

PGPA Act – section 13

Officials

(1) Each Commonwealth entity has officials.

Officials of Commonwealth entities (other than listed entities)

(2) An **official** of a Commonwealth entity (other than a listed entity) is a person who is in, or forms part of, the entity.

(3) Without limiting subsection (2), an **official** of a Commonwealth entity (other than a listed entity) includes:

- (a) a person who is, or is a member of, the accountable authority of the entity; or
- (b) a person who is an officer, employee or member of the entity; or
- (c) a person, or a person in a class, prescribed by an Act or the rules to be an official of the entity.

(4) Despite subsections (2) and (3), each of the following is not an **official** of a Commonwealth entity (other than a listed entity):

- (a) a Minister;
- (b) a judge;
- (c) a consultant or independent contractor of the entity (other than a consultant or independent contractor of a kind prescribed by an Act or the rules for the purposes of paragraph (3)(c));
- (d) a person, or a person in a class, prescribed by an Act or the rules not to be an official of the entity.

Officials of listed entities

(5) An **official** of a Commonwealth entity that is a listed entity is a person who is prescribed by an Act or the rules to be an official of the entity.