

ACT Civil and Administrative Tribunal Members – Conflict of interests declaration

Name: **GEORGEY CHARLES MCCARTHY**

Note: The *ACT Civil and Administrative Tribunal Act 2008 (ACAT Act)* requires each Tribunal Member to disclose any “material interest” they have in a matter in an application before the Tribunal, and requires the President to report annually to the Attorney-General about such disclosures (see ACAT Act ss 50 and 51).

A Tribunal Member has a “material interest” in a matter if the Member has:

- a direct or indirect financial interest in the matter; or
- a direct or indirect interest of any other kind if the interest could conflict, or reasonably be seen to conflict, with the proper exercise of the Member’s functions in relation to the Tribunal’s consideration of the matter (ACAT Act s 50(4)).

A person has an “indirect interest” in a matter if any of the following has an interest in the matter:

- an associate of the person (e.g. the person’s business partner, close friend, or family member)
- a corporation which has not more than 100 members and the person (or an associate of the person) is a member of the corporation;
- a subsidiary of such a corporation;
- a corporation if the person (or an associate of the person) is an executive officer of the corporation;
- the trustee of a trust if the person (or an associate of the person) is a beneficiary of the trust;
- a member of a firm or partnership if the person (or an associate of the person) is a member of the firm or partnership;
- someone else carrying on a business if the person (or an associate of the person) has a direct or indirect right to participate in the profits of the business (ACAT Act s 50(4)).

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If the President becomes aware that a Tribunal Member is, or will be, part of the Tribunal dealing with an application and that the Member has a material interest, the President must:

- disclose the conflicting interests of the parties; or

- (if the President considers that the Member should not take part or continue to take part in the Tribunal dealing with the application) direct the Member not to take part or continue to take part (ACAT Act s 50(3)).


Not later than 31 days after the end of each financial year, the President must report to the Attorney-General in writing about:

- each disclosure of a material interest made during the financial year,
- the nature of each interest disclosed,
- whether the Tribunal Member who made the disclosure took part or continued to take part in the Tribunal dealing with, or exercised any function in relation to, the application to which the disclosure related, and
- each direction (if any) that the President made to the parties or to the Member (ACAT Act s 51(1)).

The Attorney-General must give a copy of the President's report to the relevant committee of the Legislative Assembly within 31 days after he receives the report (ACAT Act s 51(2))

Please list any material interests that you know about that might affect whether you can be allocated a matter (or class of matters) as a Tribunal Member.

Sch2 s2.2(a)(ii)



Note:

The list might need to be updated from time to time as your circumstances (and the circumstances of your associates) change.

You might need to make a separate disclosure in relation to a particular application if, at the time the matter is to be allocated to you or during the proceedings, you become aware that you have a material interest in a matter in the application.

ACT Civil and Administrative Tribunal Members – Conflict of interests declaration

Name: *MARY-TERESA DANIEL*

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- a subsidiary of such a corporation;
- a corporation if the person (or an associate of the person) is an executive officer of the corporation;
- the trustee of a trust if the person (or an associate of the person) is a beneficiary of the trust;
- a member of a firm or partnership if the person (or an associate of the person) is a member of the firm or partnership;
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Please list any material interests that you know about that might affect whether you can be allocated a matter (or class of matters) as a Tribunal Member.

None known.

Note:

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ACT Civil and Administrative Tribunal Members – Conflict of interests declaration

Name: *Peta Spender*

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Please list any material interests that you know about that might affect whether you can be allocated a matter (or class of matters) as a Tribunal Member.

Australian National University

Note:

Sch2 s2.2(a)(ii)

17/2/23

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You might need to make a separate disclosure in relation to a particular application if, at the time the matter is to be allocated to you or during the proceedings, you become aware that you have a material interest in a matter in the application.

ACT Civil and Administrative Tribunal Members – Conflict of interests declaration

Name: **ROBERT ORR**

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Please list any material interests that you know about that might affect whether you can be allocated a matter (or class of matters) as a Tribunal Member.

1. I work as a consultant to the Commonwealth Attorney-General's Department.
2. I am a joint author of Australian Native Title Law, from which I receive ~~some~~ a small amount of income.
3. I am on the national executive of the Australian Institute of Administrative Law.

4. Sch2 s2.2(a)(ii)


Note:

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21/1/2025

You might need to make a separate disclosure in relation to a particular application if, at the time the matter is to be allocated to you or during the proceedings, you become aware that you have a material interest in a matter in the application.

ACT Civil and Administrative Tribunal Members – Conflict of interests declaration

Name: Heidi Robinson

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Sch2 s2.2(a)(ii)

I am not aware of any other conflict of interest.

Note:

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ACT Civil and Administrative Tribunal Members – Conflict of interests declaration

Name: *GEORGE TOMLINS*

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/ 21/3/2023

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