



# PARLIAMENTARY CRIME AND CORRUPTION COMMISSIONER

## REPORT TO THE PARLIAMENTARY CRIME AND CORRUPTION COMMITTEE

### PUBLIC REPORT

12 FEBRUARY 2025

#### OPERATIONAL REPORT

1. This report details the activities of the Office of the Parliamentary Crime and Corruption Commissioner for the period since the report for the last meeting with the Parliamentary Crime and Corruption Committee (the Committee) on 30 August 2024.

#### Progressive Work Program

2. The Progressive Work Program of the Office of the Parliamentary Crime and Corruption Commissioner for the period 20 August 2024 to 21 January 2025 is attached as Appendix 1 for the consideration of the Committee.

#### SIGNIFICANT EVENTS

##### Prospective Amendments to *Telecommunications (Interception and Access) Act 1979 (Cth)*

3. Over the last two years the Committee and my office have been involved in discussions with the Commonwealth Attorney-General's Department and others agencies concerning proposed amendments to the *Telecommunications (Interception and Access) Act 1979 (Cth)* (TIA Act).

##### Records of the Connolly Ryan Commission of Inquiry

4. The Connolly Ryan Commission of Inquiry (COI) was constituted by order in council in 1996. It concluded unresolved in 1997. Under the *Crime and Corruption Act* the Parliamentary Commissioner is required to secure the records of the Connolly Ryan COI so that only persons who satisfy the Parliamentary Commissioner that they have a legitimate need of access may access the records. The most important aspect of this role is the determination of a person's legitimate need of access. It is not essential that my office maintains physical possession of the records in order to make that assessment.
5. Since the 2010 relocation of the Office of the Parliamentary Commissioner, the Connolly Ryan records have been stored in the Legislative Council strongroom in six secured compactus bays and three locked storage cupboards. Long-term storage capacity for the Legislative Assembly and Legislative Council strongrooms has been an issue under consideration for some time. If the

Connolly Ryan records were relocated, it is estimated that many additional years' worth of storage would be gained.

6. In June 2022 I supported a proposal that s.374 of the *Crime and Corruption Act* be amended to permit storage of the records at the Queensland State Archives with the Parliamentary Commissioner retaining responsibility for determining access. In August 2024 amendments were made to the Act (s.346C) which allowed the Connolly Ryan records to be moved to, and eventually be under the control of, the Queensland State Archivist.

## ADMINISTRATIVE MATTERS

7. The office's Principal Legal Officer, Mr Kunde, had recreation leave during the reporting period.

### Key Outputs achieved during the period 20 August 2024 to 21 January 2025.

8.

Function	Output
Committee referrals finalised	0
Statutory functions finalised	5
Notifications of improper conduct assessed	11
Advices to the Committee finalised	0
Own initiative investigations finalised	0
Committee referrals received	0
Statutory functions arising	4
Notifications of improper conduct received	11
Advices to the Committee requested	0
Own initiative investigations commenced	0
Committee referrals on hand	2
Statutory functions on hand	0
Notifications of improper conduct to be assessed	0
Advices to the Committee to be provided	0
Own initiative investigations current	0
Reports to the Committee	4
Public meetings with the Committee	1
Private meetings with the Committee	1
Other meetings (CCC/QPS etc)	4
Hearings (in hours)	0
<b>Timeliness</b>	
Cumulative average time taken to finalise complaints against the CCC	23.3 weeks
Cumulative average time taken to finalise statutory functions	5 weeks

## MATTERS ARISING FROM KEY OUTPUTS

### Inspection of the CCC's telecommunications interception records

9. Pursuant to s.23(2) of the *Telecommunications Interception Act 2009* (TI Act), the Parliamentary Commissioner must inspect the CCC's telecommunications interception warrants records at least twice during each financial year to consider the extent to which CCC officers have complied with ss.14 to 16 and 18 to 20 of the TI Act. These sections relate to the detailed records the CCC is required to keep and the reports the CCC is required to make.

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10. The first inspection for the 2024-25 financial year was conducted on 20 August 2024. A report on the results of the inspection was provided to the Manager of the CCC's Electronic Collections Unit on 5 September 2024.

### **Report to Attorney-General on the Results of Inspections of the CCC's Telecommunications Interception Records**

11. Pursuant to s.24(1) of the TI Act, as soon as practicable after the end of the financial year, and in any event before 30 September, the Parliamentary Commissioner is required to report to the Attorney-General about the results of the inspections of the CCC's telecommunications interception records conducted during the financial year. The annual report to the Attorney-General on the results of inspections of the CCC's telecommunications interception warrant records was provided on 16 September 2024.
12. Section 24(4) of the TI Act requires that information contained in the report to the Attorney-General, other than information mentioned in s.63 of the Commonwealth *Telecommunications (Interception and Access) Act 1979*, be provided to the Committee and to the CCC Chairperson. Section 63 refers to "lawfully intercepted information" and "interception warrant information". The information contained in the report to the Attorney-General was provided to the Committee and the CCC Chairperson on 16 September 2024.

