Speech delivered by Adam Graycar:

"Fraud prevention and control in Australia"

at the Australian Institute of Criminology Fraud Prevention Conference, Gold Coast, 24 August 2000

© Australian Government
This speech is made available under the CC-BY-NC-ND 4.0 license:
http://creativecommons.org/licenses/by-nc-nd/4.0/
Fraud Prevention and Control in Australia

Dr Adam Graycar
• Commercial fraud
• Fraud against governments
• Consumer fraud
• Migration fraud
• Securities fraud
• Superannuation fraud
• Intellectual property fraud
• Computer and telecommunications fraud

• Insurance fraud
• Plastic card fraud
• Charitable contribution fraud
• Identity-related fraud
• Advance fee fraud
• Art fraud
• Health care fraud
• A motivated offender
• A suitable target
• An opportunity
Estimates of Fraud

$3.5 billion and up

- official statistics
- business victimisation surveys
- Anecdotal and historical accounts
Systemic Responses

- Corporate Governance
- Private Sector Initiatives
- Public Sector Initiatives

Legal Responses
Corporate Governance

- CEOs’ commitment to fraud prevention
- Board scrutiny of CEO
- Understanding of organisation’s function
- ASIC register of disqualification
- Independent auditors
Private Sector Initiatives

- Australian Standard No. AS 3806-98 *Compliance Programs*
- Internal fraud prevention and risk management
- In-house investigators
Public Sector Initiatives (responding to)

· individuals claiming benefits to which they are not entitled

· individuals evading payments due to government; and

· individuals who contract with government to provide goods or services, failing to act as they have contracted to do

• Audit Office Survey
  $145,862,000 lost by 106 agencies 1998-9

• Data Matching

• Commonwealth Fraud Control Policy
Legal Responses to Fraud

- Fraud Reporting
- Investigation and Policing
- Public/Private Sector Partnerships
- Prosecution Policies
- Trans-Jurisdictional Problems
- Court Processes
- Legal Problems
- Sentencing
Sentencing Options

• Fines

• Restitution and compensation orders

• Forfeiture and disqualification (confiscation)

• Unsupervised release (suspended, deferred, conditional sentences)

• Supervised release (probation, community service, intensive corrections) and

• Custodial orders (either full time or periodic)
• Motivation

• Opportunity, and

• Absence of capable guardianship