



TO: Ms Anne Garzoli
Assistant Director
Governance and Risk Management
Department of Sustainability, Environment, Water, Population and Communities
GPO Box 787
CANBERRA ACT 2601

Notice pursuant to section 70-5 of the *Australian Charities and Not-for-profits Commission Act 2012*

Pursuant to section 70-5 the *Australian Charities and Not-for-profits Commission Act 2012* (ACNC Act), I require you to give the documents and/or copies of documents described in the attached **schedule**:

1. for the purpose of determining:
 - a. whether [REDACTED] **Secrecy**
[REDACTED] **Secrecy**
[REDACTED] **Secrecy** was complied with, or is complying with, the following provision(s) subject to monitoring:
 - i. a provision of the ACNC Act creating a condition that must be complied with in order to maintain a charity's registration (subsection 75-5(f)(i))
 - ii. a provision of the ACNC Act creating a condition that may lead to revocation of a charity's registration if it does not comply with the condition (subsection 75-5(f)(ii))
2. to me
3. in writing, by any of the following methods:
 - a. post: addressed to the Australian Charities and Not-for-profits Commission, GPO Box 5108 Melbourne VIC 3001, marked for the attention of Gregory Hardiman
 - b. [REDACTED] **Irrelevant material**
 - c. [REDACTED]
4. no later than **31 May 2013**.

In this Notice, 'document' (and 'documents') has the same meaning as defined under section 2B of the *Acts Interpretation Act 1901* (Cth):

document means any record of information, and includes:

- (a) anything on which there is writing; and

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Commission Act 2012

- (b) anything on which there are marks, figures, symbols or perforations having a meaning for persons qualified to interpret them; and
- (c) anything from which sounds, images or writings can be reproduced with or without the aid of anything else; and
- (d) a map, plan, drawing or photograph.

Authority to issue Notice

The powers of the Commissioner of the Australian Charities and Not-for-profits Commission under section 70-5 of the ACNC Act have been delegated to me as Assistant Commissioner pursuant to section 115-55 of the ACNC Act.

SCHEDULE

1. The following documents:



Signed at Melbourne this 14 day of May 2013

MURRAY BAIRD

Assistant Commissioner - Australian Charities and Not-for-profits Commission

UNCLASSIFIED

Penalties for failure to comply with this Notice

If you do not comply with the requirements in this Notice, within the specified timeframe, you will be liable for an offence under subsection 70-5(4) of the *Australian Charities and Not-for-profits Commission Act 2012*.

The penalty for this offence is:

- a fine of \$3,400 (as calculated under section 4AA of the *Crimes Act 1914* (Cth))

If you provide false or misleading information, you will be liable for an offence under section 137.1 of the *Criminal Code Act 1995* (Cth).

The penalty for this offence is:

- 12 months' imprisonment

If you provide false or misleading documents, you will be liable for an offence under section 137.2 of the *Criminal Code Act 1995* (Cth).

The penalty for this offence is:

- 12 months' imprisonment