

SENATE STANDING COMMITTEE ON LEGAL AND CONSTITUTIONAL AFFAIRS  
ATTORNEY-GENERAL'S DEPARTMENT

**Program SPCG**

**Question No. 93**

**Senator Barnett asked the following question at the hearing on 25 May 2010:**

- a. What is the gender ratio on each board and across the portfolio?
- b. What is the gender ratio of appointments made to boards since the Government came to Office in November 2007?

**The answer to the honourable senator's question is as follows:**

- a. The gender ratio of active appointments (including re-appointments and acting appointments) on the 42 boards<sup>1</sup> across the Attorney-General's portfolio, as at 24 May 2010, is set out in the table below:

| <b>Board</b>                                        | <b>Male</b> | <b>Female</b> | <b>Total</b> | <b>% Male</b> | <b>% Female</b> |
|-----------------------------------------------------|-------------|---------------|--------------|---------------|-----------------|
| Administrative Appeals Tribunal                     | 66          | 24            | 90           | 73            | 27              |
| Administrative Review Council <sup>2</sup>          | 6           | 4             | 8            | 50            | 50              |
| Administrator Indian Ocean Territories              | 1           | 1             | 2            | 50            | 50              |
| Admiralty Rules Committee                           | 4           | 3             | 7            | 57            | 43              |
| Australian Commission for Law Enforcement Integrity | 1           | 0             | 1            | 100           | 0               |
| Australian Crime Commission <sup>3</sup>            | 19          | 0             | 19           | 100           | 0               |
| Australian Customs Service                          | 1           | 0             | 1            | 100           | 0               |
| Australian Federal Police                           | 4           | 0             | 4            | 100           | 0               |

<sup>1</sup> It should be noted that some people hold more than one position on one or more boards. The tables set out the number of appointees and their gender, rather than the number of people, per board. 'Board' is defined as the membership of a statutory or non-statutory body in the Attorney-General's portfolio to which appointments are made by the Government.

<sup>2</sup> Of these members, Justice Garry Downes AM is an ex-officio member on the Council, due to his appointment as President of the Administrative Appeals Tribunal. Professor Rosalind Croucher is an ex-officio member by virtue of her appointment as President of the Australian Law Reform Commission.

<sup>3</sup> The membership of the Australian Crime Commission (ACC) is comprised of 15 ACC Board members and four ACC Examiners. All ACC Board members are ex officio. This consists of seven Commonwealth representatives, and eight State and Territory Police Commissioners (including the ACT Chief Police Officer). The Commonwealth does not exercise any control over State and Territory representatives. ACC Examiners are appointed as statutory office holders.

|                                                    |    |    |    |     |     |
|----------------------------------------------------|----|----|----|-----|-----|
| Australian Government Solicitor                    | 4  | 0  | 4  | 100 | 0   |
| Australian Human Rights Commission <sup>4</sup>    | 3  | 3  | 6  | 50  | 50  |
| Australian Institute of Criminology                | 3  | 1  | 4  | 75  | 25  |
| Australian Law Reform Commission                   | 0  | 4  | 4  | 0   | 100 |
| Australian Security Intelligence Organisation      | 2  | 0  | 2  | 100 | 0   |
| Australian Transaction Reports and Analysis Centre | 1  | 0  | 1  | 100 | 0   |
| Classification Board                               | 6  | 6  | 12 | 50  | 50  |
| Classification Review Board                        | 2  | 4  | 6  | 33  | 67  |
| Copyright Tribunal                                 | 5  | 1  | 6  | 83  | 17  |
| Criminology Research Council                       | 4  | 4  | 8  | 50  | 50  |
| CrimTrac <sup>5</sup>                              | 12 | 0  | 12 | 100 | 0   |
| Defence Force Discipline Appeal Tribunal           | 3  | 1  | 4  | 75  | 25  |
| Director of Public Prosecutions                    | 1  | 0  | 1  | 100 | 0   |
| Family Court of Australia                          | 26 | 13 | 39 | 67  | 33  |
| Family Law Council                                 | 3  | 1  | 4  | 75  | 25  |
| Federal Court of Australia                         | 42 | 8  | 50 | 84  | 16  |
| Federal Magistrates Court                          | 41 | 18 | 59 | 69  | 31  |
| High Court of Australia                            | 5  | 3  | 8  | 63  | 38  |
| Industrial Relations Court of Australia            | 7  | 0  | 7  | 100 | 0   |
| Insolvency Trustee Service Australia               | 0  | 1  | 1  | 0   | 100 |

