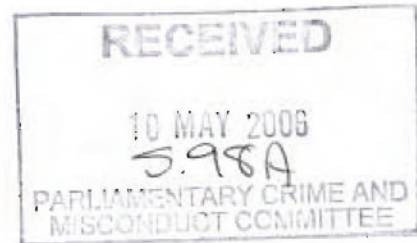


Mr Geoff Wilson MP
Chairman
Parliamentary Crime and Misconduct Committee
Parliament House
George Street
BRISBANE QLD 4000



Dear Mr Wilson *Geoff*

I refer to your letter dated 7 March 2006 calling for submissions concerning the three year review of the Crime and Misconduct Commission.

Of the Commission's responsibilities, the continuous improvement of the integrity of the public sector and the reduction in the incidence of misconduct has been the department's main focus in the past three years. The Commission's publications, in particular "*Profiling the Queensland Public Sector*" June 2004 and "*Fraud and Corruption Control Guidelines for Best Practice*" March 2005 have proved valuable reference tools and policy resources within the department.

To preserve the Commission's effectiveness in its investigative powers, it is imperative that confidentiality of information be preserved and the release of information properly considered and managed. The Commission must ensure that the privacy of any individual involved in any investigation is respected and maintained. The department relies upon the integrity of the Commission's investigative processes in such matters.

It is noted that the Commission's jurisdiction to prosecute a public servant is restricted to circumstances where the alleged offender remains employed within the public service. It is suggested that this jurisdiction be extended to enable the Commission to complete an investigation and make the appropriate recommendations to circumstances where the alleged offender has left public service employment. This will promote an outcome oriented process and will ensure that the Commission maintains its robust investigative process. It promotes transparency and assures the public that proper procedure has been implemented, undertaken and evaluated.

Please feel free to contact Philippa Whitman, Lawyer, Administrative Law Unit on 3225 2653, should you wish to discuss any issue relating to this submission.

Yours sincerely

[Original Signed]

PETER HENNEKEN
Director-General

5/5/2006