



Definition of public officer

Fact sheet No. 4

January 2020

Definition of public officer

The term public officer is defined in section 3 of the *Corruption, Crime and Misconduct Act 2003* by reference to the definition in section 1 of *The Criminal Code* ("the Code").

Public officers include state government employees, police officers and employees, members of government boards or committees, members of parliament, local government elected members and employees, all employees of public universities, employees of government trading enterprises and some volunteers.

Section 1 of the Code states that:

*The term **public officer** means any of the following —*

- (a) a police officer;*
- (aa) a Minister of the Crown;*
- (ab) a Parliamentary Secretary appointed under section 44A of the "Constitution Acts Amendment Act 1899";*
- (ac) a member of either House of Parliament;*
- (ad) a person exercising authority under a written law;*
- (b) a person authorised under a written law to execute or serve any process of a court or tribunal;*
- (c) a public service officer or employee within the meaning of the "Public Sector Management Act 1994";*
- (ca) a person who holds a permit to do high-level security work as defined in the "Court Security and Custodial Services Act 1999";*
- (cb) a person who holds a permit to do high-level security work as defined in the "Prisons Act 1981";*
- (d) a member, officer or employee of any authority, board, corporation, commission, local government, council of a local government, council or committee or similar body established under a written law; [or]*
- (e) any other person holding office under, or employed by, the State of Western Australia, whether for remuneration or not ...*

Contact the Corruption and Crime Commission

Level 5, 45 Francis Street
Northbridge WA 6003

General Enquiries (08) 9215 4888
Report Corruption 1800 803 186

www.ccc.wa.gov.au

info@ccc.wa.gov.au

[@CCCWestAus](https://twitter.com/CCCWestAus)