

**Senate Community Affairs Committee**

**ANSWERS TO ESTIMATES QUESTIONS ON NOTICE**

**HEALTH PORTFOLIO**

**Budget Estimates 2017 - 2018, 30 May 2017**

**Ref No:** SQ17-000655

**OUTCOME:** 3 - Sport and Recreation

**Topic:** Sports Lottery

**Type of Question:** Hansard Page 122, 30 May 2017

**Senator:** Farrell, Don

**Question:**

Senator FARRELL: What did the preliminary advice suggest as to the constitutional validity of a lottery?

Dr Studdert: I am a bit hesitant to quote that without it in front of me, but there are mechanisms for the—

Senator FARRELL: There is some written advice on this?

Dr Studdert: I would have to take that on notice.

Senator FARRELL: You do not know whether or not there is written advice?

Dr Studdert: I actually do not know whether there is written advice.

Senator FARRELL: So what were you referring to when you said there was some advice?

Dr Studdert: Well, as I said, there have been early conversations—

Senator FARRELL: Was that oral advice?

Dr Studdert: I would have to take that on notice whether it was actually in writing, but there have been early conversations and there are mechanisms for the Commonwealth—

**Answer:**

The Department is unable to disclose the nature of any advice received by the Department or the Australian Sports Commission as it is covered by legal professional privilege