

Public Interest Disclosure Policy Statement

1 Introduction

The Arts and Culture Trust (ACT) is committed to the aims and objectives of the *Public Interest Disclosure Act 2003* (PID Act) and demonstrates this by:

- facilitating a process for the disclosure of public interest information
- providing protection for those who make disclosures from legal or other action
- providing protection for those who are the subject of a disclosure.

ACT recognises the value and importance of disclosures being made for corrupt or other improper conduct and will take all reasonable steps to protect those who make such disclosures from any detrimental action in reprisal for the making of a public interest disclosure. ACT does not tolerate its Board members, Employees and all other persons who perform work or activities for and on behalf of the organisation engaging in:

- corrupt or other improper conduct, including mismanagement of public resources, in the exercise of the public functions of ACT
- acts of victimisation or reprisal against those who make public interest disclosures.

ACT will comply with its obligations under the PID Act by establishing processes for:

- disclosure of public interest information to the Public Interest Disclosure Officer (PID Officer)
- investigation of the information disclosed, or cause that information to be investigated
- action following the completion of the investigation
- reporting to the Discloser as to the progress and outcome of an investigation and the consequential action to be taken
- maintaining the confidentiality of the Discloser, and any person who may be the subject of a public interest disclosure
- recording and reporting public interest disclosures to ensure compliance with relevant legislative obligations.

The Public Sector Commission (as lead agency responsible for disclosures) provides the additional resources which provide guidance regarding the Public Interest Disclosure process which can be accessed via the Public Sector Commission website. These resources include:

- [Public Sector Commission – Information for Disclosers](#)
- [Public Sector Commission – Public interest disclosures in WA public authorities](#)

2 Definition of Terms

ACT means the Arts and Culture Trust.

Discloser means a person making an appropriate disclosure of public interest information to a proper authority.

Employees means a person who is engaged to provide a service to ACT in exchange for payment, usually in the form of wages or salary. In the context of the PID Policy Statement however, the term also includes:

- Volunteers or work experience student
- Trainees
- Cadets
- Employees of a labour hire company placed with ACT.

This broader interpretation ensures that these individuals receive certain rights, protections, or responsibilities similar to those who receive a salary from ACT.

PID means Public Interest Disclosure.

Principal Executive Officer for the purpose of this statement, is the Chief Executive Officer responsible for undertaking the responsibilities and duties defined in Section 23 of the PID Act.

Proper Authority means the PID Officer within a public authority where the wrongdoing has occurred, or a particular authority specifically named in s.6(3) of the PID Act to receive disclosures about particular types of information.

Public Interest Disclosure (PID) Officer means the person occupying the position for which the Chief Executive Officer has designated with the authority for receiving disclosures of public interest information.

Public Interest Information means information that tends to show that, in relation to its performance of a public function, a public authority, a public officer, or a public sector contractor is, has been, or proposes to be, involved in

- improper conduct; or
- an act or omission that constitutes an offence under a written law; or
- a substantial unauthorised or irregular use of, or substantial mismanagement of, public resources; or
- an act done or omission that involves a substantial and specific risk of
 - injury to public health; or
 - prejudice to public safety; or
 - harm to the environment; or
 - a matter of administration that can be investigated under section 14 of the *Parliamentary Commissioner Act 1971*.

3 Further Information

Should further information about this Policy Statement be required, please contact an ACT Public Interest Disclosure Officer (details below).

An ACT PID Officer is responsible for receiving disclosures of public interest information relating to matters falling within the sphere of responsibility of ACT. The below person/s are designated as the PID Officers for ACT:

Director Governance and Executive Services

Principal PID Officer

His Majesty's Theatre

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4 Document Information

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