



OFFICE OF THE OFFICIAL SECRETARY  
TO THE GOVERNOR-GENERAL

26 June 2013

Mr Robert Orr PSM QC  
Acting Solicitor-General  
50 Blackall St  
Barton ACT 2600

Dear Mr Orr

This is to confirm the meeting that took place at Government House this evening, at the Governor-General's request, in which she sought your advice as to the course of action she should take in responding to the Prime Minister's letter recommending that the Governor-General commission the Honourable Kevin Rudd MP as Prime Minister.

I would be grateful if you would confirm in writing your oral advice to Her Excellency that the Governor-General should commission Mr Rudd as Prime Minister based upon the Prime Minister's tendered advice.

I confirm the Governor-General's view conveyed to you, that it would be her intention, if your advice is to commission Mr Rudd as Prime Minister, that she seek an assurance that he will announce his appointment at the first possible opportunity to the House of Representatives in order to give the House the opportunity for whatever, if any, action it chooses to take.

Yours sincerely

**Stephen Brady**  
Official Secretary to the Governor-General



Acting Solicitor-General of the Commonwealth of Australia

L17, Law Courts Building  
Queens Square  
SYDNEY NSW 2000  
Tel: (02) 9230 8902  
Fax: (02) 9230 8920

Attorney-General's Department  
3-5 National Circuit  
BARTON ACT 2600  
Tel: (02) 6141 4145  
Fax: (02) 6141 4149

26 June 2013

Mr Stephen Brady  
Official Secretary to the Governor-General

Dear Mr Brady,

I refer to your letter of 26 June 2013.

I confirm that in my opinion the Governor-General should commission the Honourable Kevin Rudd as Prime Minister.

I confirm that in my view it is open to the Governor-General to seek an assurance from Mr Rudd that he will announce his appointment at the first possible opportunity to the House of Representatives. I confirm that I do not think that the Governor-General can require such an assurance or make the appointment conditional on such an assurance.

I have consulted with Justin Gleeson SC, the Solicitor-General, and he agrees with this advice.

Yours sincerely

A handwritten signature in black ink, appearing to read 'Robert Orr', with a stylized flourish at the end.

Robert Orr QC  
Acting Solicitor-General