<sup>4</sup> Two Commissioners hold dual appointments. The Hon. Catherine Branson QC is President and Human Rights Commissioner, and Graeme Innes AM is Race Discrimination Commissioner and Disability Discrimination Commissioner.

<sup>5</sup> The CrimTrac Board of Management contains two Commonwealth representatives and eight State and Territory Police Commissioners (including the ACT Chief Police Officer), all of whom are ex officio. The Commonwealth does not exercise any control over State and Territory representatives. The remaining two board members (who do not have voting rights) are appointed by the Senior Officers Group of the Ministerial Council for Police and Emergency Management – Police (MCPEMP).

|                                                                     |            |            |            |           |           |
|---------------------------------------------------------------------|------------|------------|------------|-----------|-----------|
| Inspector-General in Bankruptcy                                     | 0          | 1          | 1          | 0         | 100       |
| International Legal Services Advisory Council                       | 17         | 2          | 19         | 89        | 11        |
| International Pro Bono Advisory Group                               | 10         | 9          | 19         | 53        | 47        |
| National Alternative Dispute Resolution Advisory Council            | 4          | 5          | 9          | 44        | 56        |
| National Capital Authority                                          | 3          | 2          | 5          | 60        | 40        |
| National Intercountry Adoption Advisory Group                       | 2          | 10         | 12         | 17        | 83        |
| National Native Title Tribunal                                      | 6          | 2          | 8          | 75        | 25        |
| Norfolk Island Administrator and associated dormant commission      | 2          | 0          | 2          | 100       | 0         |
| Northern Territory Administrator and associated dormant commissions | 2          | 1          | 3          | 67        | 33        |
| Office of Parliamentary Counsel                                     | 2          | 1          | 3          | 67        | 33        |
| Solicitor-General                                                   | 1          | 0          | 1          | 100       | 0         |
| Supreme Court of Norfolk Island                                     | 3          | 0          | 3          | 100       | 0         |
| Supreme Court of the ACT                                            | 16         | 3          | 19         | 84        | 16        |
| Trade Measures Review Officer                                       | 1          | 0          | 1          | 100       | 0         |
| <b>Whole of AGD Portfolio</b>                                       | <b>339</b> | <b>136</b> | <b>475</b> | <b>71</b> | <b>29</b> |

b. As at 24 May 2010, the gender ratio of appointments (including re-appointments and acting appointments) made to boards by the Government since it came to Office is set out in the table below:

| <b>Board</b>                               | <b>Male</b> | <b>Female</b> | <b>Total</b> | <b>% Male</b> | <b>% Female</b> |
|--------------------------------------------|-------------|---------------|--------------|---------------|-----------------|
| Administrative Appeals Tribunal            | 23          | 14            | 37           | 62            | 38              |
| Administrative Review Council <sup>6</sup> | 4           | 5             | 9            | 33            | 67              |
| Administrator Indian Ocean Territories     | 3           | 1             | 4            | 75            | 25              |

<sup>6</sup> This includes two appointments for Ms Linda Pearson which have been made since November 2007.

