



Our Ref: 58353-06

14 February 2014

MS LAUREN MESITI  
COMMITTEE CLERK  
LEGISLATIVE COUNCIL STANDING COMMITTEE ON LEGISLATION  
PARLIAMENT HOUSE



Dear Ms Mesiti

**TRANSCRIPT OF EVIDENCE - INCORRECT FACTUAL INFORMATION**

I wish to correct factual information in transcript of the evidence provided to the Committee at the public hearing held on Wednesday, 5 February 2014 and provide you with a corrected view.

I refer to page 9 of the uncorrected proof:

“Mr Wauchope: The point I would make is that commissioner’s instructions are not considered to be equivalent to regulations, so they are not disallowable.”

I wish to clarify that other than Commissioner’s instructions issued under section 21 establishing public sector standards and code of ethics which continue to be disallowable by Parliament, other Commissioner’s instructions as issued under section 22A are not subsidiary legislation for the purposes of the *Interpretation Act 1984* and will not be subject to Parliamentary scrutiny.

Please do not hesitate to contact my office if you require further clarification.

Yours sincerely

A handwritten signature in black ink, appearing to read "M C Wauchope".

M C Wauchope  
PUBLIC SECTOR COMMISSIONER