



PRIME MINISTER

OMBUDSMAN ACT 1976

**APPOINTMENT OF A PERSON TO ACT IN THE OFFICE OF COMMONWEALTH
OMBUDSMAN**

I, Malcom Bligh Turnbull, Prime Minister, acting under paragraph 29(1)(a) of the Ombudsman Act 1976, hereby appoint Richard Glenn to act in the office Commonwealth Ombudsman from 14 January 2017 to 13 April 2017 inclusively, or until a person is appointed as Commonwealth Ombudsman under section 21 of the Ombudsman Act 1976, whichever occurs first.

A handwritten signature in black ink, appearing to read 'M. Turnbull'.

MALCOLM TURNBULL
Prime Minister

Dated

16-12-16.



SENATOR THE HON JAMES MCGRATH
ASSISTANT MINISTER TO THE PRIME MINISTER
ASSISTANT MINISTER FOR REGULATORY REFORM

Reference: MC17-074514

Mr Michael Manthorpe PSM
Commonwealth Ombudsman
GPO Box 442
CANBERRA ACT 2601

Dear Mr Manthorpe

Thank you for your letter dated 30 August 2017 seeking approval for one and a half days of personal leave due to^{s47F}.

I agree to your request under sub-section 25(2) of the *Ombudsman Act 1976*.

Yours sincerely

JAMES MCGRATH

/ / 2017



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ASSISTANT MINISTER TO THE PRIME MINISTER
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Yours sincerely

s22

JAMES MCGRATH

29 / 09 / 2017

UNCLASSIFIED

PDR: MC17-074514

DEPARTMENT OF THE PRIME MINISTER AND CABINET

PM&C
Secretary
Ms Kelly
Ms Lynch
Mr Rush

To: Assistant Minister to the Prime Minister (for decision by 30 September 2017)

APPROVAL OF PERSONAL LEAVE FOR COMMONWEALTH OMBUDSMAN

PMO
Mr
Woolcott
Ms Wood

AMO

Recommendations - that you:

1. Approve one and a half days personal leave for the Commonwealth Ombudsman, Mr Michael Manthorpe PSM, due to ^{s47F}.

Agreed / Not Agreed

2. Sign the attached response to Mr Manthorpe informing him that you approve his request for personal leave (Attachment A).
^{s22}

Signed / Not Signed

JAMES MCGRATH

Date: 29/09/17

Comments:

Key Points:

1. The Commonwealth Ombudsman, Mr Michael Manthorpe PSM, has written seeking your approval for personal leave due to ^{s47F} (Attachment B).
2. Sub-section 25(2) of the *Ombudsman Act 1976* provides that the Minister may grant the Ombudsman leave of absence, other than recreation leave, on such terms and conditions as to remuneration or otherwise as the Minister determines.
3. Mr Manthorpe advises in his letter that he has sufficient personal leave to cover this absence and he subsequently confirmed this with the Department.
 - a. We recommend that you agree to Mr Manthorpe's request for personal leave.

s22

Celeste Moran
Assistant Secretary
Legal Policy Branch
26 September 2017

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ATTACHMENTS

ATTACHMENT A DRAFT RESPONSE

ATTACHMENT B INCOMING CORRESPONDENCE

UNCLASSIFIED



SENATOR THE HON JAMES MCGRATH
ASSISTANT MINISTER TO THE PRIME MINISTER
ASSISTANT MINISTER FOR REGULATORY REFORM

Reference: MC17-074514

Mr Michael Manthorpe PSM
Commonwealth Ombudsman
GPO Box 442
CANBERRA ACT 2601

Dear Mr Manthorpe

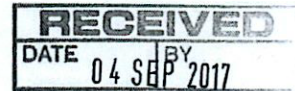
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I agree to your request under sub-section 25(2) of the *Ombudsman Act 1976*.

Yours sincerely
^{s22}

JAMES MCGRATH

29 / 09 / 2017



30 August 2017

Senator the Hon James McGrath
Assistant Minister to the Prime Minister
Parliament House
CANBERRA ACT 2600

Dear Assistant Minister

Approval for personal leave

I am writing to seek your approval for personal leave, due to ^{s47F}

^{s47F}

personal leave to cover this period.

I confirm that I have sufficient

If you would like to discuss any aspect of my request please feel free to contact me on

^{s22}

Yours sincerely

^{s22}

Michael Manthorpe PSM
Commonwealth Ombudsman

Influencing systemic improvement in public administration

DEPARTMENT OF THE PRIME MINISTER AND CABINET

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Secretary
Ms Kelly
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Mr Rush

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Agreed / Not Agreed

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Signed / Not Signed

JAMES MCGRATH

Date:

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Key Points:

1. The Commonwealth Ombudsman, Mr Michael Manthorpe PSM, has written seeking your approval for personal leave due to ^{s47F} _{s47F} (Attachment B).
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SENATOR THE HON JAMES MCGRATH
ASSISTANT MINISTER TO THE PRIME MINISTER
ASSISTANT MINISTER FOR REGULATORY REFORM

Reference: s22

s47F

Dear s47F

Thank you for your letter dated s47F regarding your complaint to the Commonwealth Ombudsman's Office. I apologise for the delay in responding.

s47F

The Commonwealth Ombudsman is an independent statutory officer to whom the Parliament has given the functions of investigating Commonwealth administrative actions and, if he considers it necessary, of making a report with recommendations. In view of the statutory independence of the Ombudsman, it is neither appropriate nor possible for the Department or the Prime Minister to review the actions of the Ombudsman.

s47F

I am satisfied that the OCO is responding to your complaints. In case you are not aware, I also note that apart from seeking internal review, complainants have the right to seek external review of decisions made by OCO. Under the *Administrative Decisions (Judicial Review) Act 1977*, you can ask for a statement of reasons for a decision the Office has made about your complaint. You can apply to the Federal Court for review of certain aspects of a decision the OCO has made about your complaint. You will need to seek your own legal advice on action of that kind.

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Thank you for bringing this matter to my attention.

Yours sincerely

JAMES MCGRATH

/ / 2017

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