distinction between non-consultancy contracts for service and consultancies. The revised wording was continued in the Requirements issued in May 1999. The effect of these changes is that several items denoted as consultancy services prior to 1997–98 are in fact contracts for service, and consequently fewer items are recorded in the Attorney-General’s Department Annual Report for 1997–98 and for 1998–99.
- (2) In accordance with the Requirements, the above lists are limited to consultancies of \$2 000 or more.
- (3) In some instances additional costs for expenses and travel have been met from ordinary departmental administrative cost allocations. Resources are not available to conduct the detailed searches of individual financial transaction records required to identify such costs.
- (4) In order to avoid duplication, the above consultancy information excludes payments to advertising agencies, market research organisations, media advertising organisations or direct mail organisations. Details of payments to these organisations appear at Appendix 13—Advertising and Market Research.

## Advertising and Market Research

<i>Name of organisation</i>	<i>Payment (\$)</i>	<i>Purpose</i>	<i>Key</i>
AAP Information Services	10 790	Media releases wiring services	c
Ability Network	400	Non-campaign advertising (public inquiry)	c
Advertising Investment Services Pty Ltd	37 178	Non-campaign advertising (recruitment, job vacancies, public inquiry, tender notices)	c
AIS Media	9 773	Non-campaign advertising (recruitment, job vacancies, public inquiry, tender notices)	c
Artworks	279	Creative advertising services	a
Chant Link & Associates	73 027	Market research services	b
Elliott and Shanahan	20 000	Corporate identity development	b
Elliott and Shanahan	44 273	Exploratory market research to support the development of National Crime Prevention (NCP) communication strategy	b
Grey Advertising	15 421	Web site development & maintenance	a
Integrated Vision	2 489	Video conference advertising & marketing	c
Keys Young	63 478	Exploratory market research to support NCP communication activities with crime prevention professionals	b
Media Monitors	83 809	Market & media research	b
Mercadier Consultants	6 000	Client opinion research	b
New Focus	790	Market research services	b
Newsnet	1 406	Market research services	b
Sicore	928	Market research services	b
TMP Worldwide	49 126	Non-campaign advertising (recruitment, job vacancies, public inquiry, proclamation, tender, special gazette, purchasing & company notices)	c
TMP Worldwide	3 266	National Information System Project advertisements	c
TMP Worldwide	10 508	Call for tenders for the provision of community legal services in regional, rural & remote areas	c
TMP Worldwide	5 301	Development of data collection and reporting system	c
TMP Worldwide	12 914	Call for tenders for scoping study for regional, rural & remote telecommunications initiative	c

### Key

aPaid to a creative advertising agency to develop advertising campaign.

bPaid to a market research or polling organisation.

cPaid to a media advertising organisation for placing government advertising (both campaign and non-campaign) in the media.

## **Discretionary Grants Program**

### GRANTS TO AUSTRALIAN ORGANISATIONS

This grant program provides funding to a range of organisations for a variety of purposes. The two main components are funding for legal services in relation to the Child Support Scheme and funding for judicial education programs through the Australian Institute of Judicial Administration (AIJA), which is a research and education institute affiliated with the University of Melbourne.

In regard to the Child Support Scheme, the aim of the program is to improve levels of compliance under the Scheme and so increase the number of children being properly supported by their separated parents rather than by sole parent pension payments from the Department of Social Security. In regard to judicial education, the grant program implements the government's policy to maintain funding for judicial education programs through the AIJA.

Grants are also provided to several institutions in relation to legal education, training and the development of legal ties with other countries. A number of other organisations also receive grants to assist them in providing information and advice to the community in a range of areas including human rights, civil liberties, family law, community welfare services, administrative law and international humanitarian law.

Grant recipients during 1998–99 were:

- Australian Institute of Judicial Administration
- Australian National University Faculty of Law
- Australian Red Cross
- Court Network
- Sydney University Faculty of Law

## **Legislation/Regulation Impacting on Business**

All Commonwealth departments, agencies, statutory authorities and boards are required to comply with the Government's requirements for regulatory best practice arrangements when proposing new regulation or amending existing regulation which impacts on business.

Regulation includes any laws or other government 'rules' which influence the way people behave. It is not limited to primary or subordinate legislation; it also includes 'quasi-regulation' (industry codes or standards required by legislation, guidelines or codes of conduct, for example where Government influences businesses to comply).

A Regulation Impact Statement (RIS) which considers all costs and benefits of, or alternatives to, regulation, must accompany all regulatory proposals that impact on business.

