



Gladys Berejiklian MP
Premier of New South Wales

Reference: A2124261

Mr Damien Tudehope
Chair
Committee on the Independent Commission Against Corruption
Parliament House
6 Macquarie Street
SYDNEY NSW 2000

Dear Mr Tudehope,

I am writing to you in relation to the proposed appointees to the office of Chief Commissioner, Commissioner and Inspector of the Independent Commission Against Corruption (the 'ICAC').

I propose to recommend to the Governor that:

- Ms Patricia (Trish) McDonald SC be appointed to the office of Commissioner of the ICAC. and
- Mr Stephen Rushton SC be appointed to the office of Commissioner of the ICAC.

following the commencement of the *Independent Commission Against Corruption Amendment Act 2016* (the 'Amendment Act').

I refer to my letter to you dated 20 April 2017 in which I referred for the Committee's consideration the proposed appointee to the office of Chief Commissioner of the ICAC. For the Committee's convenience, so that it can consider all proposed appointments together, I withdraw that referral and re-refer the Hon. Peter Hall, QC as the proposed appointee to the office of Chief Commissioner.

I also propose to recommend that Mr Bruce McClintock SC be appointed to the office of Inspector of the ICAC with effect on and from 1 July 2017, either in an acting or permanent capacity depending on the timing of the Committee's consideration.

I enclose for the Committee's consideration the Curricula Vitae of the proposed appointees.

I advise that I propose to recommend to the Governor that the Amendment Act commence by proclamation on 28 July 2017. This date has been selected following consultation with the current Acting Commissioner of the ICAC and the proposed Chief Commissioner of the ICAC.

I note that I intend to recommend to the Governor that the appointment of the Hon Reginald Blanch AM QC as Acting Commissioner of the ICAC be extended until the Amendment Act commences.

Section 64A of the *Independent Commission Against Corruption Act 1988* provides that the Committee has 14 days from the day it is notified of a proposed appointment to veto the proposed appointment. The Committee may seek an extension of this period to consider the matter further and I expect the Committee to do so in relation to the Chief Commissioner and Commissioners until at least 28 July 2017.

In relation to the appointment of the Inspector, I ask that the Committee consider formally exercising its powers prior to 1 July 2017 to ensure continuity in the office of Inspector.

In relation to the appointments of the Chief Commissioner and Commissioners of the ICAC, I ask that the Committee consider formally exercising its powers on 28 July 2017 to coincide with the commencement of the Amendment Act.

I would appreciate your advice on the proposed appointments at the earliest opportunity.

Yours faithfully,

A handwritten signature in black ink, appearing to be 'Gladys Berejiklian', with a stylized flourish at the end.

Gladys Berejiklian MP
Premier