

FW: Legal Issues - Public Accounts

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From: Bromm, William (CAB)
Sent: Sunday, September 25, 2016 11:37:38 AM (UTC-05:00) Eastern Time (US & Canada)
To: Orsini, Steve (CAB); Monahan, Patrick (MAG)
Subject: Legal Issues - Public Accounts

These are the legal questions that I will be directing to Sean Kearney and Len Hatzis. I will request that they not engage anyone else on these issues at this time, including the controller and Deputy Orencsak, and report directly to the Deputy Attorney General and you.

Let me know if you have any additions.

1. What is the scope of independence exercised by the controller in the preparation of the public accounts?
2. What role, if any, is played by the following individuals/entities in the preparation of public accounts and what is the scope of that role in terms of the overall preparation of the public accounts and the ability to direct the controller on any aspect of the preparation of the public accounts:
 - Management, particularly the Secretary to the Treasury Board, the Deputy of Finance, and the Secretary of the Cabinet
 - The Minister of Finance
 - Treasury Board
 - Cabinet
3. Can the Minister refuse to sign the Public Accounts and, if yes, what are the results of that refusal?
4. What is the scope of Cabinet's regulatory authority related to the preparation of public accounts? For example, can a regulation direct that the OTPP surplus be treated as an asset and stipulate the value of the asset?

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Sent from my BlackBerry 10 smartphone on the Rogers network.