### **Intelligence Data Review**

13. Section 320(1) of the *Crime and Corruption Act* requires the Parliamentary Commissioner to conduct an annual review of the intelligence data in the possession of the CCC and the Queensland Police Service (QPS). The 2023-24 intelligence data review involved inspections of the intelligence data held by the QPS State Intelligence Group on the Australian Criminal Intelligence Database (ACID) and intelligence data held by the Crime and Intelligence Command on QPRIME. An inspection was also conducted of the CCC's intelligence holdings on its IRAS database. The review of all relevant intelligence data held by the QPS and the CCC was completed on 31 October 2024.
14. Section 320(3) of the *Crime and Corruption Act* requires that the Parliamentary Commissioner prepare a written advice on the review containing the Parliamentary Commissioner's findings and recommendations. That advice was finalised and provided to the Parliamentary Committee, the CCC Chairperson and the QPS Commissioner on 5 November 2024.

### **Audit of Assumed Identities**

15. Pursuant to s.316 of the *Police Powers and Responsibilities Act 2000* (PPRA) and s.146ZS of the *Crime and Corruption Act*, the CCC Chairperson must have the records of authorities for the use of assumed identities audited by the Parliamentary Commissioner at least once every six months while the authority is in force and at least once in the six months after the cancellation or expiry of the authority. The Parliamentary Commissioner is required to give the CCC Chairperson a report on the results of the audit.
16. A six-monthly audit of the CCC's records of authorities for the use of assumed identities was conducted on 3 December 2024. It involved an inspection of the CCC's records of assumed identities for the period 30 April to 3 December 2024. On 3 December 2024 a report on the results of the audit was provided to the CCC Chairperson. The CCC has fully complied with its responsibilities pursuant to s.315 of the PPRA and s.146ZR of the *Crime and Corruption Act*.

### **Inspection and Report on Surveillance Device Warrants Records**

17. Section 362(1) of the PPRA requires that the Parliamentary Commissioner inspect the CCC's surveillance device warrant records to decide the extent of compliance with Chapter 13 of the

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PPRA by the CCC and law enforcement officers of the CCC. On 26 November 2024 notice of an inspection of the CCC's surveillance device warrant records was provided to the CCC Chairperson pursuant to s.362(2)(a) of the PPRA. I conducted an inspection of the CCC's surveillance device warrants records on 4 December 2024.

18. Pursuant to s.363(1) of the PPRA, the Parliamentary Commissioner is required to make written reports at six-monthly intervals on the results of each inspection under s.362.

### **Investigation Matter**

19. This matter is ongoing.

### **Review Matter**

20. This recent referral is ongoing.

### **Section 329 Notifications**

21. Pursuant to s.314(4) of the *Crime and Corruption Act* the Parliamentary Commissioner has the function to investigate on his or her own initiative a matter mentioned in s.314(2)(b) or (c) or a matter notified to the Parliamentary Commissioner under s.329, subject to certain conditions set out in s.314(4)(a) and (b). During the period covered by this report, the CCC sent notifications to the Committee and to me pursuant to s.329 of the Act.
22. Under s.314(5) of the Act, the Parliamentary Commissioner is permitted to undertake a preliminary assessment of a matter to decide whether the conditions set out in s.314(4)(a) and (b) are satisfied for the matter.
23. If the Parliamentary Commissioner decides to conduct a preliminary assessment under s.314(5), then pursuant to s.314(7), the Parliamentary Commissioner must notify the Parliamentary Committee of the decision. I finalised preliminary assessments of the s.329 notifications received in this reporting period and notified the Committee and the CCC of my assessments.

## **CERTIFICATION**

24. I submit that the above information demonstrates:
- a) satisfactory progress in the efficient, effective and economical achievement of the goals of the Office of the Parliamentary Crime and Corruption Commissioner;
  - b) resources are being allocated to produce best value for money; and
  - c) outputs are being provided at the standards stated in the Parliamentary Service Plan.
25. I also submit that the above information confirms:
- a) the appropriateness of the goal, and strategies to achieve the goal, as outlined in the Parliamentary Service Management Plan;
  - b) the suitability of the performance indicators in measuring the achievement of the goal;
  - c) options to improve the efficiency, effectiveness and economy of operations are being pursued.



