

Recommendation on s 15JE

- As the section stands, integrity tests of staff member of a law enforcement agency are proposed by another staff member from that agency and approved by the upper levels of that agency.
- For example, if a an integrity test is proposed in connection with a member of the AFP, then another staff member of the AFP can apply to the AFP Commissioner, the Deputy Commissioner or the Commissioner's delegate to authorise an integrity test.
- The concern of the AFPA is that the process does not appear transparent. As it stands there is no external oversight of the authorisation to conduct investigations. Unfortunately, this would leave the possibility of non-integrity, organisational factors influencing decisions on whether or not to conduct an integrity test.
- The AFPA believes it is most appropriate for the Integrity Commissioner to authorise these investigations. Alternatively, it would be appropriate for the Integrity Commissioner to be informed of, and oversee, the authorisation of integrity tests within organisations.
- External oversight would greatly increase the transparency of the process. It would also remove any possibility of factors other than the integrity of law enforcement from being considered when determining whether to authorise an integrity test.