



Australian Government
Attorney-General's Department

Secretary

Transparency notice invitation

20/103-9

26 February 2021

Professor Duncan Ivison
Chairman of the Board, Confucius Institute
Level 3, The Darlington Centre School Building
University of Sydney
Darlington NSW 2008

First by email: duncan.ivison@sydney.edu.au; confucius.institute@sydney.edu.au

Dear Professor Ivison

Invitation to make submissions about provisional transparency notice

I am writing to invite you to make submissions regarding a provisional transparency notice (the notice) that I have issued under subsection 14B(1) of the *Foreign Influence Transparency Scheme Act 2018* (the Act).

The notice states that the Confucius Institute (the Institute) at the University of Sydney is a foreign government related entity. A copy of the notice is **enclosed**.

For the purposes of the Act, the relevant foreign principal is the Chinese International Education Foundation (as the successor entity to Hanban), and the relevant foreign jurisdiction is the People's Republic of China.

Invitation to make submissions

I invite you to make submissions to me about the provisional transparency notice within 14 days of the date of this invitation. Submissions may be sent by email to transparency@ag.gov.au or by Registered Post to:

Iain Anderson
Acting Secretary
Attorney-General's Department
3-5 National Circuit
Barton ACT 2600

Any submissions made within 14 days of the date of this invitation must be considered by me before the end of the period of 28 days after the date of this invitation.

If the notice is not revoked before the end of the period of 28 days after the date of this invitation, the notice will become a final transparency notice.

If at any time I cease to be satisfied that the Institute is a foreign government related entity, I must revoke the transparency notice.

Offences relating to false or misleading information or documents

In accordance with paragraph 14C(2)(b) of the Act, I note that the *Criminal Code* contains the following offences relating to false or misleading information or documents:

- knowingly providing false or misleading information:
 - to a Commonwealth entity
 - to a person exercising powers or performing functions under, or in connection with, a Commonwealth law, or
 - in compliance or purported compliance with a Commonwealth law,is a serious offence under section 137.1 of the *Criminal Code*, and
- knowingly providing false or misleading documents in compliance or purported compliance with a Commonwealth law is a serious offence under section 137.2 of the *Criminal Code*.

The maximum penalty for each of these offences is imprisonment for 12 months.

Review of decision to issue provisional transparency notice

You may make an application to the Administrative Appeals Tribunal for review of the decision to issue a provisional transparency notice (see section 14H of the Act and the *Administrative Appeals Tribunal Act 1975*).

Further information

Further information regarding the Foreign Influence Transparency Scheme is available at www.ag.gov.au/transparency.

The action officer for this matter is Autumn Field, Assistant Secretary, Transparency Frameworks Branch. Ms Field can be contacted on 02 6141 4797.

Yours sincerely



Iain Anderson
A/g Secretary



Provisional Transparency Notice (*The Confucius Institute at the University of Sydney*)

I, Iain Anderson, Acting Secretary of the Attorney-General's Department, issue this notice under subsection 14B(1) of the *Foreign Influence Transparency Scheme Act 2018*, stating that the person identified in the Schedule is a foreign government related entity.

Dated 26 FEBRUARY 2021

Iain Anderson
Acting Secretary

Schedule

Trading Name:	The Confucius Institute at the University of Sydney
ABN:	N/A
Other names by which the person is known:	N/A
Foreign jurisdiction:	People's Republic of China

- Note 1: The person stated to be a foreign government related entity in this notice is taken to be a foreign government related entity (see section 14A of the Act).
- Note 2: This notice comes into force on the day it is first made available to the public on a website under subsection 43(2A) of the Act, and remains in force until revoked (see section 14D of the Act).
- Note 3: Under section 14C of the Act, the Secretary must prepare and take reasonable steps to give an invitation to the person who is the subject of this notice to make submissions to the Secretary about this notice. If this notice is not revoked before the end of the period of 28 days after the date of the invitation, this notice becomes a final transparency notice at the end of that period.