Michael Woodford  
**Parliamentary Crime and  
Corruption Commissioner**

*Appendix 1*

**PARLIAMENTARY CRIME AND CORRUPTION COMMISSIONER**

**Progressive Work Program**

**PUBLIC**

**As at 21 January 2025**

**Meeting date: 12 February 2025**

Inquiry or Function	Description	Anticipated or agreed completion date	Progress last reporting period	Anticipated progress next reporting period	Resources
Inspection of Telecommunications Interception Records	Pursuant to s.23(2) of the <i>Telecommunications Interception Act 2009</i> inspect the CCC's TI records to find out the extent to which the CCC has complied with ss.14-16 and 18-20.	September 2024	<ul style="list-style-type: none"> <li>• Inspected hard copy files and RADARS records to ensure all documents and details kept</li> <li>• Checked copies of evidentiary certificates were maintained.</li> <li>• Inspected Use and Communication register to ensure appropriate level of detail recorded.</li> <li>• Recorded results of inspection on Compliance Schedule</li> </ul>	Finalised. Report provided to CCC 5 September 2024.	Parliamentary Commissioner  Legal Officer
Telecommunications Interception Warrant Report	Pursuant to s.24 of the <i>Telecommunications Interception Act 2009</i> report to Attorney-General about the results of inspections of the CCC's TI records.	September 2024	<ul style="list-style-type: none"> <li>• Drafted report on inspections.</li> <li>• Provided draft report to CCC in accordance with Act.</li> <li>• Finalised report.</li> <li>• Provided report to A-G and information from report to Committee and CCC.</li> </ul>	Finalised. Report provided to Attorney-General. Information from report provided to Committee and CCC Chairperson 16 September 2024.	Parliamentary Commissioner  Legal Officer
Intelligence Data Review	Pursuant to s.320(1) of the <i>Crime and Corruption Act</i> conduct an annual review of intelligence data in the possession of the CCC and the QPS.	Review-October 2024 Report-November 2024	<ul style="list-style-type: none"> <li>• Inspected CCC intelligence holdings on IRAS.</li> <li>• Inspected dissemination registers at CCC.</li> <li>• Inspected intelligence data on ACID at QPS State Intelligence Group</li> <li>• Inspected intelligence data on QPRIME at QPS Crime and Intelligence Command.</li> <li>• Obtained details of QPS Command structure.</li> <li>• Obtained details of joint meetings from CCC.</li> </ul>	Finalised. Review completed 31 October 2024. Report provided to Committee, CCC and QPS 5 November 2024.	Parliamentary Commissioner  Legal Officer

Inquiry or Function	Description	Anticipated or agreed completion date	Progress last reporting period	Anticipated progress next reporting period	Resources
Audit of Assumed Identities	Pursuant to s.146ZS <i>Crime and Corruption Act</i> and s.316(1) <i>PPRA</i> , audit the CCC's records of authorities for assumed identities and provide a report to the CCC Chair.	December 2024	<ul style="list-style-type: none"> <li>• Inspected registers of assumed identities, cancellations and variations.</li> <li>• Inspected authorities to acquire/use assumed identities, variations and cancellations.</li> <li>• Prepared report on audit of assumed identities.</li> <li>• Provided report to CCC Chair.</li> </ul>	Finalised. Report provided to CCC Chair 3 December 2024.	Parliamentary Commissioner  Legal Officer
Inspection and report on the inspection of the CCC's records of Surveillance Device Warrants	Pursuant to s.362 of the <i>PPRA</i> inspect the CCC's records to decide extent of compliance with chapter 13 of the <i>PPRA</i> and report to the Committee Chair.	December 2024	<ul style="list-style-type: none"> <li>• Formally notified CCC Chair of inspection.</li> <li>• Inspected warrants registers for all required documents.</li> <li>• Checked warrants compliance with provisions of <i>PPRA</i>.</li> <li>• Inspected Use and Communication register.</li> <li>• Inspected destruction register.</li> <li>• Prepared draft report and provided to CCC for procedural fairness.</li> <li>• Received response from CCC and finalised report.</li> </ul>	Finalised. Report provided to Committee.	Parliamentary Commissioner  Legal Officer
Investigation of complaint	Pursuant to s.295(2)(d) of the <i>Crime and Corruption Act</i> investigate and report on the complaint	Jan/Feb 2025 (Revised from October 2024)	<ul style="list-style-type: none"> <li>• Requested large amount of material and status update from CCC.</li> <li>• Obtained list of further material. Considered list of further material obtained from CCC.</li> </ul>	<ul style="list-style-type: none"> <li>• Request and obtain further material from CCC.</li> <li>• Continue drafting investigation report.</li> </ul>	Parliamentary Commissioner  Legal Officer

Inquiry or Function	Description	Anticipated or agreed completion date	Progress last reporting period	Anticipated progress next reporting period	Resources
<p>Review information provided by Committee</p> <p>Receive and assess notifications of suspected improper conduct.</p>	<p>Pursuant to s.295(2)(f) of the <i>Crime and Corruption Act</i> review information and advise</p> <p>Pursuant to s.314(5) of the <i>Crime and Corruption Act</i> assess notifications received from CCC of suspected improper conduct of Commission officers.</p>	<p>Feb/March 2025</p> <p>Ongoing</p>	<ul style="list-style-type: none"> <li>• Read material provided with reference, correspondence and CCC Report.</li> <li>• Commenced drafting report on review of information provided.</li> <li>• Received new s.329 notifications.</li> <li>• Assessed notifications.</li> <li>• Advised Committee and CCC of assessment decisions for notifications.</li> </ul>	<ul style="list-style-type: none"> <li>• Finalise report.</li> </ul> <p>Ongoing</p>	<p>Parliamentary Commissioner</p> <p>Legal Officer</p> <p>Parliamentary Commissioner</p> <p>Legal Officer</p>