



**PUBLIC FINANCE AND AUDIT (MISCELLANEOUS) AMENDMENT  
ACT 1997**

**No. 16 of 1997**

**SUMMARY OF PROVISIONS**

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# ELIZABETHAE II REGINAE

A.D. 1997

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No. 16 of 1997

An Act to amend the Public Finance and Audit Act 1987.

[Assented to 27 March 1997]

The Parliament of South Australia enacts as follows:

## Short title

1. (1) This Act may be cited as the *Public Finance and Audit (Miscellaneous) Amendment Act 1997*.

(2) The *Public Finance and Audit Act 1987* is referred to in this Act as "the principal Act".

## Commencement

2. This Act will come into operation on a day to be fixed by proclamation.

## Amendment of s. 36—Auditor-General's annual report

3. Section 36 of the principal Act is amended by inserting after subsection (2) the following subsection:

(3) The Auditor-General may, if the Auditor-General thinks fit to do so, prepare a supplementary report (and annex documents to it) relating to a matter required to be dealt with in an annual report and deliver the report to the President of the Legislative Council and the Speaker of the House of Assembly.

## Insertion of s. 41A

4. The following section is inserted after section 41 of the principal Act:

### Auditor-General to report on summaries of confidential government contracts

41A. (1) This section applies to a contract—

- (a) to which the Crown, a public authority or a publicly funded body is a party; and
- (b) the contents of which are affected by contractual or other requirements as to confidentiality.

(2) The Auditor-General must, at the request of a Minister, examine any document prepared for the purposes of this section as a summary of the contents of a contract to which this section applies and report (with reasons, as the Auditor-General thinks necessary) the Auditor-General's opinion on the adequacy of the document as a summary of the contents of the contract, having regard to the requirements as to confidentiality affecting the contents of the contract.

(3) The Auditor-General may, in preparing a report under this section, consult with any Minister in relation to a matter to which the report relates.

(4) The Auditor-General must deliver copies of a report prepared under this section to the Minister who requested the report and to the President of the Legislative Council and the Speaker of the House of Assembly.

(5) The President of the Legislative Council and the Speaker of the House of Assembly must, not later than the first sitting day after receiving a report under this section, lay copies of the report before their respective Houses.

(6) Without affecting the requirement to comply with subsection (5), the President or the Speaker may, on receipt of a report at a time when Parliament is not in session or is adjourned, deliver a copy of the report to a committee of Parliament inquiring into a matter to which the report is relevant.

In the name and on behalf of Her Majesty, I hereby assent to this Bill.

E. J. NEAL, Governor