

Senate Community Affairs Committee

ANSWERS TO ESTIMATES QUESTIONS ON NOTICE

HEALTH AND AGEING PORTFOLIO

Supplementary Budget Estimates 2011-2012, 21 October 2011

Question: E11-229

OUTCOME 8: Indigenous Health

Topic: GOVERNANCE ARRANGEMENTS FOR COMMONWEALTH FUNDED
ABORIGINAL COMMUNITY CONTROLLED HEALTH SERVICES (ACCHS)

Written Question on Notice

Senator Adams asked:

Governance arrangements for Commonwealth funded Aboriginal Community
Controlled Health Services (ACCHS)

- a) How does the Commonwealth determine if there have been breaches of specific Commonwealth laws such as the Corporations Act?
- b) What action does the Commonwealth take if there have been breaches of specific Commonwealth laws such as the Corporations Act?

Answer:

- a) Compliance with the legislation under which organisations are registered is the responsibility of the incorporating body. Under Commonwealth legislation these bodies are the Australian Securities and Investment Commission (ASIC) and the Office of the Registrar of Indigenous Corporations (ORIC), which is responsible for the Corporations Aboriginal and Torres Strait Islanders Act.
- b) When the Department becomes aware of possible breaches of the legislative requirements of the Act under which an organisation is incorporated, the matter is immediately referred to the relevant body i.e. ASIC or ORIC. Action to address any such breaches is a matter for ASIC or ORIC.