

The Hon Michael Daley MP
Attorney General



Ref: EAP24/

Ms Helen Minnican
Clerk of the Legislative Assembly
Parliament House
Macquarie Street
SYDNEY NSW 2000

Dear Ms Minnican,

Response to the Committee's 2023 review of annual and other reports of overlooked agencies

I am writing in response to recommendation 1 of the Committee's Report 1/58 entitled '2023 review of annual and other reports of overlooked agencies'.

Recommendation 1 states "That, in accordance with the Optional Protocol to the Convention Against Torture, the NSW Government nominate a National Preventative Mechanism for New South Wales as a matter of priority."

The NSW Government supports the Optional Protocol to the Convention Against Torture (**OPCAT**) in principle, subject to the resolution of ongoing funding and operational issues. The NSW Government is engaged in constructive discussions with the Commonwealth about the implementation of OPCAT in NSW and is committed to continue working cooperatively and progressively with the Commonwealth towards compliance with OPCAT. Accordingly, the NSW Government is not in a position to make a determination about a National Preventative Mechanism for NSW until resource and operational issues with the Commonwealth are resolved.

If your Office has any questions about this matter, please contact Ms Sallie Mclean, Director, Law Enforcement and Crime on [REDACTED] or at [REDACTED].

Sincerely,

A handwritten signature in blue ink that reads "Michael Daley".

Michael Daley MP
Attorney General