During 1998–99 there were five primary pieces of legislation (including amendments) tabled in Parliament, accompanied by a RIS:

Classification (Publications, Films and Computer Games) Amendment Bill 1998

Classification (Publications, Films and Computer Games) Charges Bill 1998

Copyright Amendment (Computer Programs) Bill 1999

Criminal Code Amendment (Bribery of Foreign Public Officials) Bill 1999

Electronic Transactions Bill 1999

There were no subordinate legislation items requiring a RIS, and there were no quasi-regulation activities subjected to the RIS process.

## Reporting Arrangements for Other Bodies in the Attorney-General's Portfolio

<i>Program reference</i>	<i>Organisation</i>	<i>Reporting Arrangements</i>
2.2	Solicitor-General	A
2.3	Office of Parliamentary Counsel	B
3.1	Human Rights and Equal Opportunity Commission	B
3.2.1	Australian Law Reform Commission	B
3.2.2	Administrative Review Council	B
3.2.3	Family Law Council	B
3.2.4	Constitutional Centenary Foundation	C
3.3	Office of Film and Literature Classification	B
3.5	Insolvency and Trustee Service, Australia	D
4.1	Federal Court of Australia	B
4.2	Family Court of Australia	B
4.3	Administrative Appeals Tribunal	B
4.4	National Native Title Tribunal	B
4.5.1	Copyright Tribunal	E
4.5.2	Defence Force Discipline Appeal Tribunal	E
4.5.3	Federal Police Disciplinary Tribunal	E
4.5.4	Australian Competition Tribunal	E
5	High Court of Australia	B
6.1	Commonwealth Law Enforcement Board	B
6.2	Australian Federal Police	B
6.3	National Crime Authority	B
6.4.1	Australian Bureau of Criminal Intelligence	F
6.4.2	Australasian Centre for Policing Research	F
6.4.3	Australian Institute of Police Management	F
6.5.1	Australian Institute of Criminology	B
6.5.2	Criminology Research Council	B
6.6	Australian Transaction Reports and Analysis Centre	B
6.7	Office of the Director of Public Prosecutions	B
6.8	Australian Security Intelligence Organization	B
6.9	Australian Customs Service	B

- A Although resourced by the Attorney-General's Department, the Solicitor-General is independent of the Department. The Solicitor-General does not report formally to Parliament.
- B Separate reports from these bodies are tabled in Parliament.
- C The Foundation operates independently of the Department.
- D The Attorney-General is required by sub-paragraph 12(1)(d) of the *Bankruptcy Act 1966* to report to Parliament on the operation of the Act.
- E Administrative support for these Tribunals is provided by the various Federal Court registries. Information regarding these bodies can be found in the Annual Report of the Federal Court of Australia.
- F Reports on activities covered by the Annual Report on administration and activities of National Common Police Services.

## Relationship Between the Program Structure and the Accrual-based Outcomes and Outputs Framework

With the move to accrual budgeting in 1999–2000, the charts below show the relationship between the program structure against which the Department is reporting in 1998–1999 (see page 3) and the accrual-based outcomes and outputs framework adopted for 1999–2000.

### Relationship between program structure and outcome and output framework for Outcome 1

<i>PROGRAM MANAGEMENT BUDGETING</i>	<i>ACCRUAL BUDGETING</i>
<i>Program Structure Reference</i>	<i>Outcome/Outputs Framework References</i>
<p><b>Program 1 – Legal Policy and Services to the Commonwealth</b>  <b>Objective:</b>            To advance and protect the interests of the Commonwealth, its ministers and agencies by the provision of sound, constructive and timely legal policy advice.</p> <p><b>Program 2 – Legal Services to the Commonwealth</b>  <b>Objective:</b>            To serve and protect the interests of the Commonwealth, its ministers and agencies by the provision of sound, constructive and highly professional legal services.</p> <p><b>Program 3 – Community Affairs</b>  <b>Objective:</b>            To enhance and promote the rights of individuals and their reasonable access to justice.</p> <p><b>Program 4 – Administration of Justice</b>  <b>Objective:</b>            To promote the effective and timely adjudication of disputes and resolution of questions of law in courts and tribunals with appropriate jurisdictions.</p>	<p><b>Outcome 1</b>            An equitable and accessible system of federal law and justice</p>
<p>Sub-Program 1.1 Executive and Support *</p> <p>Sub-Program 1.2 Civil Law Division *</p> <p>Sub-Program 1.3 Criminal Law Division *</p> <p>Sub-Program 1.4 Information and Security Law Division *</p> <p>Sub-Program 1.5 Office of International Law *</p> <p>Sub-Program 1.8 Native Title Task Force</p> <p>Sub-Program 2.2 Solicitor-General</p> <p>Sub-Program 3.4 Family Law and Legal Assistance Division *</p> <p>Sub-Program 3.5 Insolvency and Trustee Service, Australia *</p> <p>Sub-Program 4.6 Ancillary Program Services</p>	<p>Output Group 1.1            Policy advice and development</p>

