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Our ref: 11.1.5.c
Contact Name: Renee Butterfield
Telephone: 07 3120 0018

SunWater Limited
PO Box 15536 City East
Brisbane Queensland 4002
www.sunwater.com.au
ACN 131 034 985

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Research Director
Legal Affairs, Police, Corrective Services and Emergency Services Committee
Parliament House
George Street
BRISBANE QLD 4000

BY EMAIL: lapcsesc@parliament.qld.gov.au

Dear Sir/Madam

RIGHT TO INFORMATION (GOVERNMENT-RELATED ENTITIES) AMENDMENT BILL 2011

We refer to your correspondence dated 19 October 2011 and the proposed amendment to the *Right to Information Act 2009* (Qld) (*RTI Act*).

I have considered the *Right to Information (Government-Related Entities) Amendment Bill 2011 (RTI Amendment Bill)* and submit that, as presently drafted, it may have an unintended impact on commercial activities of Government Owned Corporations. As the government is currently considering private investment opportunities to fund future infrastructure development the amendment to the legislation potentially extends the operation of the RTI Act to entities established to effect a public/private purpose regardless of the level of involvement of the government. SunWater submits that it is difficult in practice to ascertain what amounts to "indirect government funds or assistance" in these circumstances. It is also difficult to determine "control" of an organisation established for construction of infrastructure to be used in part for public purposes. This is potentially unattractive and commercially burdensome for any future investor and could impact on SunWater's commercial activities in future.

SunWater submits that the RTI Amendment Bill should not be passed.

Yours sincerely



Peter Boettcher
CHIEF EXECUTIVE