

CRIMINAL CODE, SECTION 81 — REVIEW

**967. Hon GIZ WATSON to the parliamentary secretary representing the Attorney General:**

I refer to the government response to recommendation 1 of the report of the Select Committee into the Police Raid on The Sunday Times. That response was tabled on 11 August 2009 and stated —

**Recommendation 1: The Committee recommends that the Attorney General conduct a review of s 81 of *The Criminal Code*.**

The government's response was —

The State Counsel has been asked to provide advice to the Attorney General on the need for a review of s 81 of *The Criminal Code*.

- (1) What advice did the state counsel provide to the Attorney General on the need for a review of section 81 of the *Criminal Code*?
- (2) Will the minister table that advice?
- (3) If no to (2), why not?

**Hon MICHAEL MISCHIN replied:**

I thank the honourable member for some notice of the question.

- (1)–(3) The Attorney General has sought and obtained legal advice from state counsel. That advice is privileged and confidential.