CONFLICT OF INTEREST



The story

David is responsible for a major decision which could result in a significant change to the way his agency operates and affect outcomes for community stakeholders. He organises a community consultation process to feed into the decision-making process.

David is aware that there are some strong supporters for the change he is trying to implement and these people have been considered good contributors to previous consultation processes. He makes sure these people form the majority of those participating in his consultation process.

Questions

- Clearly, David has done wrong in this situation. What are the key issues at hand?
- Do David's actions constitute a conflict of interest?
- What part of the relevant framework has he violated?
- How could this be avoided in the future?

The information used in this scenario is not factual – we created it for education and discussion. Any likeness to actual persons or events is coincidental.

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Questions – Facilitator copy

- 1. Clearly, David has done wrong in this situation. What are the key issues at hand?
 - ∇ Bias
 - ∇ Conflict of interest
 - ∇ Lack of integrity
- 2. Do David's actions constitute a conflict of interest?
 - ∇ Yes. Contrary to the Code of Conduct and undoubtedly the agency's Conflict of Interest Policy.
- 3. What part of the relevant framework has he violated?
 - ∇ SSACOC S9(1) employee must behave honestly and with integrity.
 - ∇ SSACOC S9(11)(b) employee must not use improper use of power or authority to gain a gift, benefit or advantage.
 - ∇ SSACOC S9(14) an employee must not adversely affect the integrity and good reputation of the State Service.
- 4. How could this be avoided in the future?
 - ∇ Introduce supervisor approval requirement on community consultation process.
 - ∇ Clear and well circulated Code of Conduct.



The Commission can help

We are available to provide support and assistance with identifying, reporting, investigating, managing and preventing misconduct: <u>prevention@integrity.tas.gov.au</u> or 1300 720 289.

For more Misconduct Prevention resources go to www.integrity.tas.gov.au/resources