|                                                    |    |   |    |     |     |
|----------------------------------------------------|----|---|----|-----|-----|
| Admiralty Rules Committee                          | 2  | 0 | 2  | 100 | 0   |
| Australian Crime Commission <sup>7</sup>           | 13 | 0 | 13 | 100 | 0   |
| Australian Federal Police                          | 4  | 0 | 4  | 100 | 0   |
| Australian Government Solicitor                    | 5  | 1 | 6  | 83  | 17  |
| Australian Human Rights Commission                 | 8  | 2 | 10 | 80  | 20  |
| Australian Institute of Criminology                | 3  | 2 | 5  | 60  | 40  |
| Australian Law Reform Commission                   | 4  | 3 | 7  | 57  | 43  |
| Australian Security Intelligence Organisation      | 2  | 0 | 2  | 100 | 0   |
| Australian Transaction Reports and Analysis Centre | 1  | 0 | 1  | 100 | 0   |
| Classification Board                               | 3  | 4 | 7  | 43  | 57  |
| Classification Review Board                        | 3  | 7 | 10 | 30  | 70  |
| Copyright Tribunal                                 | 1  | 0 | 1  | 100 | 0   |
| Criminology Research Council                       | 0  | 4 | 4  | 0   | 100 |
| CrimTrac <sup>8</sup>                              | 10 | 0 | 10 | 100 | 0   |
| Defence Force Discipline Appeal Tribunal           | 1  | 1 | 2  | 50  | 50  |
| Family Court of Australia                          | 2  | 0 | 2  | 100 | 0   |

<sup>7</sup> This includes ten changes to ex officio members of the ACC Board and three ACC Examiner appointments, refer to footnote 2.

<sup>8</sup> Six of these appointments reflect changes to the CrimTrac Board of Management to expand representation to all States and Territories. It also includes three changes to ex officio members and one appointment by the MCPEMP Senior Officers Group, refer to footnote 3.

|                                                                 |    |    |    |     |     |
|-----------------------------------------------------------------|----|----|----|-----|-----|
| Family Law Council                                              | 0  | 1  | 1  | 0   | 100 |
| Federal Court of Australia                                      | 7  | 3  | 10 | 70  | 30  |
| Federal Magistrates Court                                       | 4  | 5  | 9  | 44  | 56  |
| High Court of Australia                                         | 1  | 1  | 2  | 50  | 50  |
| Human Rights and Equal Opportunity Commission                   | 1  | 0  | 1  | 100 | 0   |
| Insolvency Trustee Service Australia                            | 1  | 1  | 2  | 50  | 50  |
| Inspector-General in Bankruptcy                                 | 1  | 1  | 2  | 50  | 50  |
| International Legal Services Advisory Council                   | 2  | 0  | 2  | 100 | 0   |
| International Pro Bono Advisory Group                           | 10 | 9  | 19 | 53  | 47  |
| National Alternative Dispute Resolution Advisory Council        | 7  | 5  | 12 | 58  | 42  |
| National Capital Authority                                      | 6  | 2  | 8  | 75  | 25  |
| National Human Rights Consultation Committee                    | 3  | 2  | 5  | 60  | 40  |
| National Intercountry Adoption Advisory Group                   | 3  | 17 | 20 | 15  | 85  |
| National Native Title Tribunal                                  | 2  | 7  | 9  | 22  | 78  |
| Norfolk Island Administrator and associated dormant commissions | 2  | 1  | 3  | 67  | 33  |
| Northern Territory Administrator                                | 1  | 0  | 1  | 100 | 0   |
| Office of Parliamentary Counsel                                 | 1  | 0  | 1  | 100 | 0   |
| Solicitor-General                                               | 2  | 0  | 2  | 100 | 0   |

|                                 |            |            |            |           |           |
|---------------------------------|------------|------------|------------|-----------|-----------|
| Supreme Court of Norfolk Island | 3          | 0          | 3          | 100       | 0         |
| Supreme Court of the ACT        | 3          | 1          | 4          | 75        | 25        |
| Trade Measures Review Officer   | 1          | 0          | 1          | 100       | 0         |
| <b>Whole of AGD portfolio</b>   | <b>151</b> | <b>100</b> | <b>251</b> | <b>60</b> | <b>40</b> |