

Attachment B
Comparison of Royal Commission and Commission of Inquiry

Pages 1-6 and 9-20 have not been provided.
- Pages 1-6 and 9-12 are exempt.
- Pages 13-20 are outside the scope of the request.

Comparison of Royal Commission and Commission of Inquiry

	Royal Commission	Commission of Inquiry	Steps under a Commission of Inquiry	Considerations at this step
Means of establishment	Governor-General issues Letters Patent	Passage through Parliament (requires Royal Assent)	1. Develop draft legislation	s 47C, s 47E(d)
Powers	<p>Powers are outlined by <i>Royal Commission Act 1902</i>:</p> <ul style="list-style-type: none"> • Summon witness and require them to answer questions under oath/affirmation • Summon witnesses to produce a document or other material piece of evidence 	Powers are determined by the Commission's legislation	2. Replicate powers of <i>Royal Commission Act 1902</i> in legislation	
Commissioners and appointment	Governor-General	Determined by legislation	3. Replicate Royal Commission –appointed by Governor-General on advice from the Government	
Terms of Reference	Matters addressed in Letters Patent	Determined by scope of legislation	4. Include ToR in legislation	
Amendment of terms of ToR	Can be amended by Governor-General.	May need to be amended by Parliament		
Funding	Dependent on terms of reference	Dependent on terms of reference	5. Appropriate funding	
Penalties	Fines or imprisonment	Determined by legislation	6. Specify in legislation	
Summary:	s 47C, s 47E(d)			