<i>PROGRAM MANAGEMENT BUDGETING</i>	<i>ACCRUAL BUDGETING</i>
<i>Program Structure Reference</i>	<i>Outcome/Outputs Framework References</i>
Sub-Program 1.1 Executive and Support * Sub-Program 1.4 Information and Security Law Division * Sub-Program 1.7 Office of Legal Services Coordination	Output Group 1.2 Support for the Attorney-General as the First Law Officer
Sub-Program 1.1 Executive and Support * Sub-Program 3.4 Family Law and Legal Assistance Division * Sub-Program 3.5 Insolvency and Trustee Service, Australia *	Output Group 1.3 Program delivery
Sub-Program 1.1 Executive and Support * Sub-Program 1.2 Civil Law Division * Sub-Program 1.3 Criminal Law Division * Sub-Program 1.4 Information and Security Law Division * Sub-Program 1.5 Office of International Law * Sub-Program 3.4 Family Law and Legal Assistance Division * Sub-Program 3.5 Insolvency and Trustee Service, Australia *	Output Group 1.4 Performance of statutory obligations
Sub-Program 1.1 Executive and Support * Sub-Program 1.2 Civil Law Division * Sub-Program 1.4 Information and Security Law Division * Sub-Program 1.5 Office of International Law * Sub-Program 1.6 Office of Legislative Drafting *	Output Group 1.5 Provision of services to Commonwealth departments and agencies
Sub-Program 1.1 Executive and Support * Sub-Program 1.5 Office of International Law * Sub-Program 1.6 Office of Legislative Drafting *	Output Group 1.6 Provision of services to the community
Sub-Program 1.1 Executive and Support * Sub-Program 1.4 Information and Security Law Division * Sub-Program 3.4 Family Law and Legal Assistance Division *	Output Group 1.7 Ministerial and parliamentary services

\* In part

**Relationship between program structure and outcome and output framework for Outcome 2**

<i>PROGRAM MANAGEMENT BUDGETING</i>	<i>ACCRUAL BUDGETING</i>
<i>Program Structure Reference</i>	<i>Outcome/Outputs Framework References</i>
<p><b>Program 1 – Legal Policy and Services to the Commonwealth</b>  <b>Objective:</b>                      To advance and protect the interests of the Commonwealth, its ministers and agencies by the provision of sound, constructive and timely legal policy advice.</p> <p><b>Program 6 – Maintenance of Law, Order and Security</b>  <b>Objective:</b>                      To contribute to the maintenance of law and order, to combat crime and to respond effectively to acts of politically motivated violence; to maintain effective measures against espionage and subversive activities and against attacks directed at individuals, information and assets.</p>	<p><b>Outcome 2</b>                      Coordinated security, crime prevention and law enforcement arrangements</p>
<p>Sub-Program 1.1 Executive and Support *</p> <p>Sub-Program 1.4 Information and Security Law Division *</p> <p>Sub-Program 6.4.4 Office of the Narcotics Control Board, Thailand</p> <p>Sub-Program 6.5.5 Protective Security Coordination Centre *</p> <p>Sub-Program 6.5.7 Law Enforcement Coordination Division *</p> <p>New Trade Measures Review Office</p>	<p>Output Group 2.1                      Policy advice and development</p>
<p>Sub-Program 1.1 Executive and Support *</p> <p>Sub-Program 1.4 Information and Security Law Division *</p> <p>Sub-Program 6.5.3 Australian Protective Service</p> <p>Sub-Program 6.5.7 Law Enforcement Coordination Division *</p>	<p>Output Group 2.2                      Program delivery</p>
<p>Sub-Program 1.1 Executive and Support *</p> <p>Sub-Program 6.5.5 Protective Security Coordination Centre *</p> <p>Sub-Program 6.5.7 Law Enforcement Coordination Division *</p>	<p>Output Group 2.3                      Provision of services to Commonwealth office holders, Commonwealth, State and Territory departments and agencies, contractors and international representatives</p>
<p>Sub-Program 1.1 Executive and Support *</p> <p>Sub-Program 1.4 Information and Security Law Division *</p> <p>Sub-Program 6.5.7 Law Enforcement Coordination Division *</p>	<p>Output Group 2.4                      Ministerial and parliamentary services</p>

\* In part